



City of Salinas  
SALINAS FIRE DEPARTMENT

Fire Prevention Division – Office of the Fire Marshal  
65 W. Alisal Street • Salinas, California 93901  
(831) 758-7466 • fireprevention@ci.salinas.ca.us

March 15, 2024

**Re: Fireworks Stand Permit Process**

Congratulations on being selected to apply for one of the eighteen Fireworks Stand Permits to be issued in the City of Salinas. Before a permit can be issued to your organization, pursuant to Section 13A-8 of the Salinas City Code, your organization must now complete the following steps and provide the following information 1. **It is important to remember that the following steps must be completed and the following information must be submitted no later than 4:00 P.M. on April 26, 2024** A failure to meet all of the following requirements, or a failure to provide in full any of the following information by the April 26, 2024 due date, may result in a permit not being issued to your organization.

1. Complete and submit the enclosed Fireworks Stand Permit Application and submit the \$396.64 permit fee along with your completed application. The completed original application and fee must be delivered to the Salinas Fire Prevention Division, located in the Salinas Permit Center at 65 West Alisal Street.
2. Complete and submit the enclosed Temporary Use of Land Permit Application. The completed application must be delivered to Jessica Bhardwaj in the Office of the Salinas Fire Marshal, located in the Salinas Permit Center located at 65 West Alisal Street. Tax-exempt organizations, such as yours, are not subject to payment of a fee for a Temporary Use of Land Permit. Please be sure to attach a copy of your organization's current (2024) tax-exempt status determination letter to your Temporary Use of Land Permit Application. Please note that one of the prerequisites to the issuance of a Fireworks Stand Permit and a Temporary Use of Land Permit is the consent of the property owner. Please be sure to complete and submit along with your Fireworks Stand Permit Application and Temporary Use of Land Permit Application the enclosed Agreement for Use of Property for the Sale of State-Approved Fireworks. Please make sure the site plan you submit along with your Temporary Use of Land Permit Application conforms to all the requirements listed in City Code Section 13A-11. A sample site plan is enclosed for your reference.
3. Provide a copy of the Sales Permit issued by the Office of the California State Fire Marshal.
4. Provide a copy of the temporary sales tax permit from the California State Board of Equalization.
5. Submit a copy of the enclosed Hold Harmless Agreement signed by an authorized representative of your organization.
6. Provide evidence of insurance coverage in the amounts and types set forth on the enclosed Hold Harmless Agreement. As stated in the Hold Harmless Agreement, the insurance requirements may be met by one or more policies of self-insurance. If your organization is self-insured, please provide evidence of such self-insurance along with your submittal of your Fireworks Stand Permit Application.

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<sup>1</sup> A complete copy of the City's "Fireworks Ordinance" (Ordinance No. 2574) is enclosed for your reference

Please note that pursuant to Salinas City Code Section 13A-9, one or more representatives of your organization must attend a stand operator safety seminar conducted by the Salinas Fire Department or the fireworks industry. This year, the Salinas Fire Department will not be conducting a seminar; however, both TNT Fireworks and Phantom Fireworks will be hosting safety seminars in the City of Salinas. Please contact your fireworks wholesaler for the date and time of those seminars.

With respect to the operation of a fireworks stand, please make sure you are familiar with the operating conditions and restrictions set forth in Chapter 13A of the Salinas City Code. Please also note the restrictions on the sale of fireworks listed in Chapter 13A of the Salinas City Code. **Violation(s) of these or other regulations may result in the immediate suspension and/or revocation of your permit. In addition, you and/or the organization you represent may be indefinitely excluded from future participation in the program.**

Consistent with Salinas City Code Section 13A-15, the City of Salinas assesses a seven percent (7%) surcharge on all retail sales of “safe-and-sane” fireworks that occur within the City. Your organization is obligated to prepare and to submit a financial statement setting forth the total gross receipts from your operation of the fireworks stand, all expenses incurred, and to whom and for what purpose the net proceeds were or will be disbursed, along with a copy of the most recent report filed by your organization with the State Board of Equalization for such purpose. This financial statement must be submitted to the City as soon as possible after the cessation of sale for this year.

If you have any questions or need any assistance, please do not hesitate to contact the Salinas Fire Prevention Division at 831.758.7466.

Good luck with your fireworks sales!

Sincerely,



Christopher Knapp  
Division Chief / Fire Marshal

Enclosures

cc: City Manager (w/o encl.)  
Fire Chief, Salinas Fire Department  
Milton Broussard, TNT Fireworks (via e-mail)  
Suzette Rosales, Phantom Fireworks (via e-mail)



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## **2024 Fireworks Stand Permit Application**

**Final Paperwork Due From Permittees - 4:00 PM on April 26, 2024**

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**Please complete this Application and return it to the Salinas Fire Department located at 65 West Alisal Street. A check for the non-refundable \$396.64 Fire Temporary Permit fee, made payable to the City of Salinas, must accompany this Application.**

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**Check one of the following categories (See descriptions on reverse side of this application)**

**Name and Type of School or Organization**

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**Address of School or Organization**

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**Telephone Number and Name of Contact Person**

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**Name and Address of Joint Applicant (if applicable)**

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**Name and Address of Fireworks Distributor/Wholesaler**

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**Please check the following boxes indicating the listed information is attached to this Application.**

- A copy of Agreement for Use of Property for the Sale of State-Approved Fireworks
  - A copy of the sales permit issued by the Office of the State Fire Marshal
  - A copy of the Sales Tax Permit from the California State Board of Equalization
  - A fully-executed Hold Harmless Agreement
  - Evidence of insurance as required by the Hold Harmless Agreement
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**I certify that I am an authorized representative of the school or organization identified on this application, that I have the authority to submit this application on behalf of the school or organization, and that to the best of my knowledge the information provided on this application is true and correct.**

**Applicant's Signature** \_\_\_\_\_ **Date** \_\_\_\_\_

**Printed Name** \_\_\_\_\_

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**\*This Application must be completed in its entirety. The failure to complete any part of this Application or to provide any of the required information may result in denial of your Application and your organization not receiving a Fireworks Stand Permit.**

**\* Submittal of more than one Application or submittal of false information on any Application shall be grounds for denial of all Applications. Any attempt to transfer an Application shall void any and all Applications submitted by or on behalf of both the transferor and the transferee.**

## **Definitions:**

### **"Affiliated organization."**

- (1) An organization incorporated under the same charter or organization and their auxiliaries if the auxiliary is incorporated under the same charter;
- (2) An organization sharing the same officers and/or place of meetings and/or national parent organization;
- (3) A subdivision and/or fractional division however named or delineated of another organization;
- (4) A suborganization, one of whose primary purpose is to provide financial and/or manpower support to a parent nonprofit organization.

### **"Eligible nonprofit organization."**

A school or school organization or a duly organized nonprofit, tax exempt charitable, religious, civic, patriotic, or community service association, organization, or corporation (collectively "the organization") which has met all the following criteria continuously for a minimum period of one year immediately preceding the filing of an application for a permit to display for sale or to sell safe and sane fireworks.

- (1) The organization must be either a school or a school organization or a duly organized entity which has tax exempt status from the Internal Revenue Service or the franchise tax board, and that serves, in whole or in part, residents of the City of Salinas.
- (2) The organization must have its principal place of business and principal meeting place within the City of Salinas and must hold its regularly scheduled meetings within the City of Salinas.
- (3) The organization must be one which provides direct and regular community services and benefits to the residents of the City of Salinas.
- (4) The organization must not have had a permit to sell revoked within twenty-four months prior to the organization's submittal of an application for a permit to sell.

### **"Fireworks."**

Any device containing chemical elements and chemical compounds capable of burning independently of the oxygen of the atmosphere and producing audible, visual, mechanical, or thermal effects which are useful as pyrotechnic devices or for entertainment. These items include, but are not limited to, devices designated by the manufacturer as fireworks, torpedoes, skyrockets, roman candles, rockets, Daygo bombs, sparklers, party poppers, paper caps, chasers, fountains, smoke sparks, aerial bombs, and fireworks kits. This term includes both "dangerous fireworks" and "safe and sane fireworks."

### **"Fireworks stand."**

Any building, counter, or other structure of a temporary nature used in the sale, the offering for sale, or display for sale of "safe and sane fireworks."

### **"Fireworks sales permit" or "permit."**

A permit issued pursuant to this chapter authorizing the display for sale and the sale of state-approved fireworks.

### **"Fireworks wholesaler" and "fireworks distributor."**

A person, other than an importer, exporter, or manufacturer selling only to wholesalers, who sells fireworks to a retailer or any other person for resale. It also includes any person who sells dangerous fireworks to public display permittees.

### **"Permittee."**

An eligible nonprofit organization to which a permit has been issued pursuant to this chapter.

### **"Principal place of business" and "principal meeting place."**

Includes, but is not limited to, a permanent structure, playing field, geographic area, or service population which resides in or is located within the City of Salinas.

### **"Safe and sane fireworks" or "state-approved fireworks."**

Any fireworks which do not come within the definition of "dangerous fireworks" or "exempt fireworks." All safe and sane fireworks shall be labeled with the safe and sane fireworks seal as authorized by the state fire marshal.

### **"School or school organization."**

Includes any elementary school, junior high school, high school, or community college which is a part of the Salinas Union High School District and also including Notre Dame High School and Palma High School, the Salinas City Elementary School District, the Alisal Union School District, the Santa Rita Union School District, or the Hartnell Community College District or any organization that is affiliated with or operating solely in support of any such school or community college.



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**FIREWORKS STAND LOCATION AND STORAGE APPLICATION**

Fireworks Chairperson/Wholesaler:

Your charitable organization has proposed a fireworks stand & storage to be located within the jurisdiction of the **City of Salinas Fire Department**.

Please provide this Department with the following information:

Firework(s) Stand & Storage Location: \_\_\_\_\_

Charitable Organization and address: \_\_\_\_\_

Chairperson – Name: \_\_\_\_\_

Phone Numbers: Home: \_\_\_\_\_ Cellular: \_\_\_\_\_ Work: \_\_\_\_\_

Alternate Contact (name and cell phone number(s): \_\_\_\_\_

Fireworks Distributor: \_\_\_\_\_

If a fireworks stand is operated at night, only electric lights may be used and the wiring must be installed by a licensed electrical contractor and shall meet the minimum requirements of the California Electrical Code and the Salinas City Code. Open splices are prohibited and all wiring must be protected from physical damage and weather. No "Christmas" lights shall be used in or around the fireworks stand. Exposed light bulbs shall be protected with covers, cages or screens.

**Storage method to be used – place an “X” in the appropriate space:**

- ( ) 1. Fireworks returned to wholesalers central location each night.
- ( ) 2. Reinforced, heavy metal, fully enclosed container – similar to “seabox” walk-in type drop box; property owner’s permission required.\*

**\*NOTE:** If option 2 is chosen, the storage container *may not* be located within 20 feet of any permanent structure or other fire exposure, and 10 feet from any combustibles or parked vehicles, and limited from public view. A site plan showing the proposed location of the container in relation to the buildings and access driveways or roadways shall be submitted with this form. A “Temporary Use of Land” (TULP) permit will be required and must be obtained from the Community Development Department.

**A site plan showing the location of your booth on the property is required for all site.**

**Qualified security shall be posted from 9pm-9am/during period fireworks are stored.**

Complete this form and return the signed original copy to this office, along with the required documentation no later than: **4:00 PM April 26, 2024.**

**Place a photocopy of the completed form in the fireworks stand during the sales period.**

You are responsible with complying with all the requirements in Salinas City Code Chapter 13A. If you have any questions regarding fireworks stands or the storage of fireworks within the City of Salinas, please contact this office.

Chairperson/Wholesaler signature: \_\_\_\_\_ Date: \_\_\_\_\_

Planner Approval: \_\_\_\_\_ Date: \_\_\_\_\_

Fire Dept. Approval: \_\_\_\_\_ Date: \_\_\_\_\_



**2024 Authorization for Use of Property for the Sale of State-Approved Fireworks**

**Final Paperwork Due from Permittees - 4:00 PM on April 26, 2024**

**Please complete this Authorization and return it to the Salinas Fire Prevention Division located at 65 West Alisal Street, Salinas CA 93901.**

**Instructions: Provide information in all fields. This form shall be complete in order to be considered. A signature of the property owner and/or their authorized agent is required. The signature of the authorized fireworks wholesale/distributor representative is also required. Property owners shall grant permission to use the property within 60 days of the application to sell state-approved fireworks.**

I./(We) \_\_\_\_\_ ,  
(Property Owner and/or authorized agent, Print Full Name)

hereby grant permission to: \_\_\_\_\_ , for  
(Name of Non-Profit Organization)

the use of my (our) property located at: \_\_\_\_\_ in  
(Stand Location)

the City of Salinas, California, for the retail sale of State-approved fireworks beginning the twenty-eighth (28<sup>th</sup>) day of June and ending the fifth (5<sup>th</sup>) day of July. The fireworks sales booth must be removed no later than 5:00 PM on the eighth (8<sup>th</sup>) day of July.

Monterey County Tax Assessor Parcel Number \_\_\_\_\_

It is understood that this is an Exclusive Authorization and that no other organization or person(s) will be offered the use of the property for the same purpose during the same time period. It is also understood that fireworks sales permittees must comply with all other City of Salinas requirements.

**Property Owner or Authorized Agent:**

\_\_\_\_\_  
Signature Date

**Daytime Telephone Number at which Property Owner and/or Authorized Agent can be reached:**

\_\_\_\_\_

**Current Mailing address of Property Owner:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Fireworks Wholesale/Distributor Authorized Representative:**

\_\_\_\_\_  
Signature Date

\_\_\_\_\_  
Name of Company



## Fireworks Stand Booth

### Hold Harmless Agreement and Release of Liability

\_\_\_\_\_  
Name of Special Event

\_\_\_\_\_  
Date(s) of Special Event

\_\_\_\_\_  
Name of Sponsoring Individual(s) or Organization

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone Number

\_\_\_\_\_ agree to indemnify, defend, and hold harmless the City of Salinas, its elected officials, officers, employees, agents, volunteers, and representatives from and against any and all losses, liability, claims, actions, causes of action, demands, lawsuits, judgment expense and cost(s) arising out of or in any way connected or related to the above-referenced Special Event, regardless of where the injury, death, damage, or other cause of liability may occur, unless such injury, death, damage or other cause of liability is caused by the sole negligence or willful misconduct of the City.

The Sponsoring Individual(s) or Organization agree to provide satisfactory evidence of, and shall thereafter maintain during the Special Event, such insurance policies and coverages in the types, limits, forms, and ratings required by the City Attorney or their designee. The City of Salinas and its elected officials, officers, employees, agents, volunteers, and representatives shall be named as additional insured by endorsement in the Special Event's insurance policies.

I intend my signature below to be a complete and unconditional release of all liability, and for such release to be as broad and inclusive as permitted by the laws of the State of California.

**AUTHORIZED REPRESENTATIVE**

*(To be completed by individuals representing an organization or group)*

I, \_\_\_\_\_, represent and warrant that I have the authority, right, and power to enter into this Hold Harmless Agreement and that I have obtained any and all consents, powers, and authorities, necessary to permit me to enter into this Hold Harmless Agreement on behalf of \_\_\_\_\_ and to bind this individual/organization.

This authorization shall remain in full force and effect throughout the duration of the Special Event.

Permittee

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Signature

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Date

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Printed Name