

# Fireworks Permit Checklist

1	Completed Application (Signed)																
2	Business License (Signed)																
3	Safety Regulations (Signed)																
4	State Fire Marshal Permit																
5	Plot Plan																
6	Property Owner's Permission (Signed)																
7	Roster of Members																
8	Temporary Seller's Permit from State Board of Equalization																
9	Insurance Endorsement																
10	Insurance Certificate																
11	Copy of Tax Return for State Board of Equalization (Refund of Deposit)																
12	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">Payment:</td> <td style="text-align: right;"><b>Total:</b></td> <td style="text-align: right;"><b>\$</b></td> </tr> <tr> <td>Firework Permit Fee</td> <td style="text-align: right;">\$ 97.00</td> <td></td> </tr> <tr> <td>Stand Deposit (Dependent on Stand Size \$100-\$200)</td> <td style="text-align: right;">\$</td> <td></td> </tr> <tr> <td>Business License Permit Fee</td> <td style="text-align: right;">\$ 50.00</td> <td></td> </tr> <tr> <td>Process Fee (If organization is a fist time applicant)</td> <td style="text-align: right;">\$ 28.00</td> <td></td> </tr> </table>	Payment:	<b>Total:</b>	<b>\$</b>	Firework Permit Fee	\$ 97.00		Stand Deposit (Dependent on Stand Size \$100-\$200)	\$		Business License Permit Fee	\$ 50.00		Process Fee (If organization is a fist time applicant)	\$ 28.00		
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# **CITY OF TEMPLE CITY**

## **FIREWORKS PERMIT APPLICATION**

9701 Las Tunas Drive – Temple City, CA 91780  
 (626) 285-2171 – Fax (626) 285-8192  
 www.templecity.us

DATE: _____
RECEIPT: _____
APPROVAL: _____
(FOR OFFICE USE ONLY)

**APPLICATION(S) SHALL NOT BE ACCEPTED UNLESS COMPLETE.**

**FILING DEADLINE: MARCH 31ST**

### CONTACT INFORMATION

Name:	Business Phone Number:
Production Company:	
Address of Principal and Permanent Meeting Place:	Email address:

### ORGANIZATION INFORMATION

Name of Organization: \_\_\_\_\_

### ORGANIZATION OF OFFICERS

NAME	ADDRESS	PHONE NUMBER

### PLEASE PROVIDE DETAILED INFORMATION

Non-Profit Organization: Yes \_\_\_\_\_ No \_\_\_\_\_      Amount of Active Members: \_\_\_\_\_

How long has the organization been established in this city? \_\_\_\_\_

Was a copy of the State Board of Equalization's State, Local and District sales and use tax return filed with the City?  
 Yes \_\_\_\_\_ No \_\_\_\_\_

### FIREWORKS STAND

Proposed Location:

Name	Address	Phone Number
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Length of Proposed Fireworks Stand: \_\_\_\_\_

**Note: A cash deposit of \$100 for each 24' in length or portion thereof of the proposed fireworks stand is required as a condition of granting a permit.**

Present use of the property: \_\_\_\_\_

**Note: Written consent from the property owner of the proposed site for the fireworks stand must be provided with this application.**

**FIREWORKS SUPPLIER INFORMATION**

Fireworks Supplier:		Sales Tax Number	
Name	Address	Phone Number	

**INDEMNIFICATION**

Permittee shall indemnify, defend, and hold harmless the City of Temple City, its officers, employees, and agents from any and all losses, costs, expenses, claims, liabilities, actions, or damages, including liability for injuries to any person or persons or damage to property arising at any time during and/or arising out of or in any way connected with Permittee’s authorized activities under the terms of this permit, unless solely caused by the gross negligence or willful misconduct of the City of Temple City, its officers, employees, or agents.

**INSURANCE**

Permittee shall maintain commercial general liability insurance with coverage at least as broad as Insurance Services Office form CG 00 01, in an amount not less than \$1,000,000 per occurrence, \$2,000,000 general aggregate, for bodily injury, personal injury, and property damage, including without limitation, blanket contractual liability. The City of Temple City, its officers, officials, agents, and employees shall be included as additional insureds on the policy.

**PERMITTEE AGREES TO COMPLY WITH ALL APPLICABLE LAWS AND TO MAINTAIN THE PREMISES IN GOOD CONDITION AND TO RETURN SAID PREMISES IN THE SAME CONDITION AS THEY WERE BEFORE SAID USE. A REFUNDABLE DEPOSIT MAY BE REQUIRED.**

*I declare under penalty of perjury that the information contained herein is true and correct to the best of my knowledge and belief. As a condition for the issuance of the permit applied for, I agree to submit any additional information that may be required; conduct all phases of this business in accordance with regulations established for such business and to maintain all personnel, vehicles, and/or equipment that may be in connection therewith, in conformance with all applicable laws. Ordinances and Regulations.*

**APPLICANT NAME** \_\_\_\_\_ **SIGNATURE** \_\_\_\_\_ **DATE** \_\_\_\_\_

**OFFICER NAME/** \_\_\_\_\_ **SIGNATURE** \_\_\_\_\_ **DATE** \_\_\_\_\_  
**PARTNER**

**Note: All sales and use tax return shall be submitted to the City of Temple City no later than October 30<sup>th</sup>. Noncompliance shall result in loss of deposit.**

**OFFICE USE ONLY**

Received By:				Date:		
Approved By:				Date:		
Permit Fees:	Permit: \$ 97.00	Business License: \$ _____	Special Events: \$ _____	Parking: \$ _____		

**CHECK LIST**

Insurance	Endorsement naming the City of Temple City: _____	Cancellation Provision: _____
Application(s)	Fireworks Stand Application: _____	Other: _____

*Note: No door-to-door solicitation is permitted without a special permit. Application may be obtained at City Hall.*

**APPROVALS**

*Public Safety's Approval:*

*Public Works Approval:*

*Sherriff 's Department Approval:*

*LA County Fire Prevention Bureau Approval:*

*City Manager's Approval:*

*City Council's Approval:*

*Other:*

**COUNTY OF LOS ANGELES FIRE DEPARTMENT  
FIRE PREVENTION DIVISION  
FIREWORKS STAND REQUIREMENT SHEET**

OWNER/OPERATOR: \_\_\_\_\_ PHONE/CELL: \_\_\_\_\_

LOCATION/ADDRESS: \_\_\_\_\_

CITY/STATE/ZIP: \_\_\_\_\_

FIRE DEPARTMENT APPROVAL FOR THE RETAIL SALE OF STATE FIRE MARSHAL APPROVED FIREWORKS UNDER CALIFORNIA CODE OF REGULATIONS TITLE 19, PUBLIC SAFETY, IS GRANTED UNDER THE FOLLOWING CONDITIONS: FOR FIREWORKS REQUIREMENTS, SEE TITLE 19 CALIFORNIA CODES OF REGULATIONS, CHAPTER 6.

Health & Safety Code section 12574 and section 12599 require a retail sales license for retail sales of safe and sane fireworks for private use. See Article 33 & 33a and additional requirements may be applicable.

Obtain California State Fire Marshal (CSFM) retail sales license prior to June 15.

A CSFM retail license has been secured and verified by local authority.

All required city permits and licenses shall be obtained and verified by permittee and local authority 10 days prior to sales opening. Copies of required licenses shall be attached to Fire Department permit. HSC 12643

Location of fireworks stands must meet the following distance requirements:

- A. Stands shall be located within 25 feet (7620mm) from all buildings with a fire resistive rating of less than one hour.
- B. Stands shall be set back a minimum of 15 feet (4572mm) from the curb line.
- C. Vehicles shall be kept away from stands at least 25 feet (7620mm).
- D. All dry vegetation and combustibles shall be cleared a minimum of 25 feet (7620mm) away from the stand.
- E. Stands shall not be located within 100 feet (30480mm) of storage of flammable or combustible liquids. HSC 12679

Stand exits shall be at least 36 inches (914.4mm) in width and be provided at both ends of the structure. Stands in excess of 24 feet (7315.2mm) in length shall be provided with an exit door within a travel distance of no more than 12 feet (3657.6mm). Exit aisles of not less than 36 inches (914.4mm) in width shall be maintained free of obstructions at ALL TIMES. Exit doors shall open outward from the stands.

Stands shall be of wood or metal construction, built with solid roof, rear wall, and ends. No stand shall have a floor area in excess of 400 square feet (37.2m<sup>2</sup>). No stand shall be constructed with a depth of more than 12 feet (3657.6mm). The front shall be of solid wood or metal 3 feet (914.4mm) in height from the ground level to the display shelf. The display shelves shall have a panel of unbreakable glass or ¼ inch (6.35mm) wire mesh screen a minimum of 18 inches (457.2mm) in height between the public and display of fireworks.

Smoking shall be prohibited within 15 feet (7620mm) of any stand. "NO SMOKING" signs shall be displayed inside and outside the stand to clearly indicate this restriction. Lettering shall be not less than 3 inches (76.2mm) in height. CCR T-19 sec. 991.4

Signs shall be posted stating "FIREWORKS SHALL NOT BE SOLD TO PERSONS UNDER 16 YEARS OF AGE". Lettering shall not be less than 3 inches (76.2mm) in height.

There shall be at least one person 21 years of age or older competent in controlling the stand's operation. No person under the age of 18 years old shall be allowed in the stand at any time.

Fireworks stands containing fireworks shall be guarded at all times. No person shall sleep or remain inside the stand when it is not open.

No person shall sell or handle fireworks while under the influence of intoxicating liquids or narcotics.

Each stand shall be provided with a minimum of (2) two and one-half gallon (9.46L) water type fire extinguisher in good working condition and easily accessible for use. A California State licensed fire extinguisher contractor shall have certified extinguishers within the last twelve months.

When 12-volt electrical installations are provided in fireworks stands, all wiring shall run in approved raceways and enclosed fixtures shall be provided for lights. The battery shall be in an enclosure to protect it from any physical damage.

All fireworks on the premises must bear the California State fire Marshal's "SAFE AND SANE" label. HSC 12568

A copy of the Fire Department permit and the State Fire Marshal Retail Sales License shall be posted at the location of the fireworks stand for the duration of the sales period.

The premises shall be cleared of all structures and debris within 72 hours after midnight on July 4. This includes completely removing the stand from the premises.

No person shall construct a retail display nor offer for sale explosives, explosive materials, or fireworks upon highways, sidewalks, public property, or in Group A or E occupancies.

Licenses and permits are non-transferable and are granted for a limited time (see below).

- A retail license shall authorize a retail sale of safe and sane fireworks within the State of California only during the period of 12 noon on 28 June through 12 noon on 6 July of the same calendar year and such license shall expire at the end of such period. No retail license shall be issued for the license period defined in this section unless the State Fire Marshal on or before June 15 receives the application for such license proceeding the license period. A new retail sales license shall be required annually for the period specified in this section.
- A retail license shall authorize a retail sale of safe and sane fireworks within the City of \_\_\_\_\_, only during the period of \_\_\_\_\_ AM/PM \_\_\_\_\_ to \_\_\_\_\_ AM/PM \_\_\_\_\_  
Time Date Time Date Name

**These dates may vary from city to city. Cities may restrict sale period to a more restrictive timespan. (HSC 12599)**

Licenses and permits are subject to revocation for proper cause for any violation of State or local law, including requirements set forth in this requirement sheet or when necessary for public safety.

An inspection must be made by the Fire Department prior to any retail sales of fireworks. Request an appointment for a fire inspection for the day you plan to open by calling the fire station listed below:

Fire Station \_\_\_\_\_  
 Address \_\_\_\_\_  
 City \_\_\_\_\_  
 Phone # \_\_\_\_\_

\_\_\_\_\_  
 Fire Department Inspector Signature Date  
 \_\_\_\_\_  
 Owner/Operator Signature Date

# Chapter 1

## FIRE CODE

### **3-1-0: ADOPTION:**

The city of Temple City hereby adopts the consolidated fire protection district of Los Angeles County (district) fire code as the fire code for the city of Temple City. Said district fire code is codified in title 32 of the Los Angeles County code. (Ord. 11-946)

### **3-1-1: APPLICATION TO CITY:**

The city hereby adopts the Los Angeles County fire department as the city fire department and the county fire chief as the city fire chief. (1960 Code)

### **3-1-2: OPEN FIRES:**

Section 27.101, reading as follows, is hereby added to said ordinance 2947:

Section 27.101. Open Fires.

There shall be excepted from this section:

- A. The burning of charcoal, briquettes, natural gas or similar fuel, for the purpose of cooking food products in containers or pits located in yards of improved properties; and
- B. The burning of wicks, lanterns or torches for lighting or ornamental effects.  
(1960 Code)

### **3-1-3: FIRE HYDRANTS:**

All premises where buildings or portions of buildings, other than single-family or duplex dwellings, are hereafter constructed shall be provided as may be required by the chief with approved fire hydrants connected to a water system capable of supplying the fire flow required by the chief. Access to fire hydrants shall be provided and maintained to accommodate firefighting apparatus. (1960 Code)

### **3-1-4: ENFORCEMENT OF CHAPTER:**

All provisions of this chapter shall be carried out and enforced in conjunction with the law enforcement agency of the city and by the fire chief. The general supervision of conditions and equipment which aid in control of fire, conditions constituting fire hazards or danger to life or property, and the abatement or minimizing of such fire hazards or dangerous conditions shall be the responsibility of the said fire chief. (1960 Code)

### **3-1-5: DEFINITIONS:**

The most current adopted definitions set forth in the state fireworks law<sup>1</sup> will define the terms used in sections 3-1-5 through 3-1-19 of this chapter unless otherwise modified herein:

CITY: The city of Temple City.

DANGEROUS FIREWORKS: Any fireworks specified as such in the state fireworks law, Health And Safety Code section 12505, and such other fireworks as may be determined to be dangerous by the state fire marshal. "Dangerous fireworks" shall include any safe and sane fireworks that have been altered in such a manner as to provide said fireworks the qualities of dangerous fireworks as defined herein.

FIREWORKS PERMIT: A permit issued by the city to sell safe and sane fireworks within the city in accordance with the provisions of this chapter.

MINOR: A person under the age of eighteen (18) years. (Ord. 13-968)

### **3-1-6: GENERAL PROHIBITION AGAINST MANUFACTURE, SALE, USE, DISPLAY, DISCHARGE, OR POSSESSION OF DANGEROUS FIREWORKS:**

- A. Except as otherwise provided in this chapter, no person shall manufacture, use, discharge, sell, offer for sale, or display for sale any dangerous fireworks or any altered safe and sane fireworks within the city limits.
- B. Except as otherwise provided in this chapter, no person shall possess twenty five (25) pounds or less (gross weight including packaging) of any dangerous fireworks. (Ord. 13-968)

### **3-1-7: SALE OF SAFE AND SANE FIREWORKS:**

- A. Permit Required: It shall be unlawful for any person to sell, offer for sale, or display for sale any safe and sane fireworks within the city limits without having first procured a valid fireworks permit in accordance with the provisions of this chapter.
- B. Location Of Sales: It shall be unlawful for any person to sell, offer for sale, or display for sale any safe and sane fireworks within the city limits unless the sale, display for sale, or offer for sale occurs within a designated structure pursuant to section 3-1-18 of this chapter.
- C. Hours Of Sale: It shall be unlawful to sell, offer for sale, or display for sale any safe and sane fireworks within the city limits except on July 1 through July 3, between the hours of eight o'clock (8:00) A.M. and ten o'clock (10:00) P.M.; and on July 4 between eight o'clock (8:00) A.M. and eight o'clock (8:00) P.M.
- D. Sale To Minors Prohibited: It shall be unlawful for any person to cause, permit, allow, aid, abet, or suffer the sale of any safe and sane fireworks to a minor at any time. (Ord. 13-968)

### **3-1-8: USE, DISPLAY OR DISCHARGE OF SAFE AND SANE FIREWORKS:**

Except as otherwise provided in this chapter, no person shall use, discharge, sell, offer for sale, or display for sale any safe and sane fireworks within city limits. It shall also be unlawful for any person having care, custody, or control of real property to suffer or permit any person to use, discharge, sell, offer for sale, or display for sale any fireworks thereon unless in accordance with the provisions of this chapter.

- A. Hours Of Discharge: Except as otherwise provided in this chapter, it shall be unlawful for any person to use or discharge any safe and sane fireworks except on July 4 during the hours of twelve o'clock (12:00) noon to ten o'clock (10:00) P.M.
- B. Location Limitations Of Discharge: Except as otherwise provided in this chapter, it shall be unlawful for any person to ignite, discharge, project or otherwise fire or use any safe and sane fireworks upon or over or onto the property of another without his/her consent or within ten feet (10') of any residence, dwelling or other structure used as a place of habitation by human beings or within any city park. No person shall ignite, discharge, project or otherwise fire or use any safe and sane fireworks within fifty feet (50') of any fireworks stand.
- C. Discharge By Minors Prohibited: It shall be unlawful for any minor to use, discharge, explode, fire, or set off any safe and sane fireworks unless under the direct supervision and in the immediate presence of a parent, legal guardian, or other custodial adult eighteen (18) years of age or older and during the times permitted by this chapter.

It shall also be unlawful for any person having the care, custody or control of a minor to permit such minor to use, discharge, explode, fire or set off any dangerous fireworks or any altered safe and sane fireworks, at any time, or to permit such minor to use, discharge, explode, fire or set off any safe and sane fireworks unless such minor does so under the direct supervision and in the immediate presence of a parent, legal guardian, or other custodial adult eighteen (18) years of age or older and during the times permitted by this chapter. (Ord. 13-968)

### **3-1-9: PERMIT FOR PUBLIC DISPLAYS OF FIREWORKS AND/OR SPECIAL EFFECTS:**

- A. Permit Required: It shall be unlawful to cause, allow, permit, aid, abet, or suffer any discharge of dangerous fireworks (including a public display) or any use of special effects without having first obtained a permit therefor from the fire chief.
- B. Rules And Regulations: The fire chief shall have authority to adopt reasonable rules and regulations for the granting of nontransferable permits for those activities contained in section 12640 of the California Health And Safety Code, including supervised public displays of fireworks by a jurisdiction, fair association, amusement park, other organization, or for the use of fireworks by artisans in pursuit of their trade. Each such use or display shall be handled by a licensed pyrotechnic operator<sup>2</sup> in accordance with a city issued permit, and shall be of such character and so located, discharged or fired as

in the opinion of the fire chief or his designee, after proper investigation, will not be hazardous or endanger any person. A permittee shall strictly adhere to any rules, regulations, or conditions pertaining to the granting of a permit.

- C. Required Bond/Insurance: The permittee for a fireworks display shall furnish a bond or certificate of insurance in an amount deemed adequate by the city manager (or designee thereof) for the payment of all damages which may be caused either to a person or persons or to property by reason of the permitted display, and arising from any acts of the permittee and/or agents, employees, or subcontractors thereof.
- D. Disposal Of Unused Fireworks: The permittee of any fireworks display, having any fireworks that are unfired after the display has concluded, shall immediately dispose of same in a safe manner for the particular type of fireworks remaining and in accordance with all applicable laws. (Ord. 13-968)

### **3-1-10: SEIZURE OF FIREWORKS IN VIOLATION OF CHAPTER:**

The fire chief (or designee thereof) shall seize, take, remove, and dispose of (in an approved manner) or cause to be seized, removed, and disposed of (in an approved manner), at the expense of the owner of same, all fireworks offered or exposed for sale, stored, possessed, or used in violation of this code. The seizure and disposal shall be conducted in accordance with the California Health And Safety Code and other applicable laws. (Ord. 13-968)

### **3-1-11: SALE/DISCHARGE OF FIREWORKS:**

(Rep. by Ord. 13-968)

### **3-1-12: UNLAWFUL DISCHARGE:**

(Rep. by Ord. 13-968)

### **3-1-13: PERMIT APPLICATION PROCEDURE:**

Upon receipt of written application for a fireworks permit, the city manager shall make an investigation and submit to the city council a report of his findings and his recommendations for or against the issuance of a permit, together with his reasons therefor. After receipt of such recommendations and report, the city council shall have the power, in its discretion, to grant or deny the application. Any permit granted by the city council may be subject to such reasonable conditions and restrictions as may be imposed by the city council and such conditions and restrictions shall be complied with by the permittee. The city council shall require a cash deposit with the city clerk in the sum of one hundred dollars (\$100.00) for each twenty four feet (24') in length or portion thereof, of the fireworks stand to be used by the applicant as a condition of granting a permit. Such deposit shall be refunded to the permittee upon compliance with all code provisions, but such deposit shall be forfeited and retained by the city in the event of noncompliance. (1960 Code)

### **3-1-14: QUALIFICATIONS OF PERMITTEES:**

- A. No permit shall be issued to any person except nonprofit associations or corporations organized primarily for veteran, patriotic, welfare, civic betterment or charitable purposes. Each such organization must have its principal and permanent meeting place in the city and must have been organized and established in the area that is within the city for a minimum of two (2) years continuously preceding the filing of the application for the permit and must have a bona fide membership of at least twenty (20) members.
- B. Every stand shall submit to the city by October 30 of each year, a copy of the state board of equalization's state, local and district sales and use tax return from the operation of the fireworks stand for the prior July. Failure to do so shall result in the following:
  - 1. Unable to get a permit for the following year; and
  - 2. The deposit placed with the city shall be held until such time the report is filed but no longer than one year from the due date, at which time the deposit is thereby forfeited to the city.
- C. No more than twelve (12) fireworks permits shall be issued in any year. Fireworks permits shall be issued first to those qualified persons who held a fireworks permit during the previous year. If there are any remaining available fireworks permits after those seeking a repeat permit have been considered, the remaining permits shall be distributed by lottery. (1960 Code; amd. Ord. 91-691; Ord. 96-792; Ord. 11-943)

### **3-1-15: PERMIT APPLICATION FILING:**

Applications for such permit:

- A. Shall be made in writing.
- B. Shall be accompanied by a current roster of members.
- C. Shall be filed with the city manager between January 1 and March 31 of each year.
- D. Shall set forth the proposed location of any and all fireworks stands applied for, and the length thereof.
- E. Shall be accompanied by a certificate of insurance in the amount of one million dollars (\$1,000,000.00) public liability with an endorsement attached to the policy designating the city of Temple City as additional insured.
- F. Shall be accompanied by a nonrefundable permit fee as set and/or modified by resolution of the city council.
- G. Applicants for any such permits shall be notified by the city manager of the granting or rejection of their application for permit on or before May 1 of each calendar year.
- H. Upon approval of permit, applicant shall be issued a separate temporary business license. The fee shall be waived by the city council. (1960 Code; amd. Ord. 92-715; Ord. 96-792)

### **3-1-16: PERMIT APPLICATION CONTENTS:**

Each such application shall show the following:

- A. Name and address of applicant.
- B. The applicant's status as a nonprofit organization.
- C. The name and address of the officers, if any, of the applicant.
- D. The location where the applicant will sell fireworks.
- E. When the applicant was organized and established.
- F. The location of the applicant's principal and permanent meeting place.
- G. The applicant's state board of equalization sales tax permit number. (1960 Code)

### **3-1-17: OPERATION OF STANDS:**

The following regulations shall be complied with in the operation of fireworks stands:

- A. No person other than the licensee organization, its members and members of their families, shall operate the stand for which the license is issued, or share or otherwise participate in the profits of such stand. No assignment or licensing or other use of the permit may be permitted.
- B. No person other than the individuals who are members of the licensee organization, or the spouses or adult children of such members, shall sell or otherwise participate in the sale of fireworks at such stand.
- C. No person shall be paid consideration for selling or otherwise participating in the sale of fireworks at such stand.
- D. Each person, group or organization shall be limited to one permit per year and each permit shall be limited to one stand. (1960 Code)

### **3-1-18: SALES FROM DESIGNATED STRUCTURES:**

All retail sales of safe and sane fireworks shall be permitted only from within a temporary fireworks stand and the sale from any other building or structure is hereby prohibited. Such temporary stands shall be subject to the following provisions:

- A. Fireworks stands need not comply with the provisions of the building code of the city provided, however, that all stands shall be erected under the supervision of the inspector who shall require that stands be constructed in a manner which will reasonably ensure the safety of attendants and patrons, and any stands constructed shall obtain an electrical permit from the city.
- B. If, in the judgment of the fire department and the building inspector of the city, the construction of the stands or the conduct of the operators therein do not conform to the provisions of this code, such officers, or either of them, may order the stands immediately to close.
- C. No person shall be allowed in the interior of the stand except those directly employed in

the sale of fireworks.

- D. There shall be at least one supervisor, twenty one (21) years of age or older, on duty at all times. No person under eighteen (18) years of age shall be allowed inside the booth at anytime.
- E. No fireworks shall remain unattended at any time regardless of whether the fireworks stand is open for business or not. No person shall sleep in the stand.
- F. No stand shall be placed closer than twenty five feet (25') to any other building.
- G. "NO SMOKING" signs shall be prominently displayed both inside and outside the stand. No smoking shall be permitted within the stand, or within fifteen feet (15') of the stand.
- H. All weeds and combustible material shall be cleared from the location of the stand. No rubbish shall be allowed to accumulate in or around any fireworks stand, nor shall a fire nuisance be permitted to exist.
- I. No stand shall be erected before June 15 of any year. The premises on which the stand is erected shall be cleared of all structures and debris within seventy two (72) hours after twelve o'clock (12:00) midnight of July 4.
- J. All stands must be equipped with at least one fire extinguisher, type 2A, for each exit in the stand, which fire extinguishers must be approved as to efficiency and safety by the fire department.
- K. Each stand in excess of twenty feet (20') in length must have at least two (2) exits and each stand in excess of forty feet (40') in length must have at least three (3) exits spaced approximately equidistant apart, provided however, that in no case shall the distance between exits exceed twenty feet (20').
- L. No stand shall be constructed with a depth of more than twelve feet (12').
- M. "No Drinking Of Alcoholic Beverages" signs shall be prominently displayed both inside and outside the stand. No drinking of alcoholic beverages shall be permitted within the stand, or within fifteen feet (15') of the stand; nor shall any person handling or selling fireworks be under the influence of alcohol or any other controlled substances; nor shall any alcoholic beverages or controlled substances be contained within the stand. (Ord. 85 -563)

### **3-1-19: VIOLATIONS:**

- A. Any person who causes, permits, aids, abets, or suffers a violation of any provision of this chapter (with the exception of a violation of subsection 3-1-6B of this chapter), or who fails to comply with any obligation or requirement of this chapter, or who fails to strictly adhere to any condition of a permit issued pursuant to this chapter, is guilty of a misdemeanor offense punishable in accordance with section 1-2-0 of this code.
- B. Any person who causes, permits, aids, abets, or suffers a violation of any provision of this chapter (including a violation of subsection 3-1-6B of this chapter), or who fails to comply with any obligation or requirement of this chapter, or who fails to strictly adhere to any condition of a permit issued pursuant to this chapter, is subject to an administrative fine in accordance with title 1, chapter 4 of this code. (Ord. 13-968)