

Marshall County Fiscal Court
February 19, 2014

Work Session – Application for Entertainment Permit – Kentucky Lake Motor Speedway

The Marshall County Fiscal Court met in special session on Wednesday, February 19, 2014 immediately following the regular court meeting, in the Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. All duly elected Commissioners: Bob Gold, Terry Anderson, and Misti Drew; and County Attorney Jeff Edwards were present. Mike Miller, County Judge/Executive presided.

The purpose for the meeting was to discuss the application for an entertainment permit for the operation of Kentucky Lake Motor Speedway.

Judge Miller opened the work session and informed that no public comments will be taken during this work session. All public comments were accepted until the end of the Public Hearing for the permit, which was held February 4th. Action will be taken during the March 4th court meeting. The following was discussed:

- Requiring mufflers on the cars – Judge Miller shared with Mike Foster, attorney for the new owners, that if mufflers were required, the court might be more lenient on extending the hours of operation. Mr. Foster said he would pass that along to his clients, but didn't believe they would want to require mufflers.
- Com. Drew spoke with several racers and was told that mufflers were generally the first thing to be damaged and have to be replaced often. In checking with the UMP Circuit, only two tracks require mufflers and both are located in counties with county-wide zoning.
- Jeff Edwards provided background on 1997 court action against the owners at that time, and the ruling was that it was not a nuisance. The penalty for violating the set hours of operation is a Class A Misdemeanor and would be handled through his office.
- Discussion was held about setting the end of racing at 11:00 p.m.
- Judge Miller said in his opinion, any variance from the set schedule should be made at least one month in advance of the event.
- Com. Anderson asked if the races would be held on Friday or Saturday. The regular races would be held on Saturdays, with some preliminaries on Fridays, and some practices on Thursdays and Fridays.
- Com. Gold said from the comments he has heard from the residents of Calvert City is that they don't want to stop the track from opening, only that reasonable hours of operation be set.
- Judge Miller asked the Court members to be thinking about what is considered reasonable hours.
- Discussion was held concerning the track management – if it is managed correctly, the races should be over by the set time.

Having no further discussion, Judge Miller declared the work session closed.