1	S.123
2	
3	Alternatives for Definitions in Legal Trail Language:
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5	Option 1:
6	§ 301. DEFINITIONS
7	As used in this chapter:
8	* * *
9	(2) "Legislative body" includes boards of selectmen, aldermen, and
10	village trustees means a legislative body as defined in 24 V.S.A. § 2001.
11	(3) "Selectmen" includes village trustees and aldermen "Selectboard"
12	means a selectboard as defined in 24 V.S.A. § 2001.
13	* * *
14	(8)(A) "Trail" means a public right-of-way that is not a highway and
15	that:
16	(A)(i) previously was a designated town highway having the same
17	width as the designated town highway, or a lesser width if so designated; or
18	(B)(ii) a new public right-of-way laid out as a trail by the
19	selectmen legislative body for the purpose of providing access to abutting
20	properties or for recreational use.
21	(B) Nothing in this section subdivision (8) shall be deemed to
22	independently authorize the condemnation of land for recreational purposes or
23	to affect the authority of selectmen legislative bodies to reasonably regulate the
24	uses of recreational trails.
25	
26	

1	Option 2:
2	§ 301. DEFINITIONS
3	As used in this chapter:
4	* * *
5	(2) "Legislative body" includes boards of selectmen, aldermen, and
6	village trustees means a legislative body as defined in 24 V.S.A. § 2001.
7	(3) "Selectmen" includes village trustees and aldermen "Selectboard"
8	means a selectboard as defined in 24 V.S.A. § 2001.
9	* * *
10	(8)(A) "Trail" means a public right-of-way that is not a highway and
11	that:
12	(i) municipalities have the authority to exclusively or
13	cooperatively maintain pursuant to the provisions of this chapter; and
14	(A)(ii)(I) previously was a designated town highway having the
15	same width as the designated town highway, or a lesser width if so designated;
16	or
17	(B)(II) a new public right-of-way laid out as a trail by the
18	selectmen legislative body for the purpose of providing access to abutting
19	properties or for recreational use.
20	(B) Nothing in this section subdivision (8) shall be deemed to independently
21	authorize the condemnation of land for recreational purposes or to affect the
22	authority of selectmen legislative bodies to reasonably regulate the uses of
23	recreational trails.