

West Point City  
3200 W 300 N  
West Point, UT 84015



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## FIREWORKS SALES AND USES

APPLICATION DATE: \_\_\_\_\_ APPLICANT PHONE #: \_\_\_\_\_

LEGAL BUSINESS NAME: \_\_\_\_\_

ADDRESS OF BUSINESS: \_\_\_\_\_ FEDERAL ID #: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_ STATE SALES TAX #: \_\_\_\_\_

EMAIL ADDRESS: \_\_\_\_\_

BUSINESS OWNER NAME: \_\_\_\_\_

BUSINESS OWNER ADDRESS: \_\_\_\_\_

(IF DIFFERENT THAN BUSINESS) CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

### BUSINESS/ORGANIZATION TYPE:

PROPRIETORSHIP       PARTNERSHIP       CORPORATION       LIMITED LIABILITY CORP.

### DETAILED DESCRIPTION OF BUSINESS:

(USE SEPARATE SHEET IF NEEDED)

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I/WE \_\_\_\_\_ HEREBY CERTIFY THAT THE INFORMATION PROVIDED IS CORRECT AND TRUE TO THE BEST OF MY KNOWLEDGE AND FURTHER AGREE TO RELEASE INFORMATION REGARDING THIS APPLICATION IF DEEMED NECESSARY BY WEST POINT CITY. I/WE FURTHER AGREE TO CONDUCT BUSINESS STRICTLY IN ACCORDANCE WITH THE LAWS COVERING FIREWORK SALES AND USES CONTAINED IN THE WEST POINT CITY CODE, TITLE 5, CHAPTER 20. I/WE FURTHER UNDERSTAND THAT ANY DEVIATION FROM THESE STANDARDS SHALL BE GROUNDS FOR REVOCATION OF THE LICENSE PRIVILEGE.

DATE: \_\_\_\_\_ SIGNATURE: \_\_\_\_\_

### **Business License Fee - \$85**

Date Paid: \_\_\_\_\_ By: \_\_\_\_\_ Method of Payment: \_\_\_\_\_

**Retail sales of fireworks shall be permitted only from a temporary stand, defined as a nonpermanent structure used exclusively for the sale of fireworks, and sales from any other building or structure are prohibited. Temporary stands shall be subject to the following regulations:**

## **FIREWORKS SALES AND USES REQUIREMENTS AND STANDARDS**

*Initials*

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|  | 1. Stands shall only be located in commercial zones, at least 50 feet from any other building, 100 feet from any flammable liquid or gas storage or dispensing device, and 25 feet from any power line.  |
|  | 2. Each stand shall be located on and surrounded by a paved asphaltic or concrete surface and have seven or more paved and marked parking spaces separated from the stand by a fire lane at least 25 feet wide.  |
|  | 3. All weeds and combustible material shall be cleared from within 50 feet of the stand.   |
|  | 4. Temporary stands shall be constructed in accordance with nationally recognized good practice and in a manner that will assure the safety of salespersons and patrons.   |
|  | 5. Each stand less than 24 feet in length shall have at least two exit doors, which swing out at opposite ends of the stand, and each stand in excess of 24 feet in length must have a third such exit door. Door locking devices, if any, shall be easily released from the inside without special knowledge, key, or effort.                     |
|  | 6. Each stand shall have a minimum three-foot-wide unobstructed aisle, the length of the stand, inside and behind the counter.   |
|  | 7. The pass-through openings for sales of fireworks in stands shall be arranged to permit the customer to view the merchandise for sale but prevent the touching or handling to non-prepackaged fireworks by the customer.   |
|  | 8. If the stand is used for overnight storage of fireworks, it shall be equipped with suitable locking devices to prevent unauthorized entry.  |
|  | 9. Stands shall not be illuminated or heated by any device requiring an open flame or exposed heating elements. All heaters and lighting devices shall be approved by the city.  |
|  | 10. Smoking shall not be permitted within 25 feet of any fireworks stand. "Smoking prohibited within 25 feet" (or similar wording) signs shall be conspicuously posted on each side of the stands. Sign lettering shall be not less than two inches with a minimum three-eighths-inch stroke on a contrasting background.                          |
|  | 11. A sign, clearly visible to the general public, shall be posted at all stands, indicating the legal dates for discharge of fireworks and prohibiting the discharge of any fireworks within 100 feet of the stand. Sign lettering shall be not less than one inch high with a minimum three-sixteenth-inch stroke on a contrasting background.   |
|  | 12. Each stand shall be equipped with an approved portable fire extinguisher having a minimum 2A rating, and be in good working order, and easily accessible for use in case of fire.  |
|  | 13. All stands shall be under the direct supervision of a responsible person who is 18 years of age or older. A salesperson shall remain at the sales location at all times unless suitable locking devices are provided to prevent the unauthorized access to the merchandise by others, or the merchandise is removed.                           |
|  | 14. The general public shall not be allowed to enter a temporary stand.  |
|  | 15. No person shall sleep in a stand.  |
|  | 16. Fireworks shall not be sold to any person under the age of 16 years, unless accompanied by an adult.   |
|  | 17. All stands shall be removed within seven days of the close of the sales periods set forth in WPCC 5.25.060. [Code 2000 § 16-7-5].  |
|  | 18. Fireworks may be sold on or between June 20th and July 25th; on or between December 20th and January 2nd; and 15 days before and on the Chinese New Year. [Code 2000 § 16-7-6].  |
|  | 19. Retailers licensed by West Point City may sell model rockets, toy pistol caps, emergency signal flares, snakes or glow worms, party poppers, wire sparklers under 36 inches in length, and matches inside their permanent structure on the licensed premises as a part of their licensed business in accordance with the following provisions: |
|  | A. The area where the foregoing items are displayed or stored shall be at least 50 feet from any flammable liquid or gas, or other highly combustible material.  |
|  | B. Said items shall not be stored (including stock for sale) near exit doorways, stairways, or in locations that would impede egress.  |
|  | C. Said items shall be stored, handled, displayed, and sold only as packaged units. [Code 2000 § 16-7-8].  |

**AFFIDAVIT:**

I, \_\_\_\_\_, HEREBY CERTIFY THAT I HAVE READ AND UNDERSTAND THE PRECEDING INFORMATION REGARDING FIREWORKS SALES AND USES AND THAT ANY BUSINESS CONDUCTED WILL CONFORM TO THE STANDARDS HEREIN. I FURTHER UNDERSTAND THAT ANY DEVIATION FROM THE ABOVE STANDARDS SHALL BE GROUNDS FOR REVOCATION OF LICENSE PRIVILEGE.

APPLICANT SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_

DATE: \_\_\_\_\_

**FOR OFFICE USE ONLY**

Notes: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**APPROVAL**

Date: \_\_\_\_\_

CODE ENFORCEMENT OFFICER: \_\_\_\_\_

Date: \_\_\_\_\_

COMMUNITY DEVELOPMENT DIRECTOR: \_\_\_\_\_

Date: \_\_\_\_\_

PLANNING COMMISSION CHAIR: \_\_\_\_\_