

Attachment 1

MARIN MUNICIPAL WATER DISTRICT

RESOLUTION NO.

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MARIN MUNICIPAL WATER DISTRICT
RESCINDING BOARD RESOLUTION NO. 8791, AUTHORIZING WATERSHED TRAIL SHARING
PILOT PROGRAM AND BOARD RESOLUTION NO. 8790, AUTHORIZING WATERSHED E-BIKE
CLASS I TRIAL PROGRAM**

WHEREAS, on September 3, 2024, the Board of Directors (Board) of the Marin Municipal Water District (District) adopted Ordinance No. 465 updating the District Code to allow the District Board of Directors to adopt bicycle pilot/trial programs by resolution to preserve the flexibility to adaptively manage these programs without the need for further code revisions; and

WHEREAS, on September 3, 2024, the Board adopted Resolution No. 8791 the E-Bike Class I Trial for a period of up to two years in furtherance of the work performed in the Recreational Management Planning and Feasibility Study to allow E-Bike Class I usage on existing roads and trails within the watershed, where conventional bicycles are permitted, including any new trails under the Trail Sharing Pilot Program and in order to collect critical data to inform the District's future watershed management and policy decisions, which E-Bike Class I trial included trail counters at key entrances to collect data to understand the approximate number of bikes on the watershed as well as visitor surveys to understand perceptions, experiences and conflicts over Trial period; and

WHEREAS, on September 3, 2024, the Board adopted Resolution No. 8790, the Board adopted a Trail Sharing Pilot Program to evaluate bike access on single track trails on select existing watershed trails, for the purpose of collecting data relating to visitor patterns, environmental conditions, and compliance with District regulations to evaluate various trail sharing strategies, which pilot project would test new methods to safely share a select number of trails and improve the trail experience for all users, and that would be limited to the following trails: Sunnyside Trail, Pumpkin Ridge Trail, Madrone Trail, Concrete Pipe Fire Road, Upper Fish Gulch Trail, Lower Fish Gulch Trail, Arturo Trail, Mountain Top Trail, Lakeview Trail, Grassyslope Fire Road; and

WHEREAS, on October 1, 2024, the California Native Plant Society, the Marin Audubon Society and the Marin Conservation League filed a lawsuit against the District alleging that it failed to comply with the California Environmental Quality Act (CEQA) in its adoption of these programs and were successful in obtaining a preliminary injunction to stop the District's implementation of the Trail Sharing Pilot and E-Bike Class I Trial and neither of the programs were implemented by the District; and

WHEREAS, through extensive negotiation, the District has reached a settlement agreement with the petitioners, which anticipates a dismissal of the lawsuit with the rescission

of Resolutions No. 8790 and 8791, but provides for the adoption of a revised E-Bike Class I Pilot on the watershed with certain parameters.

NOW, THEREFORE, THE BOARD RESOLVES, that the Board hereby rescinds Resolutions No. 8790 and 8791, which cancels the Trail Share Pilot and E-Bike Class I Trail effective immediately.

PASSED AND ADOPTED this 6th day of May, 2025, by the following vote of the Board of Directors.

AYES:

NOES:

ABSENT:

Matt Samson
President, Board of Directors

ATTEST:

Terrie Gillen
Board Secretary