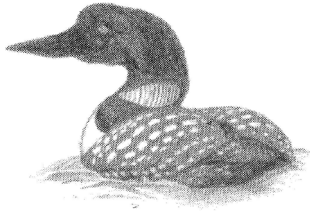


\$100.00 (Fireworks with other products)

\$350.00 (Fireworks exclusively)

Amount Paid _____ Receipt # _____

Site Plan attached: _____



CITY OF HAM LAKE

15544 Central Avenue NE

Ham Lake, MN 55304

(763) 434-9555

info@hamlakemn.gov

APPLICATION FOR THE SALE OF LEGAL FIREWORKS

PLEASE SEE ATTACHED ORDINANCE NO. 04-11, Section 09-330.6 of Article 9 of the City Code, DEFINING LEGAL FIREWORKS, REQUIREMENTS OF PROCEDURES FOR LICENSING, PROHIBITED PRACTICES AND EXCLUSIONS

NAME OF APPLICANT:

First

Middle

Last

PERMANENT HOME ADDRESS:

PHONE: _____ EMAIL ADDRESS: _____

SALES LOCATION (name of business and address of location)

NOTE: IF SALES ARE FROM A TEMPORARY STRUCTURE, CRITERIA IN SECTION 9-330.6 D. 1-7 APPLY.

TWO 11" X 17" COPIES OF A SITE PLAN INCLUDING THE FOLLOWING INFORMATION MUST BE SUBMITTED WITH THE APPLICATION.

- a) Vicinity Map
- b) North arrow
- c) Scale - *Minimum scale of 1 inch = 30 feet*
- d) Name of property owner/Business Name
- e) Zoning classification
- f) Legend
- g) Parcel or legal description
- h) Parcel Boundaries
- i) Easements of record
- j) Number of parking spaces, including handicap spaces
- k) Square footage of buildings and parking area
- l) Actual "display" area and setbacks from all structures, parking, roads, etc.

Signature of Applicant

Date

(If you do not own the property, the property owner's written permission must be obtained)

Signature of Property Owner

Date

LICENSE APPLICANT

Pursuant to Minnesota Statute 270.72 Tax Clearance: Issuance of Licenses, the licensing authority is required to prove to the Minnesota Commissioner of Revenue your Minnesota Business Tax Identification number and Social Security Number of each license applicant. Under the Minnesota Government Data Practices Act and Federal Privacy Act of 1974, we are required to advise you of the following regarding the use of this information:

1. This information may be used to deny the issuance, renewal or transfer of your license in the event you owe the Minnesota Department of Revenue delinquent taxes, penalties or interest;
2. Upon receiving this information, the licensing authority will supply it only to the Minnesota Department of Revenue. However, under the Federal Exchange of Information Agreement the Department of Revenue may supply this information to the Internal Revenue Service;
3. Failure to supply this information may jeopardize or delay the processing of your licensing issuance or renewal application.

Please supply the following information and return along with your application to the agency issuing the license. *DO NOT RETURN TO THE DEPARTMENT OF REVENUE.*

LICENSE BEING APPLIED FOR OR RENEWED:

LICENSING AUTHORITY:

(Name of City, County, or State Agency issuing license)

LICENSE RENEWAL DATE: _____

PERSONAL INFORMATION:

APPLICANT'S NAME: _____

ADDRESS: _____

SOCIAL SECURITY NUMBER: _____

BUSINESS INFORMATION:

BUSINESS NAME: _____

BUSINESS ADDRESS: _____

MINNESOTA TAX IDENTIFICATION NUMBER: _____

If a Minnesota Tax Identification Number is not required, please explain:

FEDERAL TAX IDENTIFICATION NUMBER: _____

SIGNATURE

POSITION (officer, partner, etc.)

DATE

9-330.6 Legal Fireworks Legal Fireworks shall refer to that term as defined in Minnesota Statutes Chapter 624.20. Subject to the conditions below, the provisions of National Fire Protection Association (“NFPA”) Standard 1124 (2003 Edition) shall control the sales of Legal Fireworks in the City. Actual “display” of Legal Fireworks shall be in conformance with NFPA 1124.

A. License Required

A license must be obtained from the City prior to engaging in the sale of any Legal Fireworks. Applications shall be made on forms prepared by the City Administrator, and shall require the submission of a site plan meeting the same standards as for other site plans submitted for commercial building sites. The annual fee for issuance of a permit shall be the maximum fee permitted by Minnesota Statutes. Licenses shall be issued on approval of the City Council, after site plan review by the Planning Commission.

B. Zoning Districts

Legal Fireworks may be sold only in the CD-1 and CD-2 Zoning Districts.

C. Sales Locations

Legal Fireworks may be sold only from permanent structures meeting the conditions of NFPA 1124 7.4.1 (1), or from temporary, tent-like structures meeting the conditions of NFPA 1124 7.4.1 (2).

D. Sales from Temporary Structures

- 1) Licenses issued for temporary structures shall run from June 15 through July 6 of each year, and hours of operation for temporary structures shall be from 9:00 am to 9:00 pm.
- 2) No temporary structure shall be located at a distance closer than fifty feet from any other temporary structure licensed to sell Legal Fireworks.
- 3) All inventory at temporary structure facilities shall be removed from the sales location outside of business hours, to a safe and secure location outside of any residentially zoned district (or to a location outside of the City of Ham Lake).
- 4) At no time shall there be present at the location of a temporary structure more than 1200 pounds of product, containing no more than 300 pounds of pyrotechnic composition.
- 5) Signage for temporary structures shall be a part of the site plan approval, and shall be erected only during the license duration period.
- 6) Temporary structures shall be located on bituminous or concrete surfaces, and have bituminous or concrete parking area immediately contiguous to the structure, connected to the structure by bituminous or concrete walkway or walkways. The licensee shall provide two parking stalls and sufficient driveway area for every 100 square feet under cover in the temporary structure, plus one additional parking stall and sufficient driveway area for each employee who will be engaged on the same work shift.
- 7) Temporary structures using the parking lot of an existing business shall meet the parking and driveway requirement without utilizing any of the

minimum required parking and driveway requirement for the existing business.

E. Severability

A finding by any tribunal of competent jurisdiction that any portion of this ordinance is unenforceable shall affect only the portion so found, and the remainder hereof shall remain in full force and effect.

9-330.7 Temporary Commercial Structures Following review of a site plan and building code compliance by the city staff, the City’s Building Official may issue a permit for a Temporary Commercial Structure (“TCS”) under and subject to the following conditions.

A. Definitions

1) Temporary Commercial Structures (“TCS”) are shelters having walls or partial walls and a roof, constructed of fabric, wood, plastic, glass or metal, or combinations thereof, which have no permanent foundation and are intended for temporary usage in connection with merchandise sales or sponsored activities of a permanent business. A portable toilet is not a TCS. For the purpose of this code, the following shall not be considered to be TCS, and shall not be allowed to be used as a TCS: mobile homes, travel trailers, motor homes, semi-trailers or any other conveyance designed for or capable of traveling, by self-propulsion or trailering on public roadways. This Article specifically also does not pertain to Legal Fireworks, the sale and display of which is exclusively governed by Article 9-330.6.

2) Parent Business is the permanent business located on the same real estate parcel, or on a real estate parcel adjoining the real estate parcel upon which the TCS is proposed to be located.

3) Permit is a permit which may cover up to three separate events using a TCS.

B. Zoning Districts TCS may be located only in districts zoned CD-1, CD-2, CD-3 or CD-4.

C. Relationship to Business A TCS may be used only in connection with a Parent Business located on the same or a contiguous real estate parcel.

D. Locations A TCS may be located on any area of the parcel upon which a permanent structure could be legally constructed, but may not be located over any portion of an existing individual sewage treatment system or well.

E. Parking and Accessibility The site plan submitted in connection with the TCS shall demonstrate the following:

1) That there is adequate space for parking on bituminous or concrete surfaces for all customers and employees expected in attendance;

2) That the proposed activity will not create any traffic hazards on nearby roadways due to stacking, congestion or turning movements;

F. Duration The following timing conditions shall be applicable to TCS:

1) The TCS may be used for up to six weeks in any given calendar year. This period may be divided into up to three separate usages, each of which usage must be separated by at least thirty days' duration.

2) No activities involving the general public shall take place at the TCS during hours in which the Parent Business is not open for regular business.

G. Physical Features The height, dimensions, structural components, and any electrical, gas, or plumbing features for each TCS shall meet the provisions of all state, county, municipal or federal codes, including, without limitation, the International Building Code, fire codes, electrical code and plumbing code. All signage must meet the City's sign codes, including temporary signs.