

BOULDER CITY FIRE PREVENTION

1101 Elm St.
Boulder City, NV. 89005
702 293-9226, Fax 702 293-9221

Effective Date: 6/20/2014
Supersedes: 10/06/07

Code Reference: 2009 International Fire Code to include the Southern Nevada Amendments

TITLE:

RETAIL FIREWORKS

PERMITS:

1. A permit is required for the sale and storage of all fireworks.
2. A permit shall be obtained for the storage and sale of fireworks. The wholesaler shall make application for a storage site, and each retailer shall make application for a retail site (fireworks booth). Said application shall be made on a form supplied by the Boulder City Fire Department (Appendix A and B) (approx.) three week prior to the sale of fireworks.
3. The fire department shall review the application(s) and either approve or disapprove the same within a reasonable time frame.
4. The issuance of a permit for the sale and storage of fireworks shall not preclude the fire department from subsequently revoking the permit, imposing additional requirements, or supplementing any existing requirement whenever, in the opinion of the above, later information or newly discovered conditions justify such actions.

RULES AND REGULATIONS:

This handout is a guideline provided as a public service and is not intended to be a reprint of every code section which addresses this issue. The user of this document is required to comply with all code requirements, laws, ordinances, etc., fire department or otherwise which apply to the sales, storage and use of fireworks.

1. Issuance of Permit:

The applicant, at the time of making application to the fire department shall:

- A. Submit a completed application form (see appendices A).
- B. Provide a site plan of the proposed location indicating all buildings, property lines, roadways, etc.
- C. Provide a bond or certificate of insurance for \$1,000,000 public liability and property damage designating the City of Boulder City as additionally insured.
- D. Provide proof of attendance at an orientation meeting in order to address questions and concerns of the department.

BOULDER CITY FIRE PREVENTION

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2. Regulations for Fireworks:

A. General

1. Except as hereinafter provided, it shall be unlawful for any person to possess, store, offer for sale, expose for sale, sell at retail, or use or explode any fireworks, provided that the Fire Chief shall have power to adopt reasonable rules and regulations for the granting of permits for supervised public display of fireworks by persons, corporations, associations, or other organizations, or for the use of fireworks by artisans in pursuit of their trade. Every such use of display shall be handled by a competent operator and approved by the Chief and shall be of such character and so located, discharged or fired so as in the opinion of the Fire Chief after proper investigation, not to be hazardous to property or endanger any person.
2. The retail sale of fireworks shall only take place in fire department authorized booths by recognizable local charitable and not for profit organizations who shall first make application for a permit to the Boulder City Fire Department.
3. No person, firm or corporation shall offer fireworks for sale to the public before the 28th day of June or after the 4th day of July each year.
4. The possession, storage, and use of legal fireworks (i.e., Safe and Sane with local acceptance by the SNFPA and the Boulder City Fire Department) is permitted only from June 28th through July 4th.

B. Orientation Meeting for Wholesalers and Retailers

1. The Boulder City Fire Department shall hold at least one (1) orientation meeting. This meeting shall be to review this Guideline and specific jurisdictional requirements. Each Wholesaler and Retailer shall attend at least one meeting. There must be one (1) adult representative for each booth location.
2. The wholesaler shall ensure that each charitable or not for profit organization submits one completed Retailer Application for Permit (Appendix A) for each proposed booth location. These forms can be submitted at the orientation meeting or can be sent to the Boulder City Fire Department at any time after March 01 of the current sales year.
3. A proof of orientation attendance certificate will be given to each booth representative and will be required to be posted in a readily visible location in the booth prior to any Permit being issued.
4. A copy of this guideline shall be posted at a readily visible location in the booth, and every worker in the booth shall have signed the signature sheet (Appendix B) indicating that they have read and understand the guideline.

BOULDER CITY FIRE PREVENTION

1101 Elm St.

Boulder City, NV. 89005

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C. Wholesaler

1. Wholesalers shall obtain a Fire Department permit and/or other permits or licenses required for the possession and storage of fireworks prior to possession, storage, and/or transportation of fireworks. (See application for permit Appendix A)
2. Permits shall at all times be kept on the storage premises and said premises shall at all times be subject to inspection by an officer of the fire or police department or other authorized persons.
3. Wholesalers are to inform the fire department, in writing, by the 15th of June as to where they are proposing to store their products. This information must be submitted on the application form (Appendix C)

D. Retailer

1. Retailers shall be limited to local charitable, fraternal, and not for profit organizations having its principal and permanent meeting place in Boulder City and shall obtain a fire department permit (see Application Form in App. A) for possession, storage, transportation, sales, and/or use of fireworks prior to storage or sale of fireworks.
2. The organization must have been established in Boulder City for a least one year preceding the filing of the application and must have a bona fide membership of at least 20 members.
3. The total number of fireworks booths permitted is determined by the population of Boulder City at the ration of 1 booth per 2,000 residents **OR at the discretion of the Fire Chief.**
4. Permits shall at all times be kept in the booth and said premises and shall at all times be subject to inspection by an officer of the fire or police department or other authorized persons.

E. Bond or Insurance.

1. The permittee shall furnish at the time of inspection, a bond or certificate of insurance in the amount deemed adequate by the City of Boulder City for the payment of damages which could be caused either to a person or persons or to property arising from acts of the permittee, agents, employees or subcontractors.
2. The permittee shall provide the name of the insurance company to furnish the the policy or the name of the bonding company to furnish the bond at the time of the application. The amount of coverage shall be \$1,000,000 public liability & property damage. The policy or bond shall designate the City of Boulder City as an additional insured thereunder.

BOULDER CITY FIRE PREVENTION

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F. Revocation of Permits

The sale of fireworks is a privilege, which may be suspended or revoked by the Fire Department when it is determined that any of the following occurred:

1. A permit is used by a person or organization other than the person or organization to whom the permit was issued.
2. A permit is used for a location other than that for which it was issued.
3. Any of the conditions or limitations set forth in the permit has been violated.
4. The permittee fails, refuses, or neglects to comply with any order or notice duly served upon him or the organization under the provisions of this regulation within the time provided therein.
5. There has been any false statement or misrepresentation as to a material fact in the application on which the permit or application was based.
6. Fireworks are discovered to be stored at a location other than indicated on the application for permit.

G. Ignition of Fireworks

1. Ignition of fireworks shall not take place within 100 feet of a fireworks booth, gasoline service station buildings, gasoline dispensers, flammable or combustible liquid tank fill or vent lines, aboveground flammable or combustible liquid tanks, or any building, structure or vehicle containing unsealed flammable or combustible liquids, hazardous materials, or explosives.
2. Ignition of fireworks shall take place so as to not endanger persons, buildings, structures, property, brush, automotive vehicles and/or equipment, etc.
3. Ignition of fireworks shall not take place before the 28th day of June or after the 4th day of July.

H. Age and Number of Persons in the Fireworks Booth

1. No person under 14 years of age shall be allowed in a fireworks booth. In this section, "teenager" refers to a person 14 through 17 years of age and "adult" refers to a person 18 years of age or older.
2. Booths 8 feet or less in length must at all times have at least one adult in the fireworks booth.
3. Booths that exceed 8 feet in length must have at least one adult and one other person (adult or teenager) in the booth at all times.

I. Fireworks Booths

1. Fire Department Inspections

Firework booths shall be inspected and approved by the fire department.

BOULDER CITY FIRE PREVENTION

1101 Elm St.

Boulder City, NV. 89005

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2. Size of Booths

No booth shall exceed 16 feet in length or 8 feet in width.

Exception: Any booth exceeding these dimensions must be approved by the Fire Chief prior to construction.

3. Construction of Booths

Siding and roof shall be made of 1/4 inch or thicker plywood (or comparable material) or of noncombustible materials. Converted travel-type trailers may be permitted.

Exiting for trailers shall comply with subsection "E" of this section. All trailers used for sales of fireworks must be approved by the Fire Chief.

4. Electrical Wiring and Appliances

- a. All electrical wiring and appliances shall meet the requirements of the National Electrical Code.
- b. Electrical wiring and lighting shall be "U.L." listed for outside use when exposed to the elements.
- c. Electrical wiring shall be properly sized for its use.
- d. All electrical wiring shall be protected from physical injury.
- e. Portable electric generator locations shall be at least 10 feet away from the booth or as designated by the fire department upon inspection.

BOULDER CITY FIRE PREVENTION

1101 Elm St.

Boulder City, NV. 89005

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Approved gasoline containers used for filling generators shall not be left on the premises.

f. Minimum height of electrical wiring when placed from a utility pole or a building to the sales booth is 13 feet 6 inches above grade.

5. Exits

a. Booths that exceed 8 feet in length shall have no less than 2 exits (minimum of 6 feet in height and 2 feet in width).

b. Booths 8 feet or less in length shall have at least 1 exit (minimum of 6 feet in height and 2 feet in width).

c. The counter shall not be considered an exit.

6. Location

a. Booths shall be so located as to not endanger persons, buildings, structures, property, brush, automotive vehicles and/or equipment, etc.

b. Booths shall be located at least 25 feet from any occupied buildings.

c. Booths shall be located at least 10 feet from the curb or edge of a road, street, driveway, etc.

d. Booths shall be located at least 50 feet from: automotive repair garages, gasoline dispensers, flammable or combustible tank vent lines; any building containing unsealed flammable or combustible liquids, hazardous materials, or explosives; and any aboveground storage tanks containing flammable or combustible liquids or gases.

7. Fire Protection (type and number required).

This equipment must be installed prior to stocking of booths

a. Booths 8 feet or less in length:

One approved 2 ½ gallon pressurized water fire extinguisher or two 5 gallon (minimum) water-filled, Fire Department approved containers with one pail each, or;

One 10 gallon (minimum), water-filled, Fire Department approved container, with two pails. The container(s) shall be located outside the booth in an accessible area.

Exception: a fully-charged pre-connected garden hose, designated for fire protection use only, can be used in lieu of requirements above when approved by the Fire Department.

b. Booths over 8 feet in length:

Two approved 2 ½ gallon pressurized water fire extinguishers or two 10 gallon (minimum), water-filled, Fire Department approved containers with two pails each. One 20 gallon container CANNOT be used in lieu of the

BOULDER CITY FIRE PREVENTION

1101 Elm St.

Boulder City, NV. 89005

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two 10 gallon container requirements. The two containers shall be located outside the booth in two separate accessible areas.

Exception: a fully-charged pre-connected garden hose, designated for fire protection use only, can be used in lieu of requirements above when approved by the Fire Department.

Note: Although the above mentioned section of the code provides an option that utilizes water filled containers or fully-charged pre-connected garden hose as a method of extinguishing non-electrical fires; the Boulder City Fire Department is requiring that only pressurized water fire extinguishers may be used as a method of complying with Section 7 (a) & (b) of this code.

c. Booths with Electrical Service:

In addition to "1" and "2" above, an approved minimum rated 10-B:C fire extinguisher(s) is required in booths that have any type of electrical service, including generators.

8. "NO SMOKING" requirements.

- a. "NO SMOKING" signs shall be conspicuously posted on all 4 exterior sides of the booth. The lettering shall be at least 3 inches in height, and be against a color contrasting surface so it can be easily seen.
- b. All persons shall extinguish smoking materials prior to approaching a booth.

9. Storage of Fireworks in Booths.

- a. Only fireworks which appear on the "accepted for sales" list of that calendar year as approved by the SNFPA and/or the Authority Having Jurisdiction shall be stored in booths and on booth premises.
- b. Storage shall be neat and orderly.
- c. Matches shall not be located in booths or on booth premises.
- d. STORAGE LOCATION: at the end of each sales day, merchandise shall be returned to the wholesaler's approved storage building. There shall be NO STORAGE PERMITTED in any building unless the building is approved for that use ie. protected by automatic monitored sprinkler system and **IN NO CASE SHALL STORAGE BE PERMITTED IN RESIDENTIAL NEIGHBORHOODS, DWELLINGS, GARAGES, OR DRIVEWAYS.**

Exception: On-site storage is permitted when approved by the Boulder City Fire Department; and when a representative of the permittee remains on-site overnight.