

FIREWORKS PACKET
2012
FORMS & PROCEDURES



**CITY OF MURRAY
CONSUMER FIREWORKS
SALES GUIDE SHEET**



Step 1. Fill out Application – Packets are available at these locations:

- Online at www.murrayky.gov
- Murray Fire Marshal's Office at 207 S. 5th St.
Between the hours of 8:00 a.m. and 4:00 p.m. Monday through Friday
- Planning and Engineering Office at 104 N. 5th St.
Between the hours of 8:00 a.m. and 4:30 p.m. Monday through Friday

Step 2. Obtain Business License, Transient Business and Sign Permit Approval

- Available at City Hall, City Planner's Office, 104 N. 5th St.
(Contact Candace Dowdy, Justin Crice, or Jennifer Tolley, 270-762-0330)

Step 3. Gather Required Documents:

- Copy of Kentucky State Fireworks Sales Permit and Storage Notification Report
(Available from the Kentucky State Fire Marshal's office, 502-573-0369 or online
at <http://dhbc.ky.gov/fp/fw/default.htm>)
- Proof of Insurance
- Agreement / Lease with the land owner to allow fireworks sales on their property
- Proof that sales person(s) are at least 18 yrs of age.

Step 4. Schedule Facility Inspection

- Call the Murray Fire Marshal's Office between the hours of 8:00 a.m. and 4:00 p.m. Monday through Friday at 270-762-0321 to schedule an inspection of the sales and storage facilities.

Step 5. Obtain City Business License, Pay Registration and Inspection Fees

- City Hall Building, Customer Service Center, 104 N. 5th St.

City of Murray Fire Department
Office of the Fire Marshal
207 S. 5th St.
Murray, KY. 42071
Phone: (270) 762-0321 Fax: (270) 762-0338
WEB: www.murrayky.gov

Fireworks Registration Application / Permit

Annual registration shall be received by the Murray Fire Marshal's Office at least **fifteen (15) days** prior to offering fireworks for sale at the site listed below. A separate Application and Permit is required for each location. Return completed application and all required paperwork to the Murray Fire Marshal's office.

Type of Fireworks Registration Applying For:

Ancillary Permit \$25.00 (Sale of Class C Consumer 1.4G Fireworks as described in KRS 227.702(1), accounting for less than 10% of total sales)

Seasonal Retailer \$100.00 (Sales of Class C Consumer 1.4G Fireworks as described in KRS 227.702 and offered for sale from June 10th to July 7th or December 26th to January 4th)

Permanent Fireworks Establishment \$250.00 (Sales of Class C Consumer 1.4G Fireworks as described in KRS 227.702 with year round sell of fireworks, accounting for more than 10% of total sales)

Separate Application / Permit for each location

Name of Applicant:

Mailing Address:

City:

State:

Zip Code:

Phone Number:

E-mail Address:

Anticipated Date of Fireworks Sales

_____ to _____

Facility Type: Seasonal Retailer Existing In Store Display New Building Tent

Name of Business:

Location of Business / Temporary Stand: (Street Address Must Be Provided)

City:

State:

Zip Code:

All information provided herein is accurate and true to the best of my knowledge

Date: _____

Signature: _____

Title: _____

Authorizations

Approved by Planner: _____

Date: _____

Approved by MFD: _____

Date: _____

This Application / Permit Must Be Posted at Sales Location

Registration Fee \$ _____

Sales Facility Inspection Fee \$ _____

Storage Facility Inspection Fee \$ _____

Total Fees Due: \$ _____

Consumer Fireworks Sales Facility And Inspection Standards

Tent Standards

- NFPA 701 stamp on tent
- No motor vehicle or trailer used for storage of consumer fireworks shall be parked within 10 ft of the tent except during active delivery, loading or unloading of fireworks
- Portable generators and fuel for generators located at least 20 ft from tent
- Aisles have minimum 48 in clear width
- Maximum travel distance to an exit 35 ft, in a natural and unobstructed path

Sales Facilities Standards including Tents

(City of Murray Ordinance)

- Transient business shall be separated by a distance of 1000 feet.
- Comply with applicable City building, fire, zoning, sign and business regulations

(NFPA 1124)

- Mercantile occupancy defined as and comply with NFPA 101
- Fire Dept access within 50 feet of an exterior door and 150 feet of any portion of the exterior.
- Buildings greater than 6000 sq. ft. shall be sprinkled (NFPA 13 standard)
- 50 feet separation from:
 1. Retail propane- dispensing station
 2. Above ground storage tanks for flammable or combustible liquids, flammable gas
 3. Compressed natural gas – dispensing stations
 4. Motor vehicle fuel dispensing
- 300 feet separation from above ground bulk storage or dispensing
- Minimum of 3 exits or as determined by NFPA 101, whichever number is greater
- Egress doors not less than 36” in width
- Parking - minimum 10 ft from building

Inspection Standards for all retail locations

- Current State, City and Business license displayed
- Sign – “NO SMOKING – FIREWORKS” 2” contrasting letters posted at each entrance or within 10 ft of every aisle.
- Sign – “NO DISCHARGE OF FIREWORKS WITHIN 200 FT”
- Egress travel distance, natural and unobstructed, does not exceed 75 feet
- Aisles shall have a minimum clear width of 48 inches
- Dead-end aisles shall be prohibited
- No Fireworks displayed within 5 ft of any public entrances
- Minimum of 2 Fire extinguishers, 1- 2A multipurpose dry chemical and 1- pressurized water extinguisher
- Sales to or by individuals less than 18 years old NOT permitted.

****LEGAL FIREWORKS – consumer fireworks with DOT package label 1.4G (Class C)**

****ILLEGAL FIREWORKS – display fireworks with DOT package label 1.3G (Class B) (i.e. M80’s)**

Disclaimer

The intent of this document is to serve only as a guideline for those interested in the retail sale of consumer fireworks. City of Murray Ordinances, the Kentucky Building Code, NFPA 101 - 2006 and NFPA 1124- 2006 Edition will be the principle documents used for compliance.

Code references from the above mentioned publications not mentioned in this guideline are still applicable and will be enforced by the authority having jurisdiction.



Public Protection Cabinet
Department of Housing, Buildings and Construction
Division of Fire Prevention
101 Sea Hero Road, Suite 100
Frankfort, Kentucky 40601-5405
Telephone: (502) 573-0382 Fax: (502) 573-1004

FIREWORKS REGISTRATION APPLICATION

Annual registration shall be received by the Division of Fire Prevention at least fifteen (15) days prior to offering fireworks for sale at the site listed below. An additional fee of \$100.00 is required for registrations submitted less than 15 days prior to offering fireworks sales. Check or money orders shall be made payable to the Kentucky State Treasurer and submitted with a completed application.

Type of Fireworks Registration Applying For:	
<input type="checkbox"/> Limited \$25.00 (sale of ground and hand-held sparking devices as described in KRS 227.702(1))	
<input type="checkbox"/> Seasonal Retailer \$250.00 (sale of ground and hand-held sparking devices, aerial devices and audible ground devices as described in KRS 227.702.	
Please check the time period you will be selling fireworks:	
<input type="checkbox"/> June 10 th to July 7 th <input type="checkbox"/> December 26 th to January 4 th <input type="checkbox"/> Both June/July & December/January	
<input type="checkbox"/> Permanent Primary \$500.00 (sale of aerial devices and audible ground devices as described in KRS 227.702(2) and (3) year round sell of fireworks as the primary source of business)	
<input type="checkbox"/> Late Fee \$100 for registrations submitted less than 15 days prior to offering fireworks sales	

Name of Applicant			
Mailing Address			
City	State	Zip Code	Phone Number
Email Address		Anticipated Start Date of Fireworks Sales	
Facility Type: <input type="checkbox"/> Tent <input type="checkbox"/> Temporary Stand <input type="checkbox"/> Existing In Store Display Sales <input type="checkbox"/> New Building			
Name of Business/Temporary Stand		KY Sales & Use Tax Number (NOTE: a copy of sales and tax permit must be submitted before fireworks registration will be issued)	
Location of Business/Temporary Stand (Street Address Must be Provided)			
City	State	Zip Code	County

All information provided herein is accurate and true to the best of my knowledge.

Date: _____ Signature: _____ Title: _____

The completed registration application, fireworks storage notification, copy of Kentucky sale and use tax permit and applicable registration fee shall be submitted to the following:

Division of Fire Prevention
Attn: Fireworks
101 Sea Hero Road, Suite 100
Frankfort KY 40601-5405

For Official Use Only			
Registration Number Issued	Amount Paid	Date Paid	Date Registration Issued





Public Protection Cabinet
Department of Housing, Buildings and Construction
Division of Fire Prevention
101 Sea Hero Road, Suite 100
Frankfort, Kentucky 40601-5405
Telephone: (502) 573-0382 Fax: (502) 573-1004

STORAGE NOTIFICATION REPORT

In accordance with KRS 227.700, the storage of consumer fireworks, display fireworks or theatrical pyrotechnic devices shall be reported in writing to the State Fire Marshal and the local fire chief having jurisdiction where the subject facilities are located. The initial report for permanent business establishments open year round shall be submitted between January 1, 2012 and January 31, 2012 for existing business and 15 days prior to initiation of for newly established businesses.

Fireworks Being Stored: <input type="checkbox"/> Consumer Fireworks <input type="checkbox"/> Theatrical Pyrotechnic Devices <input type="checkbox"/> Display Fireworks			
Type of Business: <input type="checkbox"/> Manufacturing Facility <input type="checkbox"/> Storage <input type="checkbox"/> Year Round Retail <input type="checkbox"/> Seasonal Retail			
Name of Applicant			
Mailing Address			
City	State	Zip Code	Phone Number
Email Address		Initial Date of Firework Storage	
Name of Owner / Lessee of the Property			
Name of Fireworks Supplier			
Location of Stored Fireworks (<i>Street Address Must be Provided</i>)			
City	State	Zip Code	County
Description Of How Fireworks Will Be Stored			

All information provided herein is accurate and true to the best of my knowledge.

Date: _____ Signature: _____ Title: _____

Only one report is required for the seasonal retailer stores if the same product are being stored at the same location for both the June 10 through July 7 and December 26 through January 4 seasons. The completed storage notification and copy of fireworks shipping bill shall be submitted to the following address:

Division of Fire Prevention
Attn: Fireworks
101 Sea Hero Road, Suite 100
Frankfort KY 40601-5405





CITY OF MURRAY BUSINESS LICENSE APPLICATION

104 North 5th • Murray, KY 42071 • Phone 270-762-0330 • Fax 270-762-0306 • www.murrayky.gov

A Business License is required for anyone who operates a business or performs work within the Murray City Limits

Check One: New Business Renewal Transient Business Transfer Name Change

Business Name: _____ Phone: _____ Fax: _____

Business Address (Must be a Physical Address): _____

City: _____ State: _____ Zip: _____ Is this address a Residence? Yes No

Mailing Address: _____ City: _____ State: _____ Zip: _____

Business Owner(s): _____ Email: _____

Address: _____ City: _____ State: _____ Zip: _____

Check Ownership Type: Sole Proprietor Partnership Corporation LLC LLP

Business Identification # (Tax ID#, EIN#, or Last 4 SSN) : _____

Describe Nature of Business: _____ Start Date: _____

On-Site Manager: _____ Number of Employees working in the City? _____

Will you have any signage on the premises or at any work site? Yes No

Will your business have an alarm system? Yes No

Emergency Contact Name: _____ Phone: _____

I declare under penalty of perjury that the above application is true and correct to the best of my knowledge. I certify that I will operate my business in accordance with all applicable federal, state, and city laws and regulations and permit enforcement authority onto business property of such laws and regulations.

Signature: _____ **Title:** _____ **Date:** _____

OFFICIAL USE ONLY

Zoning Location: _____ CUP Required: Yes No Signage: Yes No Approved Fire Inspection: _____

Approved By: _____ Date: _____

Classification: _____ Fee Amount\$: _____ Business License #: _____

BUSINESS CLASSIFICATION RATE SCHEDULE

A Business License Application is required for each place of business, branch store, or separate establishment with a separate tax ID (EIN, SSN, TIN, etc) and/or separate state business license number.

Classification	Rate
Educational Services	\$150
Other Services	\$150
Arts, Entertainment, & Recreation	\$150
Administrative, Support, Waste Management & Remediation Services	\$150
Information	\$200
Wholesale Trade	\$350

Classification	Rate
Management of Companies & Enterprises	\$400
Finance & Insurance	\$400
Transportation & Warehousing	\$400
Manufacturing	\$600
Transient Business (Per Application)	\$75
Taxicab or Limousines Business (Per Vehicle)	\$30

NET PROFIT SALES

Classification	\$0 - \$300,000	\$300,001 - \$600,000	\$600,001 - Greater
Real Estate, Rental & Leasing	\$150	\$400	\$600
Professional, Scientific, & Technical Services	\$150	\$400	\$600
Accommodation & Food Services	\$150	\$400	\$600
Construction	\$150	\$400	\$600
Retail Trade	\$150	\$400	\$600
Health Care & Social Assistance	\$150	\$400	\$600

Limited Restaurant Alcoholic Beverage by the Drink Licenses shall apply to the City Clerk located in City Hall 104 North 5th Street. (\$1000 Restaurant and \$800 Caterer per year)

Business Licenses are due on May 1st of each year. If the business starts after June 1st then a pro rata amount will be assessed for the business and vehicle licenses. The prorated formula is calculated by taking the business classification rate and divide by twelve months times the months remaining through April of the next year.

Example \$150 (Business Rate) / 12 = \$12.50 per month X 5 (December) = \$62.50

Business Classification: _____ \$ _____

Number of Business Vehicle License: _____ X \$50 \$ _____
 (Any vehicle that operates within, to and from city limits)

TOTAL PAYMENT DUE: \$ _____

Vehicle Licenses Information

Name of Vehicle Owner: _____

Address: _____ City: _____ State: _____ Zip: _____

Name of Lessee of Vehicle: _____ License Plate #: _____
 (If different from Owner)

Make: _____ Model: _____ Year: _____

If you have more than one vehicle for business please submit the same information for each one a separate document

PERMIT FOR TRANSIENT BUSINESS

Name _____

Permanent Physical Address _____

Phone number you can be reached _____

Location of transient business _____

Description of business _____

Have you operated before in Murray as a transient business? YES _____ NO _____

Will your transient business require the distribution of food products? YES _____ NO _____

If so, a copy of the current health permit issued by the Calloway County Health Department is required.

Which type of transient business licenses are you applying for?

1 Day _____ 3 Day (Weekend) _____ 1 Week _____ 30 Day _____ 60 Day _____ 90 Day _____

General regulations of transient businesses

- Any signage, other than that permanently affixed to the mobile transient facility would have to be approved through the Murray Planning Department.
- Transient businesses are permitted uses in the (B-2) and (I) zoning districts and must be a minimum of 1000 ft. from another (measured by radial distance).
- A copy of a lease agreement, deed, or similar document from the property owner is required.
- Transient businesses may not be permitted at a location more than 90 days per calendar year.
- A site plan will be required. The site plan shall include a mapped location of the proposed business, including existing parking spaces, roadways, sidewalks, setbacks, and buildings; it should also entail measurements of distance from proposed display/enclosure to nearby parking spaces, roadways, sidewalks, and buildings. Aerial photography, existing surveys, or plat will suffice for this purpose. The site plan shall include any photography of tents, trailers, stands, etc. that will be used. The City of Murray has the right to review and/or reject any site plan submitted. Once approved by the City, all site plans must be maintained by the transient business with the duration of the permit. Any deviation from the site plan by the transient business may result in revocation of the permit and the transient business activity shall be terminated.
- A copy of any local, state, or federal permit is required on file prior to issuance

OFFICE USE ONLY

Date _____ Approved _____ Denied _____

Conditional Use Permit Required? Yes _____ No _____ Details _____

Date when transient business begins: _____ Expiration _____

Zoning Official

CITY OF MURRAY SIGN PERMIT APPLICATION

P.O. Box 1236 • 104 N. 5th, Ste. C • Murray, KY 42071 • Phone 270-762-0330 • Fax 270-762-0331 • www.murrayky.gov

APPLICANT INFORMATION

Date: _____ Address: _____ Zone: _____
Business Name: _____ Phone: _____
Agent/Applicant: _____ Phone: _____

SITE INFORMATION

Distance from Building to Right-Of-Way _____ Feet Street Frontage _____ Linear Feet
Face of Building (w)___ X (h)___ = _____ Sq. Ft. Dimensional Variance Required? __Yes __No
*Side of Building (w)___ X (h)___ = _____ Sq. Ft. Date Variance Approved (if applicable) _____
*only needed if property is located on a corner lot

DESCRIPTION OF SIGN(S)

FREE-STANDING

Sign must be placed in a landscaped area, with a 1:1 ratio. Example: 24 sq. ft. signage = 24 sq. ft. landscaping

Dimensions (w)___ X (h)___ = _____ Sq. Ft.
Overall Height _____ Feet (from ground level)
Setback from street right-of-way _____ Feet
Setback from side property line _____ Feet

WALL-MOUNTED

Dimensions (w)___ X (h)___ = _____ Sq. Ft.
Dimensions (w)___ X (h)___ = _____ Sq. Ft.

TEMPORARY

_____ 14 Day _____ Grand Opening _____ Closing
Dimensions (w)___ X (h)___ = _____ Sq. Ft.
Install Date _____ Removal Date _____

Temporary signs are limited to two per proprietor not to exceed 32 square feet each.

Comments:

GENERAL SIGN REGULATIONS

No sign shall be erected at any location where it may obstruct, impair, obscure, or interfere with the view of any traffic sign/signal
No sign shall be attached to any tree, fence, or utility pole • Window signage shall not exceed 25% of window area
Free-standing signs shall not be placed in any public right-of-way or located within ten (10) feet to a street right-of-way

SIGNS PROHIBITED IN ALL ZONES & DISTRICTS

- Flashing or blinking signs (including signs displayed in windows) • Flags, except for nation, state or city • Off-premises signage
- Exposed lighting or tubing is not permitted to outline the building or building wall • Projecting signs, except in B-3 zone
- Signs painted directly upon the wall surface of a building • Inflatable signs and tethered balloons • Pennants, banners, or streamers advertising special sales or events • Moving, rotating or flapping signs • Vehicles or trailers (operable or inoperable), which contain advertising and are not used in the daily conduct of business

Along with this application you will need to submit a site plan denoting sign specifications, the location of the proposed sign(s) on the lot and/or building, and all setbacks. A full copy of the sign regulations are available online or upon request.

X _____
Applicant's Signature Date

FOR OFFICIAL USE ONLY

Issued By: _____
Date: _____ Fee: \$ _____
Cash: _____ Check #: _____
Historic Overlay District? _____
Notes: _____

