



Fireworks Stand Permit Application

Application and Attachments A – G

In addition to the application and attachments A – G, the applicant shall supply copies of the following documents as part of their completed application package:

- Proof of 501(c)(3) or 2370d Designation for Nonprofit Federal Tax Exempt Status
- Proof of State Tax Exemption: Section 214 of the Revenue and Taxation Code
- Certificate of Liability Insurance
- Temporary Seller's Permit – 2012
- State Fire Marshal Retail Fireworks License – 2012
- Proper identification and signature of the permit applicant
- Plan for staffing the stand during the proposed days and hours of operation
- Detailed statement of each and every kind of fireworks proposed to be sold



Application for Fireworks Stand Permit

Complete and return the required application documents no later than 12:00 p.m. on March 31, 2012, along with a check in the amount of \$704.00 made payable to: City of Gardena. This amount includes a deposit of \$235.00, which is refundable under two conditions: 1) if the applicant is denied a fireworks stand permit or 2) if the permittee complied with all provisions and requirements of the GMC Chapter 8.16, including but not limited to: fireworks stand operations, removal of the stand, site clean-up, passing the required site inspections, and returning the City's posters in original condition.

The fireworks distributor/wholesaler named in this application is required to file an application for a Temporary Use Permit (TUP) and pay the required fee simultaneous with filing your Fireworks Stand Permit application. The TUP fee shall be paid by a separate check made payable to the City of Gardena in the amount of \$536.00.

Name of Organization	
Principal and Permanent Meeting Address	
Mailing Address	
Phone No.	
Individual in Organization Applying for this Permit	
Title	
Address	
Telephone No.	Emergency Contact No.
Status of organization (religious, charitable, etc)	
Date organization came into existence	Length of continued existence
Purpose of Organization	
Intended use of funds realized from sale fireworks	
Proposed location of fireworks stand	



Proposed dates and hours of operation of the fireworks stand	
No. of employees who will work at the fireworks stand	
State Board of Equalization Seller's Permit No.	Current Certificate of Tax Exemption No.

Information on Three Principal Officers of the Organization

Name	Title	Address	Phone
		Bus: Res:	
		Bus: Res:	
		Bus: Res:	

Property Owner Information (complete the attached Property Owner Consent Form)

Name of Property Owner
Address of Property Owner

Partnership Information If you will be partnering with another eligible organization to sell fireworks at the above location, please complete the following

Organization Name	
Address	
Contact Person	Phone No.

Fireworks Distributor/Wholesaler Information

Company Name	Address
Contact Person	Phone No.



COMMUNITY DEVELOPMENT DEPARTMENT

1700 W. 162nd Street, Gardena CA 90247

TEL: (310) 217-9530 FAX: (310) 217-9698

I declare under the penalty of perjury that the above information contained herein is, to the best of my knowledge and belief, true and correct. I further declare that I have read the Rules and Regulations, which concern the retail sale and storage of fireworks in the City of Gardena and will abide by the contents therein. Subject to the issuance of a license, I agree to provide full accounting of the use and distribution of funds realized from holding such a license.

I also certify that our organization has a principal and permanent meeting place in the City of Gardena and has been established for at least one year prior to the filing of this application; and that we have a bona fide membership of at least 25, the majority of whom are residents of Gardena.

Signature of Applicant	Date
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FOR CITY USE ONLY

Requirement	Date Received/Paid
\$469.00 Fireworks Stand Permit Application Fee	
\$235.00 Deposit	
\$536.00 Temporary Use Permit Application Fee	
Attachment A - Plot Plan Staffing Plan for the stand	
Attachment B - Property Owner/Lessee Consent	
Attachment C - Agreement to Comply with LACFD Requirements	
Attachment D - Roster of Current Members	
Attachment E - Report of Disbursements of Net Proceeds from Sale of Fireworks	
Attachment F - Not Due Until September 1, 2011	
Attachment G - TUP Application	
Proof of 501(c)(3) or 23701d Nonprofit Designation for Federal Tax Exempt Status	
Proof of State Tax Exemption: Sec. 214 - Revenue & Taxation Code	
Certificate of Insurance for \$1,000,000 Liability	
Copy of Current Temporary Seller's Permit from State Board of Equalization	
Copy of California State Fire Marshal Retail Fireworks License	

Distribution

- City Clerk's Office
- LA County Fire Department
- Community Development Department – Building & Safety and Planning Divisions



Attachment A – Plot Plan (Sketch) and Staff Plan of Proposed Fireworks Stand Location

Pursuant to the provisions of the Health and Safety Code, State of California, and the City of Gardena Municipal Code:

I/We hereby make application for permit to sell as a retailer; "Safe and Sane Fireworks" as defined by the California State Health and Safety Code, at: _____ Gardena, California

The following plot plan (sketch) of the proposed selling location shows where the fireworks stand will be placed on the property, the location, and the division of all adjacent building(s) on-site, streets, driveways, parking spaces, and property lines in relation to the fireworks stand. If there is insufficient space to diagram the location, use additional sheets.

The staffing plan should include the name of the members or the spouses or adult children of such members of the nonprofit organization to sell or otherwise participate in the sale of fireworks at such stand during the purposed day and hours of operation per GMC Section 8.16.030C(6)

I/We hereby certify that all fireworks now on hand are not "dangerous fireworks" as defined in the above mentioned Health and Safety Code and that any merchandise hereafter purchased and/or offered for sale by me/us shall be in strict compliance with the provisions of said Code and/or local laws or ordinances as pertaining thereto.

I/We understand that storage and sales of fireworks shall be subject to such restrictions as may be deemed advisable by the Los Angeles County Fire Department.

Signature of Applicant	Date	Name of Organization
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Attachment B – Property Owner and/or Lessor/Lessee Consent

This form must be completed by the Owner of Record and/or lessor of the property.

Permissions is hereby granted to _____ and
(Fireworks Wholesaler)

for the exclusive right to use the property located at

(Nonprofit Organization Name)

_____, Gardena, California, from 8:00 a.m. on June 26, 2012 until 12:00
(Fireworks Stand Address)

p.m. on July 6, 2012 for a temporary fireworks stand to sell safe and sane fireworks from 12:00 p.m. to 10:00 p.m. on June 28, 2012 and 9:00 a.m. to 10:00 p.m. on June 29, 2012 through and including July 4, 2012.

It is understood that the retail fireworks operations will be conducted in accordance with all City, County, and State regulations.

Owner/Lessor Name	Phone No.
Address	

Signature	Date
Print Name	Title/Principal



Attachment C – Agreement to Comply with the Los Angeles County Fire Department

Requirement for Fireworks Stand

I, _____, an authorized representative or officer of _____, a nonprofit organization, agree to comply with the following requirements set forth herein:

- a. No person shall fire, discharge, set off, or use any fireworks of any kind within the City. No parent, guardian, or other person having the legal care and custody of any minor child shall allow such child to violate the provisions of this section.
- b. Notwithstanding the above, "safe and sane fireworks" may be discharged during the hours of 12 p.m. to 10 p.m. on June 28, 2012 and starting June 29th through and including July 4, 2012, during the hours of 9 a.m. to 10 p.m. by adults or by minors under the direct supervision of an adult.
- c. No person shall sell any fireworks in the City other than safe and sane fireworks, except during the hours of 12 p.m. to 10 p.m. on June 28, 2012 and starting June 29th through and including July 4, 2012, during the hours of 9 a.m. to 10 p.m. No person shall sell fireworks within the City limits without having first obtained a permit from the City to do so, as provided in Chapter 8.16 of the Gardena Municipal Code, and then only upon the terms and conditions specified in the granting of such permit. No person less than 18 years of age may sell, purchase, possess, use, or discharge "safe and sane fireworks."
- d. No holder of a permit shall sell or distribute any type of fireworks which fall within the State Fire Marshal's definition of a "flare" or "California candle."
- e. All applicants, at the time of application, must have in their possession a valid "Retailer's License" issued by the State Fire Marshall.
- f. After the permit application has been approved by the City Clerk's Office, permits shall also be obtained from the City of Gardena Building Department for the erection of fireworks stands and for the installation of any electrical equipment required for such stands. For the purpose of this part, every premise or structure form which the fireworks are sold is hereby defined as a "fireworks stand."
- g. No fireworks stand shall be located within 25 feet of another building, within 25 feet of a generator, within five feet of a curb line, nor within 100 feet of any gasoline pump.
- h. All fireworks stands shall be pre-assembled metal stands only with no more than 256 square feet. All fireworks stands will be pre-wired for interior and exterior lighting. All stands will have attached metal floors to enhance security and waterproofing.



- i. Every fireworks stand shall be equipped with signs bearing the words "No Smoking" in red lettering at least four inches in height. Such signs shall be visible to every person working in the stand and every customer while being served.
- j. All electrical must be conduits. The breaker boxes will be GFI breakers. The manufacturer must have installed all wiring. Absolutely no wiring allowed at the stand site.
- k. Each stand must have at least three exits, approximately equal distance apart, and in no case shall the distance between exits exceed 24 feet.
- l. There shall be no signs except for the signs that come with the pre-assembled stands.
- m. Each stand shall be provided with two 2 ½ gallon water pressure type fire extinguishers, underwriter approved, in good working order, and easily accessible for use in case of fire.
- n. All weeds and combustible material shall be cleared from the location of the stand to a distance of at least 25 feet.
- o. Each stand must have an adult in attendance and in charge thereof while fireworks are stored therein. Each stand must have security personnel at least 21 years of age on site during non-operating hours. Sleeping or remaining in the stand after close of each business day is forbidden.
- p. All unsold stock and accompanying litter shall be removed from the location by 5:00 p.m. on July 5.
- q. No fireworks stand shall be erected more than three calendar days prior to the time on which fireworks may lawfully be sold. The fireworks stand shall be removed from the temporary location by 12:00 p.m. July 6 and all accompanying litter shall be cleared from the location by said time and date.
- r. For each day or portion thereof that a fireworks stand is erected, maintained, or left standing contrary to the provisions of these requirements, the sum of \$50 shall be deducted from the applicant's deposit and retained by the City.
- s. The Chief of the Los Angeles County Fire Department and/or his designated representative shall have the power to suspend or revoke the permit of any permittee who is operating a fireworks stand in violation of any state law, local ordinance, or these permit requirements, or which, in his opinion, constitutes or creates a condition contributing to the cause of spread of fire.
- t. The decision of the Fire Chief or his designee to suspend the permit of any permittee shall be subject to review by the Community Development Director, forthwith. In view of the limited sales period each year, for suspensions affecting such sale period, a hearing shall be held at the earliest possible time that the permittee, the Community Development Director or a designee, and the Fire Chief or his representative can schedule a meeting for such review for suspensions after the sale period. The hearing shall be held within one month after the request for hearing, and that request must be made within 15 days after notice of the suspension. The Community Development Director or a designee is authorized to set aside the suspension, or to modify the suspension by limiting its effect to only one or



more days, or by setting aside the forfeiture of priority status for future years. The decision of the Community Development Director or his/her designee shall be final.

- u. The Los Angeles County Fire Department will conduct an operator safety seminar for those individuals staffing the fireworks stands. Once the stand is stocked with fireworks, a member of the organization who has attended the seminar must be present during the business hours.
- v. The Los Angeles County Fire Department shall inspect the stand prior to its opening to the public. Periodic inspections will be conducted to ensure the safe operation of the stand.

Signature	Date
Print Name	



Attachment F – Itemized Report of Receipts & Expenditures for the Sale of Fireworks for the Year 2012

This report must be filed with the Community Development Department on or before September 1, 2012. Failure to file this form in entirety will prohibit the issuance of a fireworks permit the following year. The Community Development Department is located in Room 101, 1700 W. 162nd Street, Gardena 90247

- 1. Gross Receipts from the Sale of Fireworks in 2012 \$ _____
2. *Itemized Expenditures:
a. Fireworks Distributor \$ _____ Name of Distributor _____
b. Fireworks \$ _____
c. Rental of Stand \$ _____
d. Taxes (itemized) \$ _____
e. Permit Fees (itemized) \$ _____
f. Insurance \$ _____
g. Utilities \$ _____
h. Advertising \$ _____
i. Other _____ \$ _____
3. Total Expenditures \$ _____
4. Net Proceeds (Line 1 minus Line 3) \$ _____

*Note: No expenditures may be made for compensation or remuneration paid to any person assisting in the sale of fireworks. All expenditures must be itemized, otherwise this form will be returned to you for re-submittal. Use the backside of this form to itemize "Other" expenditures if additional space is needed.

I certify that this is a true and accurate accounting.

SUBJECT TO AUDIT:

Table with 3 columns: Name of Bank, Branch, Account No. and 2 rows for Signature/Title and Name of Organization/Date.