

FIREWORKS BUSINESS LICENSE APPLICATION



Fireworks Business License Application:

Applicant Name: _____ Date: _____

Business Information:

Business Name: _____

DBA Name: _____

Business Physical Address: _____ City/State/Zip _____

Business Mailing Address: _____ City/State/Zip _____

Business Phone #: _____ Other Phone #: _____

Business Email: _____

Start Date: _____ End Date: _____

State Sales Tax Permit #: _____

Business Owner Information:

Owner Name: _____

Owner Physical Address: _____ City/State/Zip _____

Owner Mailing Address: _____ City/State/Zip _____

Owners Phone #: _____ Other Phone #: _____

Owners Email: _____

Property Owner Information:

Property Owner: _____

Physical Address: _____ City/State/Zip _____

Mailing Address: _____ City/State/Zip _____

Property Owners Phone #: _____ Other Phone #: _____

Property Owners Email: _____

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CHAPTER 91: NOISE REGULATIONS: *By my signature on application I agree that I have read and understood all requirements.*

CHAPTER 111: SALE OF FIREWORKS: *By my signature on application I agree that I have read and understood all requirements.*

Site Plan: I agree that I have attached a digital file

Bond/Insurance – I agree that I have attached a digital file.

I certify under penalty of perjury that the foregoing statements and answers herein made all data, information, and evidence herewith submitted are in all respects, to the best of my knowledge and belief, true and correct. I understand that submittal of incorrect or false information is grounds for invalidation of application completeness, determination, or approval. I understand that the City might not approve what I am applying for, or might set conditions on approval.

Date: _____ Signature: _____

§111.03 PERMITS AND FEES.

(A) Applications for all permits required by this chapter shall be made in writing to the Recorder/Treasurer. Each application shall state the name, address and telephone number of the applicant, the names of all owners, all names used in business, state and federal tax identification numbers, address of principal location, addresses of all annexes or any other buildings related to business, the number of individuals employed at each address, the time covered and the fee to be paid. Each application shall also contain any additional information that may be needed for the proper guidance of the city officials in issuing the permit applied for.

(B) For each application, the person, firm, corporation or entity seeking the permit shall pay to the City of Tontitown a fee in the amount of **\$300** prior to the issuance of the permit. The application fee shall be payable for each location intending to sell fireworks. This application process shall apply to each stand set up by a person, firm, corporation or entity when they desire to sell fireworks at two or more distinct physical locations within the corporate limits of the city.

(Ord. 142, passed 5-2-00)

§ 111.04 BOND REQUIREMENT.

Before a permit is issued, the applicant shall file with the city a bond in the principal sum of **\$250,000** or a public liability insurance policy for the same amount for the purpose of payment of any damages to persons or property which arise from or are caused by the conduct of any act authorized by the permit upon which any judicial ruling results. The Fire Official may specify a greater amount when in his or her opinion conditions at the location of the fireworks stand indicate a greater amount is required.

(Ord. 142, passed 5-2-00)

Required Inspection Checklist

Must be signed and approved by Code Enforcement Officer **BEFORE** Permit will be Issued

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Required Inspection Checklist

Name of Firework Stand/Tent: _____

Physical Address of Stand/Tent: _____

Name of Owner/Manager: _____

Phone Number of Owner/Manager: _____

Date of Inspection: _____ Time of Inspection: _____

Date of Re-Inspection: _____ Time of Re-Inspection: _____

Location: No vendor shall be permitted to operate in the following areas:

- Within an R (Residential) Zoning district.
- Within 50' of any street intersection or pedestrian crosswalk.
- Within 50' of any driveway, loading zone or bus stop.
- Within 50' of a building entrance.
- On the median strip of a divided roadway unless the strip is intended for use as a pedestrian mall or plaza.
- Against display windows of a fixed location business.
- Within 100' of a hospital, college, university, elementary school, middle school or high school.
- Within 50' of any fire hydrant or fire escape.
- Within 50' of any parking space or access ramp designated for persons with disabilities.

Review Criteria:

Sketch plan must be provided with application

- Fireworks may not be stored or sold in a permanent structure.
- Electrical service to include meter bases, electrical panels and supply cord plugs to a power source are not permitted within 20 feet of the stand/tent.
- Generators or other internal combustion power sources shall be separated not less than 20 feet from tents and canopies.
- Every firework stand shall have not less than 2 fire extinguishers with a minimum rating of 2A, at least one of which shall be of the pressurized water type.
- Open flame or other devices emitting flame, fire or heater any flammable or combustible liquids, gas, charcoal or other cooking device or any other unapproved devices shall not be permitted inside or located within 20 feet of the tent or canopy.

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- Signage – A sign shall be conspicuously posted which states: “NO SMOKING! FIREWORKS SHALL NOT BE IGNITED, DISCHARGED OR OTHERWISE USED WITHIN 300 FEET OF THIS FACILITY”
- Clearance – There shall be a minimum of three feet between the fabric envelope and all contents located inside the tent structure.
- Exits shall be spaced at approximately equal intervals around the perimeter of the tent or canopy, and shall be located such that all points are 100 feet or less from an exit.
- Tents or canopies shall have at least 2 exits; the width of each exit shall not be less than 48 inches.
- The required width of exits, aisles and pass ways shall be maintained at all-time to a public way. Guy wires, guy ropes, and other support members shall not cross a means of egress at a height of less than 8 feet. The surface of means of egress shall be maintained in an approved manner.
- Tents and canopies shall have a permanently affixed label bearing the identification of size and fabric or material type
- Tents or canopies shall be composed of material meeting the flame propagation performance criteria of NFPA 701 or shall be flame retardant in an approved manner and meet the flame propagation performance of NFPA 701

The following apply per the NFPA 101, Life Safety Code:

- Setbacks shall be 20' from buildings, 30' from combustibles and 10' from parking area.
- Electrical shall meet National Electrical Code. No open connections or spliced wires.
- No motor vehicle or trailer used for storage of product closer than 10'.
- 30' around tent to be clear of dry grass, brush and debris.
- Must post sign with 4" letters "No Fireworks Discharge Within 300'.
- Must post evacuation plan.
- Entrance power cord must be protected with conduit.
- Generators must be at least 20' away from tent.
- Fuel must be at least 20' away from tent
- Site plan is required showing all setbacks.
- Display area or table tops must break every 16'.

The following apply per City of Tontitown Ordinance:

- Tent cannot be within 150' of any fuelling area.
- Tent must be 50' from driveway, fire hydrant, and all buildings.
- Tent must be 300' from all other stands or tents.

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The following apply per Washington County Fire Marshall:

- Must have two 5 lb. fire extinguishers. One must be pressurized water.
- Must post sign: "Fireworks No Smoking".
- Must have an exit every 35', minimum of two 48" wide.
- If you live on site, tent must be 50' from residence.
- Isles inside tent must be 48" clear of obstructions.
- Must be 100' from any gas station.

Hours of Operation: 7 a.m. to 12 p.m.

Littering and Trash Removal:

- The vendor is responsible for maintaining the area within 20' of the stand or cart.
- Food vendors must provide a trash receptacle.

Prohibited Conduct: No person authorized to engage in the business of vending under these regulations shall do any of the following:

- Obstruct pedestrian or motor vehicle traffic flow.
- Obstruct traffic signals or regulatory signs.
- Leave any conveyance unattended or leave such conveyance in a public way overnight.
- Use any conveyance that cannot be easily moved and maintained under control by the vendor.
- Sound any device that produces a loud and raucous noise to attract public attention.
- Conduct his business in such a way as would restrict or interfere with the ingress or egress of the abutting property owner or tenant, create a nuisance, increase traffic congestion or delay, constitute a hazard to traffic, life or property, or obstruct adequate access to emergency and sanitation vehicles.

Code Enforcement Signature: _____ **Date:** _____

Owner/Manager Signature: _____ **Date:** _____