



## Fire Prevention Division

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### SUPPLEMENTAL RULES & REGULATIONS

<b>Number:</b>	11-3301.2		
<b>Subject:</b>	Permits for the Retail Sales of Consumer Fireworks		
<b>Code:</b>	2003 International Fire Code	<b>Code Section:</b>	3301.2
<b>Code:</b>	2003 International Fire Code	<b>Code Section:</b>	105.6.15
<b>Effective Date:</b>	November 16, 2011	<b>Issued by:</b>	Fire Marshal Roger Parker <i>Roger Parker</i>
<b>Revision Date:</b>	NA	<b>Issued by:</b>	NA
<b>Supersedes:</b>	NA	<b>Date:</b>	NA

**AUTHORITY:**

§104.1 of the 2003 International Fire Code authorizes the Fire Marshal to render interpretations of the fire code, and to adopt policies, procedures, rules and regulations in order to clarify the application of its provisions.

**PURPOSE:**

To clarify the intent of the §3301.2 and establish rules and regulations regarding requirements for the retail sales of consumer fireworks.

**SCOPE:**

This regulation covers all facilities, buildings, or uses within the City of Avondale after the effective date.

**GENERAL:**

The 2003 International Fire Code §3301.2 states:

*Permits shall be required as set forth in Section 105.6 and regulated in accordance with this section.*

The 2003 International Fire Code §105.6.15 states:

*An operational permit is required for the manufacture, storage, handling, sale or use of any quantity of explosive, explosive material, fireworks, or pyrotechnic special effects within the scope of Chapter 33.*

## **SUPPLEMENTAL RULE OR REGULATION:**

1. A fire code operational permit is required for the retail sale of consumer fireworks in the City of Avondale.
2. A fire code permit is not required for the sale of federally deregulated novelty items.
3. Fire code permit applications must be submitted to the Fire Marshal's Office two weeks prior to the sales start date. For applications submitted less than two weeks from the sales start date, the fees will be doubled to expedite the plan review.
4. Fire code permit & inspection fees for the retail sale of consumer fireworks is \$200.00 for each location.
5. Fire code operational permits for the retail sale of consumer fireworks shall be valid for a period of 60 Days.
6. Fire code operational permits for the retail sale of consumer fireworks are nontransferable.
7. Prior to the sales of consumer fireworks a fire inspector shall inspect and approve the proposed location and consumer fireworks.
8. Separate fire code permits are required for tents over 200 sq. ft. and canopies over 700 sq. ft.
9. Separate permits are required by the City of Avondale Development Services Department for seasonal sales.
10. Sample fireworks may be required to be submitted by the applicant to be tested at an approved site to determine compliance prior to issuance of permit.
11. The fire code permit application shall include:
  - a. A copy of the City of Avondale Business License.
  - b. A copy of the City of Avondale Certificate of Occupancy (if sales are in a building).
  - c. A copy of the City of Avondale Development Services approval (if sales are temporary).
  - d. A letter from the property owner granting permission for the sale of consumer fireworks by the applicant on said property.
  - e. A Certificate of Insurance indicating a minimum of two million dollars (\$2,000,000.00) liability insurance which applies to the sales and storage of approved permissible consumer fireworks. The property owner and the City of Avondale, a Municipal Corporation, its agents and employees shall be named as additionally insured.
  - f. Proposed sales dates.
  - g. A copy of the Inventory Statement or Bill of Lading with vendor name, list of consumer fireworks devices, item numbers, quantity, composition, total weight of product, and net weight of pyrotechnic composition.
  - h. Site plan/floor plan showing location(s) of product for sale and in storage.
  - i. Any additional information as requested by the fire marshal to assist with determining fire code compliance.