

TOWN OF CAROLINE
PO Box 136
Slaterville Springs, N.Y. 14881

APPLICATION FOR PERMIT FOR PUBLIC DISPLAY OF FIREWORKS
PURSUANT TO SECTION 405.00 OF NYS PENAL LAW

Application Date: _____

(A) Sponsor of the show

Name: _____

Address: _____

Phone: _____ Contact Person: _____

Display Company

Company Name: _____

Address: _____

Phone: _____ Contact Person: _____

NYS Dept. of Labor Explosives License # _____ Expires: _____

Certified Pyrotechnician(s)

Name(s) of Certified Pyrotechnician(s) who will be in charge of the display and authorized assistants that will be working on the show (*for additional attach a separate sheet*).

Certified Pyrotechnicians

Name: _____ Certificate #: _____ Expires: _____

Name: _____ Certificate #: _____ Expires: _____

Authorized Assistants:

Name: _____ Age: _____ Phone: _____

(B) Display Date/ start Time: _____ Expected Duration: _____

(C) Display Location (Identify all properties to be used directly, indirectly or incidental to the proposed display): _____

(D) Display Content: attach a statement in affidavit form, detailing the program and plans for the display with particular emphasis in the information required to be disclosed pursuant to section 405.00 of the Penal Law of the State of New York.

This affidavit must demonstrate compliance with the DOL Regulations and the requirements of NFPA (National Fire Protection Association) 1123 “Code for Fireworks Displays” and NFPA 1126 “Standard for the Use of Pyrotechnics Before a Proximate Audience.”

(E) How will fireworks be stored prior to display: _____

(F) Rain Date for display: _____

(G) If rained out how will fireworks be stored: _____

(H) For outdoor displays not before a proximate audience, attach a diagram of the area where the display will take place, showing location where the fireworks will be discharged from, the location of, and distance to: all the buildings, highways, lines of communications, location of the audience, trees, overhead obstructions or other structures or devices that could be affected by the display or fallout from it.

(I) Proof of Insurance or Bond (Minimum One Million Dollars). Please attach a copy of the Bond or insurance policy certificate naming Town of Caroline as “additional insured”.

(J) For Indoor displays, in addition to the information provided above, include a written plan for how you intend to use the pyrotechnics as required by the New York State Penal Law 405.10. That plan shall be submitted at least five days prior to the performance and include:

- In addition to the State Licenses and Certificates already included in this application, proof of Federal ATF Licenses if required,
- Proof of experience of the pyrotechnician in charge,
- Proof of experience with the types of devices being used and a description of duties of any authorized assistants,
- Point of assembly of the pyrotechnic devices,
- Manner and place of storage of the pyrotechnic materials and devices,
- Material Safety Data Sheets (MSDS) for the pyrotechnic materials to be used,
- Certification that set, scenery, and rigging materials are inherently flame-retardant or have been treated to achieve flame retardancy,
- Certification that all materials worn by performers in the fallout area during the use of pyrotechnic effects are inherently flame-retardant or have been treated to achieve flame retardancy,
- For indoor displays attach a diagram of the area where the display will take place, showing location where the fireworks will be discharged from, the location of, and distance to the audience, the location of sprinklers and the fallout radius for each pyrotechnic device used,

- A copy of the approved permit and plan shall be kept on site and available for review,
- Any significant changes to the plan shall be approved prior to the performance.

(K) “By signing below, the applicant assumes sole responsibility for the display site and all related or adjacent areas and lands, and all injuries to persons and damages to property arising from or in relation to the permit or the transportation, storage, use, or firing of explosives or pyrotechnics, together with the assumption of liability for any injuries or damages caused by the proximate audience of any such display, or any construction or clean up activities undertaken in relation to the site. The applicant shall defend, indemnify and hold the Town of Caroline, and its Officers, employees, and agents, harmless from and against any, each, and all losses, actions, causes of action, suits, and claims, including, but not limited to, reimbursement to the Town of Caroline for any amount expended for any and all experts’, consultants’, attorneys’ and engineering fees and expenses arising from or in relation to any Claim.

The Applicant to whom a permit is issued shall sign this permit application to indicate (i) their assent to the indemnity, hold harmless, and reimbursement obligations set forth herein, and (ii) their representation, covenant, and acknowledgement that all information and documents submitted upon or in connection with such application are true in all respects, do not omit any material fact, and do not contain information that is, in context, misleading in any material respect. No application shall be deemed complete, and no permits shall issue, until each such signature is placed upon the application”

(L) I attest that the information contained in this permit application is accurate, true and complete to the best of my knowledge, and I understand that false statements made in this permit application are subject to the applicable versions of the NYS Penal Law.

Signature of Applicant

Date _____

John R. Daniels

Approved _____

Code Enforcement Officer

Disapproved _____