

**CITY OF ROCKLIN
GUIDELINES AND GENERAL INFORMATION
FOR TEMPORARY PERMIT
TO DISPLAY AND SELL FIREWORKS**

It is unlawful for any person to sell “Safe & Sane Fireworks” within the City of Rocklin without applying for and receiving a City Permit.

ELIGIBILITY:

1. Permits to sell fireworks shall only be issued to non-profit organizations or corporations organized primarily for veteran, patriotic, welfare, civic betterment, or charitable purposes.
2. No permit authorizing the sale of safe and sane fireworks shall be issued to any person or group unless the organization satisfies the following criteria:
 - (1) It must have its physical address or principal or permanent meeting place within the city. The “principal or permanent meeting place” may include, but is not limited to, a permanent structure, playing field, or geographical area located within the city;
 - (2) It has been organized and established in the city for a continuous period of at least one year immediately preceding the application for a permit;
 - (3) It has a bona fide membership of at least 20 members who, solely or in combination, are Rocklin residents, owners of Rocklin businesses, or employees of Rocklin based businesses or other Rocklin based organizations or enterprises;
 - (4) It must provide documentation of the qualifying members to the satisfaction of the Fire Chief; and
 - (5) It must provide direct and regular community service and benefits to the city.
3. No organization, or affiliate of said organization, shall submit more than one application for a permit to sell fireworks within the City of Rocklin. Submittal of more than one application shall be grounds for denial of applications.

PERMIT SELECTION:

The issuance of permits shall be determined by the Fire Chief as follows:

1. To be eligible for a permit, a preliminary application for a permit must be filed with the Fire Chief between Feb 1-Feb 28 of each calendar year. A maximum of twenty permits shall be issued. The twenty (20) non profit organizations which were granted permits in 2013 will be given a “Grandfather Provision” and will be given the opportunity to obtain a permit as long as they meet the requirements of Section [8.24.060](#). If the number of qualified applications from the “Grandfather Provision” is less than twenty, the Fire Chief shall conduct a random lottery drawing for the remaining permits no later than March 5th. The “Grandfather Provision” status of the twenty non-profit organizations will remain in effect as long as there is no lapse in continuous years of participation. If a lapse in continuous years of participation by a “Grandfathered” non profit organization occurs, the permit will be issued through the random lottery drawing. If an original “Grandfathered” non-profit organization decides to participate again in subsequent years, they shall obtain a permit through the random lottery process.

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2. After the authorized number of permits has been drawn, one applicant shall be drawn as the first alternate and one applicant shall be drawn as the second alternate. The alternates shall be offered a permit if one of the original permittees cannot meet the requirements of this section or if a permittee voluntarily surrenders the permit.

APPLICATION PROCESS:

1. Final applications for permits to sell fireworks shall be submitted in writing to the fire chief on forms supplied by the city. Final applications may be filed beginning March 6th through April 1st of each calendar year at which time the filing period for that year will close. Applications shall set forth the proposed location of the fireworks stand being applied for, and any other information as may be required by the Fire Chief.
2. Applications shall include a detailed drawing of the proposed location of the stand. The drawing shall include accurate measurements to surrounding structures, roadways, utilities, and vegetation.
3. Applications shall be accompanied by a license issued by the State Fire Marshal in accordance with Division XI, Chapter 3 of the California Health & Safety Code; and proof of coverage by one or more policies of public liability, property damage, and product liability insurance with limits of not less than \$1,000,000 public liability; \$25,000 property damage; and \$300,000 product liability. No policy providing for a deductible shall be acceptable.
4. **A non-refundable application fee of \$400 shall accompany every application for a permit.**

Applicants for such permits shall be notified by April 5th of each calendar year by the fire chief for the final approval or disapproval of the applications for the permits. All organizations whose permits have been approved shall have up to and including May 1st of that year to pick up the permit.

5. Every application for a permit shall be accompanied by proof of nonprofit status, a valid business license from the city, and a California State Board of Equalization temporary sales tax permit.

OPERATION OF STAND:

1. No person shall sell fireworks to any person under the age of 18.
2. Sale of fireworks shall begin no earlier than 12 noon on June 28th and shall not continue after 9 p.m. on July 4th. Sale of fireworks shall be permitted only from 9 a.m. to 9 p.m. daily.

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3. All fireworks shall be retained at the approved location. In no event shall unsold fireworks be removed from the approved location to any other place without the written approval of the Fire Chief.
4. Transportation of fireworks in a private vehicle, by permittee or agent thereof, for the purpose of storage relocation is prohibited.
5. No person other than the permittee organization shall operate the stand or participate in the profits of the operation of the stand.
6. No person other than the members of the organization or their spouses, parents, or adult children shall sell or otherwise participate in the sale of fireworks at the stand.
7. No person under the age of eighteen (18) shall sell or participate in the sale of fireworks.
8. Each stand must have a supervisor, age twenty-one or over, in attendance and in charge when the stand is being used for the sale and display of fireworks. When the fireworks stand is not being used for the sale and/or display of fireworks, all fireworks shall be stored in a reinforced, heavy metal, fully-enclosed container, similar to a SAWDOC, walk-in type drop box or its equivalent, as approved by the Fire Chief, or a licensed and bonded private security guard shall be posted and remain on site until relieved by a supervisor responsible for the stand. No overnight camping, recreational vehicles, trailers, tents, or sleeping cots will be allowed at the approved location during hours of non-operation.
9. Signs utilized in conjunction with the fireworks booth shall be limited entirely to those placed on the walls of the firework booth structure or container. No roof mounted signs are permitted.
10. All signs shall be attached to or hung on the walls of the fireworks booth structure or container in a sightly manner and remain in good condition at all times. Any signs damaged by wind, rain moisture, or other cause shall be removed or replaced within 24 hours of the occurrence of the damage
11. The use of portable signs, feather flags, A-frames, pennants or other similar devices shall comply with the current City of Rocklin Sign Ordinance.
12. All complaints and/or violations shall be forwarded to the fireworks supply company.

TEMPORARY FIREWORKS STAND:

1. Fireworks stands shall not be located within twenty-five feet (25') of any other building nor within fifty feet (50') of a gasoline service station and its pumps. Stands shall be at least one hundred fifty feet (150') apart.

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2. Stands shall be constructed in a manner which will ensure the safety of the attendants and patrons.
3. No stand shall have a floor area in excess of seven hundred fifty (750) square feet.
4. Each stand must have a minimum of two exits. Stands greater than forty feet (40') long shall have a minimum of three equidistantly spaced exits. Exit doors shall not be less than twenty-four inches (24") wide and six feet (6') in height and shall swing in the direction of outward travel.
5. Each stand shall have a minimum of two (2) fire extinguishers. They shall either be 2 ½ gallon "water" type or 5 Lb. (pound) 2A10BC "multi-purpose" type. Fire extinguishers shall bear current State Fire Marshal's Office Tag and be in good working order. Fire extinguishers shall be placed so they are highly visible and easily accessible.
6. Stands may be located only in non-residential areas.
7. All weeds and combustible materials shall be cleared from the location of the stand, down to mineral soil, for a distance of at least thirty feet (30') surround the stand.
8. Highly visible "NO SMOKING" signs shall be posted on and in the stand.
9. All fireworks in the possession of the retailer that remain unsold after 9 p.m. July 4th shall be returned to the distributor or wholesaler and removed from the City within ten (10) days. Stands shall be removed from temporary locations by 12 noon July 6th as well as all litter on the premises.
10. No fuel-powered generator, electrical extension cords, liquid fueled lights, or similar equipment shall be allowed within fifty feet (50') of a fireworks stand. Only UL approved, battery-operated lights shall be allowed.
11. There shall be no drinking of alcoholic beverages in or about the stand or storage site at any time.
12. No person shall light nor permit to be lighted any firecracker, firework, or any other combustible article in any stand or within one hundred fifty feet (150') thereof.

THE LICENSEE AGREES TO SAVE, INDEMNIFY, AND KEEP HARMLESS THE CITY OF ROCKLIN AGAINST ALL LIABILITIES, JUDGEMENTS, COSTS, AND EXPENSES WHICH MAY IN ANY WAY ACCRUE AGAINST THE CITY IN CONSEQUENCES OF THE GRANTING OF THE RIGHTS HEREIN.