

To: Brad Sellers

Date: May 12, 2011

Reason: Amendment from 1067 Record

1. I James K. Smith request the following changes to be implemented at the Junkyard #1 Speedway in Madison County, Ms. on the following specified days and during the times as herein after set forth.
 - A. During the Months of March through November of every year: Instead of the race starting at 3:00pm & Close at 10:00pm, I would like to change the hours to 4:00pm to 11pm, due from the past years of the temperature and emergency (as damage to the track from oil spill & antifreeze spills and engine failures). I would like for additional time for these reasons. Keep in mind every Sunday is not an 11:00pm closure because of participation & weather, also the time changes will have affect on time.
 - B. I would like to change Memorial Day time to the Sunday before Memorial Day from, 4:00pm on Sunday to 12:30am Memorial Day. I would also like to change Memorial Day time from 6:00pm until 12:30am. To 4:00pm until 10:00pm.
 - C. I would also like to change Labor Day time to the Sunday before Labor Day from, 4:00pm on Sunday until 12:30am on Labor Day. I would also like to change Labor Day time from 6:00pm until 12:30am. To 4:00pm until 10:00pm.
 - D. I would also like to change July 4th time to the Sunday before the 4th of July from, 4:00pm on Sunday until 12:30am Tuesday July 5th. I would also like to change the July 4th time from 6:00pm to 12:30am. To 4:00pm until 10:00pm.

NOTE

Dec. (1) One Race per Month

Jan. (2) Two Races per Month

Feb. (2) Two Races per Month

Mar-Nov. Drag Racing every Sunday

This is
what i
need

Ordinance by the Board of Supervisors of Madison

1. During the months of March through November in every year, James K. Smith may conduct unmuffled drag races at the Junkyard No. 1 Speedway in Madison County, Mississippi, on the following specified days and during the times as hereinafter set forth:
 - a. On every Friday, from 6:00 o'clock p.m. on Friday until 12:30 o'clock a.m. on the next succeeding Saturday. Any Friday race day which is canceled due to inclement weather may be conducted on the next succeeding day, being a Saturday, from 6:00 o'clock p.m. on Saturday until 12:30 o'clock a.m. on the next succeeding Sunday;
 - b. On every Sunday, from 3:00 o'clock p.m. until 10:00 o'clock p.m.;
 - c. On Monday, Memorial Day, from 6:00 o'clock p.m. on Monday until 12:30 o'clock a.m. on the next succeeding Tuesday;
 - d. On July 4th, from 6:00 o'clock p.m. on July 4th until 12:30 o'clock a.m. on July 15th;
 - e. On Monday, Labor Day, from 6:00 o'clock p.m. on Monday until 12:30 o'clock a.m. on the next succeeding Tuesday; and
 - f. Any three Saturdays, to be selected by James K. Smith, during the months of March through November, from 6:00 o'clock p.m. until 12:30 o'clock a.m. on the next succeeding Sunday. All of the net proceeds from such races must be donated to one or more charities as selected by James K. Smith. The County Zoning Administrator shall be notified in writing at least one week prior to each Saturday race day, as selected by James K. Smith. Any Saturday race which is cancelled due to inclement weather may be rescheduled and conducted on any subsequent Saturday during the months of March through November; provided, however, one week's advance notice of such reschedule race is given to the County Zoning Administrator and no more than three Saturday race days shall be conducted during the months of March through November.
2. During the months of January and February of every year, James K. Smith may conduct unmuffled drag races at the Junkyard No. 1 Speedway in Madison County, Mississippi, on the following specified days and during the times as hereinafter set forth:
 - a. Any two Sundays, to be selected by James K. Smith, during the month of January, from 3:00 o'clock p.m. until 10:00 o'clock p.m. Any Sunday race in January which is cancelled due to inclement weather may be rescheduled and conducted on any subsequent Sunday in January;

provided, however, that no more than two Sunday race days shall be conducted during the month of January; and

- b. Any two Sundays, to be selected by James K. Smith, during the month of February, from 3:00 o'clock p.m. until 10:00 o'clock p.m. Any Sunday race in January which is cancelled due to inclement weather may be rescheduled and conducted on any subsequent Sunday in February; provided, however, that no more than two Sunday race days shall be conducted during the month of February.
3. During the month of December in every year, James K. Smith may conduct unmuffled drag races at the Junkyard No. 1 Speedway in Madison County, Mississippi, on the following specified days and during the times as hereinafter set forth:
 - a) One Sunday, to be selected by James K. Smith, during the month of December, from 3:00 o'clock p.m. until 10:00 o'clock p.m. If the Sunday race day in December is cancelled due to inclement weather, the same may be rescheduled and conducted on any subsequent Sunday in December; provided, however, that no more than one Sunday race day shall be conducted during the month of December.
4. If James K. Smith violates any provision of this ordinance, then he shall be fined a minimum of \$200.00 for the first offense; and shall be fined a minimum of \$500.00 for the second offense; and shall be fined up to \$1,000.00 and/or Junkyard No. 1 Speedway shall be suspended from operating in Madison County for up to thirty (30) days, or both, for the third offense; and Junkyard No. 1 Speedway shall be suspended indefinitely from operating in Madison County for any subsequent offense.
 - a. Violations include but are not limited to conducting unmuffled drag races at the Junkyard No. 1 Speedway past the times set forth in this ordinance, conducting unmuffled drag races at the Junkyard No. 1 Speedway before the times set forth in this ordinance, or conducting unmuffled drag races at the Junkyard No. 1 Speedway on days not specified in this ordinance.
 - b. If James K. Smith violates any provision of this ordinance, then he shall be forced to immediately cease operating Junkyard No. 1 Speedway on the day of the violation. If James K. Smith fails to immediately cease operating Junkyard No. 1 Speedway on the day of the violation, then the Madison County Sheriff's Department shall enforce the requirements of this provision.

- c. Madison County Sheriff's Department shall be contacted to determine and document whether James K. Smith is in violation of any provision of this ordinance.
- d. Each day such violation is committed or permitted to continue shall constitute a separate offense.
- e. If Junkyard No. 1 Speedway is suspended for operating due to a violation of any provision of this ordinance, then James K. Smith may seek reinstatement of the operation of Junkyard No. 1 Speedway in writing from the Board of Supervisors. James K. Smith must detail his reasons for reinstatement of the operation of Junkyard No. 1 Speedway.

MEMO

To: Madison County Board of Supervisors
From: Brad Sellers
Subject: Proposed amended hours of operation - James Smith Race Track
Date: June 11, 2014

Days and hours of operation set by Madison County for James Smith's race track, and the submitted changes:

County Regulations:

March through November, every Friday, 6:00 pm - 12:30 am Saturday. Every Sunday, 3:00 p.m. until 10:00 p.m.

Smith request:

Change Sunday hours to 4 p.m. until 11:00 p.m., with exceptions for problems at the track.

County Regulations

Memorial Day - Monday from 6:00 p.m. until 12:30 a.m. Tuesday

Smith request:

Memorial Day weekend - Sunday before Memorial Day, 4:00 p.m. until 12:30 a.m. Monday, and Memorial Day, 4 p.m. until 11:00 p.m.

County Regulation:

Labor Day weekend - Monday (Labor Day) 6:00 p.m. until 12:30 a.m. Tuesday

Smith Request:

Labor Day weekend - Sunday before Labor Day, 4:00 p.m. until 12:30 a.m. Monday (Labor Day), and on Monday (Labor Day), 4:00 p.m. until 10:00 p.m.

County Regulations:

July 4th - 6:00 p.m. until 12:30 a.m. July 5th

Smith Request:

Sunday before July 4th, 4:00 p.m. until 12:30 a.m. the following morning, and July 4th, 4:00 p.m. until 10:00 p.m.

County Regulation:

December - one Sunday race, 3:00 p.m. until 10:00 p.m.
January - two Sunday races, 3:00 p.m. until 10:00 p.m.
February - two Sunday races, 3:00 p.m. until 10:00 p.m.

Smith request:

December - one race per month
January - two races per month
February - two races per month
(No hours of operation requested)

March through November - every Sunday, 4 p.m. until 11:00 p.m.