

**MADISON COUNTY FISCAL COURT  
MADISON COUNTY, KY  
ORDINANCE 2024-16**

**AN ORDINANCE RELATING TO THE PROHIBITION OF CANNABIS  
BUSINESS OPERATIONS WITHIN MADISON COUNTY FISCAL COURT'S  
UNINCORPORATED COUNTY JURISDICTION**

**WHEREAS**, on April 15, 2024, the Kentucky General Assembly adopted House Bill 829, signed into law by the Governor on April 17, 2024 amending KRS Chp. 218B, the Kentucky Medical Cannabis chapter; and

**WHEREAS**, KRS §§218B.090 and 218B.130 authorize local governments to prohibit cannabis business operations within their territory through the passage of an ordinance; and

**WHEREAS**, the Madison Fiscal Court wishes to utilize the authority granted to it by KRS §§218B.090 and 218B.130 to prohibit cannabis business operations within Madison County jurisdictions;

**NOW, THEREFORE, BE IT ORDAINED** by the Madison County Fiscal Court of the Commonwealth of Kentucky, as follows:

**Section I**

**Definitions:**

The definitions within KRS §218B.010 are hereby adopted as if set out herein and as relevant to this Ordinance.

**Section II**

**Cannabis Businesses Prohibited:**

All cannabis businesses are hereby prohibited from operating within Madison County Fiscal Court's unincorporated county jurisdiction.

**Section III**

If any section, or part of any section, or any provision of this Ordinance shall be declared invalid by a Court of appropriate jurisdiction, for any reason, such declaration shall not invalidate, or adversely affect the remainder of this Ordinance. All Ordinances, or parts of Ordinances in conflict with this Ordinance are hereby repealed to the extent of said conflict.

**Section IV**

That the County Clerk cause this Ordinance to be published in accordance with the Kentucky Revised Statutes.

**THIS ORDINANCE SHALL BECOME EFFECTIVE ON THE DATE OF THE SECOND READING AND ADOPTION.**

DATE OF FIRST READING: 10-8-24

MOTION BY: Hughes

SECONDED BY: Combs

VOTE:	YES	NO
Magistrate James Brian Combs	<u>✓</u>	_____
Magistrate Stephen Lochmueller	<u>✓</u>	_____
Magistrate Billy Ray Hughes	<u>✓</u>	_____
Magistrate Tom Botkin	<u>✓</u>	_____
Judge Executive Reagan Taylor	<u>✓</u>	_____

DATE OF SECOND READING: 10-22-2024

MOTION BY: Botkin

SECONDED BY: Combs

VOTE:	YES	NO
Magistrate James Brian Combs	<u>✓</u>	_____
Magistrate Stephen Lochmueller	<u>✓</u>	_____
Magistrate Billy Ray Hughes	<u>✓</u>	_____
Magistrate Tom Botkin	<u>✓</u>	_____
Judge Executive Reagan Taylor	<u>✓</u>	_____

**Signed:**  
R-70  
Madison County Judge Executive

**Attested:**  
Kenny Barger  
Madison County Clerk, Kenny Barger