

## Fireworks Permits for Sale and Display

### FAQ'S

1) Q- Can I discharge fireworks in the City of Bixby?

A- Yes, purchase a permit to discharge fireworks from the City of Bixby or from a participating licensed vendor at a cost of \$20.00

2) Q- What conditions must I meet in order to receive a permit?

A- Such fireworks must be discharged on a non-combustible surface of sufficient size to contain the entire ground portion of the display and not closer than 25 feet to any permanent structure.

B- The adult person shall obtain a permit from the City of Bixby or from a licensed fireworks vendor at a cost of \$20.00, said permit identifying the adult in charge of this use by name and address, and also identifying the proposed location on or near the permit holder's property.

C- The adult permit holder in charge of the use must be physically present for any household member to use the fireworks and within 100 feet of the point of display, and have the permit posted in a place of prominence during the discharge of the fireworks for examination by any law enforcement officer.

D- The permit holder is further responsible for the cleaning up of any debris caused by any person discharging fireworks under the permit holder.

3) Q- Can I discharge fireworks in the City Parks?

A- Private persons may not use or discharge fireworks within any city or county park, nor on any highway, turnpike or any street that has paving in excess of 26 feet wide.

4) Q-Do I have to be present while my child buys or discharges fireworks?

A- The possession or the sale of any fireworks to or by any individual under the age of 12 years shall be unlawful within the city, unless under the immediate and direct supervision of a parent, guardian, or other responsible adult in possession of a current permit.

5) Q-What are the conditions to be met to obtain a permit for sale of fireworks?

A- The vendor at each location must obtain an annual license from the city at a cost of \$750.00 and must also provide a copy of the state sales tax permit.

B- The property has direct access on an arterial street and adequate on-site parking so that the operation of the stand can be conducted without the interference with travel on the paved surface of the artery.

C- Only Class 1.4G fireworks, as defined by the United States Department of Transportation, are sold on the premises.

D- The "Season" for fireworks sales shall be limited to be only from June 15<sup>th</sup> until July 4<sup>th</sup> of each year.

E- Owner or vendor shall maintain liability insurance on each location.

6) Q- Can I have a public display?

A- Supervised public displays shall be permitted with a permit and compliance to requirements of the BIXBY FIRE DEPARTMENT and National Fire Protection Act (NFPA) 1123. The use of fireworks before a proximate audience (as defined by the NFPA) shall be permitted with a fireworks permit and compliance to NFPA 1126. Permits may be obtained from the city or a licensed fireworks vendor at a cost of \$100.00. The permit fee may be waived, upon written request by the city manager, fire chief, or his designee. Permits must be available for inspection by the city at all times during the display, including the setup and tear down of the launch site and staging area.

7) Q- What are the steps for submitting a request to discharge fireworks for a public display?

- A- Read ordinance 5-5E-4
- B- Complete an application
- C- Provide copy of Pyrotechnic License and/or certification
- D- Insurance Required: The applicant desiring to discharge fireworks or endeavor in fireworks displays with the city must, in addition to providing proof of such licensing and/or certification, as referred to herein, must also provide proof of insurance indemnifying and holding harmless the city, in an amount of not less than one million dollars (\$1,000,000.00): and further providing proof of liability insurance of not less than one million dollars (\$1,000,000.00).
- E- Contact the Fire Marshal's office (918)366-0436 to review application and gain signature approval for the activity.
- F- Once Fire Marshal approval is gained, complete and submit a citizen's agenda request form to go on the agenda for city council's approval. (Form available through the City receptionist.)
- G- The agenda request form must be turned in by noon the Wednesday before each scheduled council meeting. (Council meetings are the 2<sup>nd</sup> and 4<sup>th</sup> Monday of each Month.)
- H- Once the Council approves the application, a permit will be issued.

Fines for Violation:

- 1) Any sale or use of fireworks in violation of this section shall be punished by a fine of three hundred fifty dollars (\$350.00) plus costs.
- 2) Any use of fireworks between the hours of eleven o'clock (11:00) P.M. and seven o'clock (7:00) A.M. shall be punished, upon conviction, by a fine that is double the fine normally imposed for a violation of this section.
- 3) Possession of any fireworks other than allowed by this section shall be punished by a fine of three hundred fifty dollars (\$350.00) plus costs.
- 4) Failure to remove debris caused by any person discharging fireworks under the permit holder shall be punishable by a fine of three hundred fifty dollars (\$350.00) plus costs.

- 5) Any fireworks used during red flag alert, burn ban for the area encompassing the city of Bixby, or emergency period declared by the mayor or fire chief, as set forth in subsection D of this section, shall be punished by a fine of three hundred fifty dollars (\$350.00) plus costs.