



IDAHO FALLS FIRE DEPARTMENT

Office of the Fire Marshal
525 8th Street, Idaho Falls, ID 83402
(208) 612-8598



PERMIT APPLICATION — Membrane Tent

The following information will be helpful in your permit application to operate a fireworks stand within the City Limits of the City of Idaho Falls, Idaho:

The City maintains a copy of our adopted ordinance for Fireworks on our City website <http://www.ci.idaho-falls.id.us/>. The document is located under Health and Safety (Section 6) FIREWORKS.

The permit application form for the sale of "Safe and Sane" fireworks is a one page document that can be obtained from the City Clerk's Office and is available in an electronic document.

When completing the application the following is required:

The "APPLICANT" is the name of the person who will be operating the fireworks stand within the City of Idaho Falls. The applicant must be at least 21 years of age and must provide verification of age. A current address and telephone contact number of the applicant must also be provided for the permit to be approved.

If the applicant has a business name or a business that will sponsor the fireworks stand, this information should be provided in the "Business Name" area of the application.

The applicant must also provide the location of the fireworks stand. A specific physical address is required. If your stand will be located on a commercial property and you are either provided or will rent a space on the property, you must provide the physical address of that property. You must also provide a letter of approval from the property owner or Management Company that you have permission to operate a fireworks stand on their property.

If the applicant is a corporation, the names and addresses of the Officers of the Applicant must be supplied.

The applicant must provide the name and address of the wholesaler or distributor from which they intend to obtain "Safe and Sane" fireworks. Fireworks that are not listed as "Safe and Sane" or fall into the dangerous fireworks category and are sold in a fireworks stand will result in revocation of the permit and you may be cited for violation of the ordinance.

If the applicant is doing business in the state of Idaho an Idaho State Sales Tax Permit number is required.

If you have previously operated a fireworks stand please provide the previous locations or write new business in the previous location area.

The applicant must provide a certificate of liability insurance issued by a company licensed to issue insurance policies within the State of Idaho, providing coverage of at least one hundred thousand dollars (\$100,000) for personal injury and property damage shall be presented at the time of application. The City of Idaho Falls must be listed as a certificate holder on the insurance certificate or the permit will be rejected.

The applicant must complete the form by signing and providing a printed name in full on the application form.

If you have additional questions or concerns, please do not hesitate to contact our office.

A handwritten signature in black ink that reads "Ken Anderson".

Ken Anderson, Fire Marshal
Idaho Falls Fire Department



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CONSUMER FIREWORKS — ISSUANCE OF PERMIT:

No permit shall be granted for sale on premises or under any conditions which would violate any State law or City ordinance. Each permit shall be valid for only one location designated in the permit. No permit shall be transferable, assignable or renewable. The permit shall be valid only for the year of its issue and shall permit the sale or offering for sale of "safe and sane fireworks" only from twelve o'clock (12:00) noon June 26, to twelve o'clock (12:00) midnight July 5.

CONSUMER FIREWORKS — REVOCATION OF PERMIT:

Any permit granted under this chapter may be revoked by order of the Fire Code Official or any police officer or officer from the Fire and Public Safety Division whenever probable cause appears that the permittee has violated or is in violation of this ordinance.

CONSUMER FIREWORKS —MEMBRANE TENTS:

The temporary use of membrane structures for the retail sales of "safe and sane" fireworks shall be permitted when all the following requirements are met:

- (A) Membrane structure, tents or canopies shall have a permanently affixed label bearing the identification of size and fabric or material type.
- (B) The owner or agent shall file with the fire code official a certificate executed by an approved testing laboratory, certifying that the tents, canopies and membrane structures and their appurtenances, sidewalks, drops and tarpaulins, floor coverings, bunting, combustible decorative materials and effects, shall be composed of flame-resistant material or shall be treated with a flame retardant in an approved manner and meet the requirements for flame resistance as determined in accordance with NFPA 701, and that such flame resistance is effective for the period specified by the permit.
- (C) There shall be a minimum clearance of at least 3 feet between the fabric envelope and all contents located inside the tent or membrane structure.
- (D) Generators and other internal combustion power sources shall be separated from tents, canopies of membrane structures by a minimum of 20 feet and shall be isolated from contact with the public by fencing, enclosure or other approved means.
- (E) Open flame or other devices emitting flame, fire or heat or any flammable or combustible liquids, gas, charcoal or other cooking device or any other unapproved devices shall not be permitted inside or located within 20 feet of the tent, canopy or membrane structures while open to the public unless approved by the fire code official.
- (F) No storage of fireworks in a membrane structure when not open for business.
- (G) Temporary membrane structures meet all other requirements in this ordinance.
- (H) Fireworks displayed in temporary fireworks membrane tents for retail sale shall not be made readily accessible to the public. The term "readily accessible" means that retailers shall be the only ones to handle the fireworks until the actual sale takes place.
- (I) The tent shall comply with all applicable zoning and electrical codes.
- (J) The tent shall not be located within twenty-five feet (25') of any other building.
- (K) The tent shall not be located within one hundred feet (100') of any pump or any other device used to dispense gasoline, kerosene, diesel fuel, propane or other flammable liquid or flammable liquefied gas as defined in of the International Fire Code.



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- (L) The tent shall not be located within one hundred feet (100') of any above ground tank, cylinder or other device used to store propane or other flammable liquefied gas as defined in the International Fire Code.
- (M) The tent shall not be located within one hundred feet (100') of any vent or fill pipe of any underground tank or other underground device used to store gasoline, kerosene, diesel fuel or other flammable liquid as defined in the International Fire Code.
- (N) The tent shall have two (2) exits, each a minimum of thirty (30) inches wide, placed a distance apart equal to not less than one-half of the length of the maximum overall diagonal dimension of the building or area to be served measured in a straight line between exit doors or exit access doorways. One (1) additional exit is required for each thirty-two (32) feet of rear wall in excess of thirty-two (32) feet. All exit areas shall free and clear of supplies, guy lines and materials at all times. (Sections of the membrane tent that can be removed or secure in an open position may be considered to meet the requirements of an exit)
- (O) The tent shall have at least two (2) fire extinguishers with a 2A minimum rating, in good working order, with a current inspection tag in place, placed near the exits in a visible and readily accessible manner.
- (P) At least one supervisor, eighteen (18) years of age or older, shall be present within the tent at all times the tent is open for business.
- (Q) No fireworks shall be discharged within one hundred feet (100') of any fireworks tent or membrane structure.
- (R) "No Smoking" signs shall be conspicuously and permanently displayed both inside and outside the tent. No smoking shall be permitted inside or within twenty-five feet (25') of the stand.
- (S) Fireworks shall not be left in the tent when it is not open for business unless the stand is locked or secured. If fireworks are not stored in the stand, they shall be stored in compliance with this ordinance.
- (T) Membrane structure will be adequately secured for local weather conditions and guy lines shall be marked for visibility.

CONSUMER FIREWORKS —STORAGE AND TRANSPORTATION:

Consumer "Safe and sane fireworks" shall be stored and transported within the City in compliance with the following standards:

- (A) Storage: "Safe and sane fireworks" shall not be stored in any building within the City. A short-term storage facility may be used for the storage of non-aerial common fireworks for a period of thirty (30) days prior to, and fifteen (15) days after, any authorized retail sale date. The authority having jurisdiction shall be notified of the address or location of all short-term storage facilities when fireworks will not be stored in a temporary fireworks stand. Short-term storage is allowed in any of the following, provided it is locked or otherwise secured: a temporary fireworks stand, truck, trailer, or other vehicle. A truck, trailer or other vehicle used for short-term storage must remain at least twenty-five (25) feet from the stand during any time the stand is open for business, but may abut the stand when it is closed. A truck, trailer or vehicle used for short-term storage must be at least twenty-five (25) feet from any other inhabited building.
- (B) Transportation: Quantities of "safe and sane fireworks" greater than twenty-five (25) pounds shall not be transported in any vehicle within the City unless "Caution Fireworks" signs are displayed on the vehicle. The signs shall be placed so that they are plainly visible from the rear and both sides of the vehicle. The shape, size, color and language of the signs shall be the same as for signs to be posted on buildings in which quantities of "safe and sane fireworks" greater than twenty-five (25) pounds are stored.



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CONSUMER FIREWORKS — WRITTEN RECORDS:

Any person, association or corporation who holds a permit issued pursuant to this ordinance and who purchases fireworks for the purpose of sale at retail, shall at the time such purchase is made, keep and maintain a written record containing the following information:

- (A) The name and address of the wholesaler or distributor from whom the fireworks were purchased, and, if the wholesaler or distributor is a corporation or association, the name of every person who acted in behalf of such corporation or association;
- (B) The date and location of the purchase;
- (C) An itemized list describing the kind and nature of all fireworks purchased and the quantity thereof.
- (D) Such written record, or a true and correct copy thereof, shall be kept at the location where said fireworks are offered for sale at retail. It shall be unlawful for any person to fail or refuse to allow any police officer or officer from the Fire and Public Safety Division to inspect said record at any time during which the premises of the permittee are open for business.