



# City of Harrah

PO Box 636 \* 1900 N. Church Ave \* Harrah, OK 73045 \* 405-454-2951 \* fax 405-454-2130

## APPLICATION – FIREWORKS STAND PERMIT

**Permit Number:** \_\_\_\_\_  
 Application Date: \_\_\_\_\_ Date Issued \_\_\_\_\_  
 Applicant Name: \_\_\_\_\_ Phone Number: \_\_\_\_\_  
 Applicant Address: \_\_\_\_\_  
 Location of Stand: \_\_\_\_\_  
 State Fireworks Stand Permit Number: \_\_\_\_\_  
 Name of Fireworks Wholesaler: \_\_\_\_\_

*I have read and understand the regulations pertaining to this Application for Fireworks Stand Permit.*

**Signature** \_\_\_\_\_ **Date:** \_\_\_\_\_

\*\*\*\*\*DO NOT WRITE BELOW\*\*\*\*\*

Fee Received \_\_\_\_\_ Deposit Received \_\_\_\_\_  
 Insurance Certificate submitted: \_\_\_\_\_ City Manager or his Designee Approval \_\_\_\_\_  
 Fireworks Stand and location inspection: Fire \_\_\_\_\_ Police: \_\_\_\_\_  
 Fireworks Stand inspection for clean-up deposit: \_\_\_\_\_ Yes \_\_\_\_\_ No  
 Date Fee and Deposit Received: \_\_\_\_\_ Deposit Refunded: \_\_\_\_\_

This permit, if issued, authorizes a Stand from 9:00 a.m., June 15, through Midnight July 5, at the permitted location. This application and site plan shall be filed with the City Clerk no later than May 31, of each year. The Harrah City Manager approves all firework stand permits. (If property is not owned by applicant, a letter of permission from property owner must accompany request for a stand)

The fee for a permit is Four Hundred Dollars (\$400.00) and shall be paid to the City Clerk prior to the issuance of the permit. Provided, however, that no fee shall be charged to schools or other non-profit organizations which operate primarily within the municipal limits of the City of Harrah. a minimum Liability coverage, verification, of \$100,000/\$300,000/\$100,000 limits is required which protects the city and a deposit of Two Hundred and Fifty Dollars (\$250.00) per permit. The \$250.00 deposit will be refunded if all rules and regulations are complied with and the stand area is cleaned up satisfactorily, and proof of sales tax paid.

(Section 9-401 through 9-403 of Harrah City Code)

**ORDINANCE NO. 1997-14**

AN ORDINANCE OF THE CITY OF HARRAH, OKLAHOMA, AMENDING SECTION 9-402, AND SECTION 9-403, PARAGRAPH A,B,C,D,E,F,G, AND H OF THE HARRAH CITY CODE OF ORDINANCE DECLARING REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF HARRAH, OKLAHOMA:

SECTION 1:

SECTION 9-402 is amended to read as follows:

**SECTION 9-402 EXCEPTIONS.**

The City Manager may issued a temporary permit authorizing the sale of fireworks and related items from 9:00 a.m. June 15<sup>th</sup> through July 5<sup>th</sup> of any year, and upon such conditions and restrictions as may be deemed advisable or necessary by the City Manager.

SECTION 2:

SECTION 9-403 (PARAGRAPHS A,B,C,D,E,F,G, AND H) is amended to read as follows:

**SECTION 9-403 APPLICATIONS AND PERMITS.**

A. Written application and site plan shall be **filed with the City Clerk not later than May 31 of each year.** (if property is not owned by applicant, written authorization from property owner shall be submitted with application.)

B. The fee for a permit under this section shall be (**SEE CURRANT FEE SCHEDULE**) and shall be paid to the City Clerk prior to the issuance of the permit. However, no fee shall be charged to schools or other nonprofit organizations which operate primarily within the city limits of the city.

C. If the location of any stand to be set up for the sale of fireworks does not constitute a hazard to the health, safety, and welfare of the community, and is located on commercial property, the City Manager, may authorize the City Clerk to issue the permit for the period of time specified in this code, with such restrictions as may be deemed advisable and necessary.

D. A permit shall not be issued under this section until the applicant files satisfactory evidence with the City Clerk showing minimum liability coverage of One Hundred Thousand Dollars/Three Hundred Thousand Dollars/One Hundred Thousand Dollars (\$100,000/\$300,000/\$100,000) limits which protect the city, and deposit the sum of (**SEE CURRANT FEE SCHEDULE per permit**) in addition to the fee prescribed in Subsection B of this section, to guarantee full compliance with all restrictions set by the City Manager and the ordinances of the city, and the removal of the stand used by applicant not later than the following July 11.

E. Failure to comply with any restriction imposed by the City Manager, ordinances of the city, state law or removal of the stand by July 11, shall immediately invalidate the permit and cause the forfeiture of the (**SEE CURRANT FEE SCHEDULE**) deposit.

F. Any person aggrieved by the forfeiture may appeal within ten (10) days from the date of notice by the City of the forfeiture to the Council by filing written notice of appeal with the City Clerk.

G. A permit issued under this section shall authorize the use of one stand for the sale of fireworks, one storage facility for the storage of fireworks to be sold on premises, one security unit and two ground signs, none of which shall encroach upon any street right of way. Permit holder must also provide adequate sanitary bathroom facilities and comply with all City of Harrah building codes. All structures and signs shall be included in the Site Plan. Any variances in the site plan must be approved in writing by the City Manager.

H. The permit will authorize a total sales area of not more than 8 foot by 32 foot.

### **SECTION 3. REPEALER.**

All former ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

### **SECTION 4. SEVERABILITY.**

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

PASSED AND APPROVED this 4<sup>th</sup> day of September, 1997.

Signed, attested to and approved as to form the 18<sup>th</sup> day of September, 1997.