

CITY OF FAYETTEVILLE, ARKANSAS

PERMIT FOR SALE OF FIREWORKS

FOR STAFF USE ONLY

FEE: \$500.00

Date Application Submitted: _____

Date Accepted as Complete: _____

A/P Number: _____

Zone: _____ Use Unit: _____

Please fill out this form completely, supplying all necessary information and documentation to support your request.

Your application will not be considered complete for review until all necessary information is furnished.

Application:

Indicate one contact person for this request: _____ Applicant _____ Representative

Applicant (person making request):

Name: _____

E-mail: _____

Address: _____

Mobile Phone #: _____ Phone #: _____ Fax: _____

Vending Location/Address: _____

Property Owner's Name and Phone #: _____

Business/Vendor Name: _____ Sales Period: June ___ to July ___

Number of Parking Spaces Required for Use: _____ Square Feet of

Structure/Tent _____

Zoning District: _____

Arkansas Sales and Use Tax ID Number: _____

APPLICANT / VENDOR: 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 of approval.

NAME (PRINTED): _____ Date: _____

Signature: _____

PROPERTY OWNER(S) : I/we certify under penalty of perjury that I am/we are the owner(s) of the property that is the subject of this application and that I/we have read this application and consent to its filing. Further, I/we certify that permission is hereby given to the applicant/vendor listed above for the operation of a Fireworks Sales business on the subject property, as described herein.

NAME (PRINTED): _____ Date: _____

Signature: _____

Staff Use Only
Administrative Approval:

For the purposes of §161 of the Unified Development Code and §94.09 Sale of Fireworks of the City Code of Fayetteville, it shall be unlawful to use or occupy any structure or premises until a Permit for Sale of Fireworks has been issued. Further, it shall be unlawful to sell fireworks within the City of Fayetteville until a permit has been issued and the Fire Marshal has conducted an inspection of the premises to determine compliance of applicable ordinances. Approval of this application shall confirm that the proposed use of the structure or land conforms to the requirements of the City's zoning code. The application for a Permit for Sale of Fireworks on private property is hereby approved, and the sale of fireworks may commence from June 28 until July 05, subject to the Fire Marshal's final approval.

Zoning & Development Administrator

Date

Conditions:

Checklist:

Attach the following items to this application:

- 1. Payment in full of applicable fees for processing the application and inspecting the premises (\$500.00).
 - 2. Proof of liability insurance on the premises for \$1,000,000.00.
 - 3. A detailed site plan and written description illustrating the type, location, and dimensions of the fireworks sales structure and surroundings, including parking. Include the following on the drawing:
 - Scale of drawing
 - Master Street Plan Right-of-way, dimensioned from centerline of the road
 - Building setbacks, dimensioned
 - The proposed structure used to operate the business
 - Any existing buildings, parking spaces, driveways and drive aisles, or other structures
 - The required unobstructed fire apparatus access (fire lane) on all sides of the tent/structure
 - Any fuel dispensing facilities within 500 feet of the tent/structure
 - Location for fire extinguishers
 - Drawing or photograph of the proposed structure and any sign.
 - 4. Verification of a sign permit issued by the Planning Division for any proposed signage.
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Fire Marshal Review Criteria

- Application:** A complete Permit for Sale of Fireworks application, along with all attachments and processing fees.
- Inspection.** The applicant must coordinate a fire marshal inspection after the permit is issued and prior to opening the operation for sales – please contact the Fire Marshal at 479-444-3448.

Inspections are to be scheduled *between June 20th and July 1st*

The following must be inspected and approved prior to the commencement of sales:

- Structures (tents)**
 - Fireworks may not be stored or sold in a permanent structure
 - Tents or canopies must be adequately roped, braced and anchored to withstand elements of weather and prevent against collapsing.
 - Tents or canopies shall be composed of material meeting the flame propagation performance criteria of NFPA 701 or shall be treated with a flame retardant in an approved manner and meet the flame propagation performance criteria of NFPA 701.
 - Tents or canopies shall have a permanently affixed label bearing the identification of size and fabric or material type.
- Location**
 - Tents or canopies shall not be located within 20 feet of lot lines, buildings, other tents, canopies or membrane structures, parked vehicles or internal combustion engines.
 - Electrical service to include meter bases, electric panels and supply cord plugs to a power source are not permitted within 20 feet of the stand/tent.
 - Tents or canopies shall not be located within 250 feet of a fuel dispensing facility.
 - Fireworks stands/tents must be located a minimum of 50 feet from any street right-of-way line
 - For the purposes of determining required setback distances, support ropes and guy wires shall be considered as part of the tent or canopy.
 - An unobstructed fire apparatus access (fire lane) not less than 20 feet wide and free from guy ropes or other obstructions shall be maintained on all sides of all tents, canopies and membrane structures unless otherwise approved by the fire code official.

- **Means of Egress**
 - 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 two (2) exits; the width of each exit shall not be less than 48 inches.
 - The required width of exits, aisles and passageways shall be maintained at all times 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.

- **Combustible Materials.** The areas within and adjacent to the tent shall be maintained clear of all combustible materials or vegetation that could create a fire hazard within 20 feet of the structure. Combustible trash shall be removed at least once a day from the structure during the period the structure is occupied by the public.

- **Smoking.** Smoking shall not be permitted in tents or canopies. Approved “No Smoking” signs shall be posted conspicuously at each entrance.

- **Fireworks discharge.** Fireworks shall not be ignited, discharged or otherwise used within 300 feet of the fireworks sales area.

- **Open or exposed flame.** Open flame or other devices emitting flame, fire or heat or 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.

- **Fire extinguishers.** Every fireworks stand shall have not fewer than two portable fire extinguishers with a minimum rating of 2A, at least one of which shall be of the pressurized water type.

- **Clearance.** There shall be a minimum clearance of at least 3 feet between the fabric envelope and all contents located inside the tent or membrane structure.

- **Flammable and combustible liquids.**
 - Flammable liquid fueled equipment shall not be used in tents or canopies.
 - Flammable and combustible liquids shall be stored outside in an approved manner not less than 50 feet from tents or canopies.
 - Refueling shall be performed in an approved location not less than 20 feet from tents or canopies.
 - Generators or other internal combustion power sources shall be separated from tents or canopies by a minimum of 20 feet and shall be isolated from contact with the public by fencing, enclosure or other approved means.

- **Sales Period.** Fireworks sales are permitted between June 28th and July 05th – sales outside this period will result in a void permit and the Fire Marshal will require the operation to cease.

- **Signage.** A sign shall be conspicuously posted which states: "THE DISCHARGE OF BOTTLE ROCKETS OR FIREWORKS THAT TRAVEL ON A STICK IS PROHIBITED IN THE CITY OF FAYETTEVILLE"

If you have any questions please contact the Development Services Department at 479-444-3443 or the Fire Marshal’s office at 479-444-3448.