#### RESOLUTION NO. 2018-295

A RESOLUTION GRANTING PERMISSION TO THE VINELAND POLICE DEPARTMENT TO CONDUCT A PUBLIC DISPLAY OF FIREWORKS ON AUGUST 7, 2018, BETWEEN 9:00 P.M. AND 10:00 P.M., AT THE VINELAND HIGH SCHOOL COMPLEX, CHESTNUT AVENUE AND BREWSTER ROAD.

WHEREAS, the Vineland Police Department has scheduled on August 7, 2018, the National Night Out Festivities for the Citizens of Vineland; and

WHEREAS, the Police Department desires to conduct a public display of fireworks in conjunction with said event; and

WHEREAS, under the provisions of the New Jersey Statutes, specifically Section 21:3-3 and 4, the approval of the governing body is necessary as a prerequisite of such display; and

WHEREAS, the Police Department has complied with all of the requirements as set forth in said Statute; and

WHEREAS, the fireworks are to be stored on site prior to said display at the Vineland High School Complex, Chestnut Avenue and Brewster Road, Vineland, New Jersey; and

WHEREAS, Pyrotecnico, Vineland, New Jersey, is to operate said display and is found to be a competent operator; and

WHEREAS, the said display has been approved by the Chiefs of the Police and Fire Departments of the City of Vineland; and

WHEREAS, such display is of such a character, and is so located and will be discharged and fired in such a manner as not to be hazardous or endanger any person or persons; and

WHEREAS, an application in writing has been filed setting forth the details of said display;

NOW, THEREFORE, BE IT RESOLVED that permission is hereby given to the Police Department to conduct the aforesaid public display of fireworks at the Vineland High School Complex, Chestnut Avenue and Brewster Road, on August 7, 2018, pursuant to N.J.S.A. 21:3-5.

BE IT FURTHER RESOLVED that, pursuant to the requirements of Section 21:3-6 of the Revised Statutes, a copy of the application, of the permit, and of this Resolution shall be forwarded to the Bureau of Explosives of the Department of Labor of the State of New Jersey.

•	
	President of Council
ATTEST:	
City Clerk	

Adopted:

## CITY OF VINELAND

July 17, 2018

Keith Petrosky, City Clerk City of Vineland Vineland, NJ 08360

Dear Keith:

Submitted to you herewith is a request for permit to hold a public display of fireworks in connection with the annual National Night Out event, as follows:

REASON FOR PERMIT: Fir

Fireworks Display

PLACE:

Vineland High School Complex

Chestnut Avenue and Brewster Road

Vineland, New Jersey

DATE:

August 7, 2018

TIME OF EVENT:

Between 9:00 pm and 10:00 pm

PLACE OF STORAGE:

On Site - Vineland High School Complex

Chestnut Avenue and Brewster Road

ASSEMBLY PLACE:

On Site - Vineland High School Complex

Chestnut Avenue and Brewster Road

Vineland, New Jersey

**IGNITING FIREWORKS:** 

Pyrotecnico Fireworks, Inc.

Very truly yours,

Sgt. Danny Latorre

/wr

State of New Jersey
Department of Community Affairs
Division of Fire Safety
101 S. Broad St.
P. O. Box 809
Trenton, NJ 08625-0809
Phone: (609) 633-6132

Fax: (609) 633-6330



## DISPLAY COMPANY REQUIREMENTS

区	1.	Provide total number of shells and sizes (U.S. diameter) being used.
X	2.	Provide types and amounts of ground (set pieces) or low level devices (cakes, candles)
		to be used.
	3.	For displays fired from barges or roof tops, provide documentation, including all
		calculations that the discharge area meets or exceeds the requirements of NFPA 1123
		(2000 Edition) Section 4.3.1 or 4.4.1

- 4. Indicate the method in which display will be fired. If it is an electrically-fired display, provide the name of the N J Department of Labor licensed operator. The operator must have a valid license in his/her possession at the display site.
- 5. Provide a timetable of: delivery of fireworks to site; set-up; live load; and display time.
- 6. Provide a Certificate of Insurance (general and auto liability) in the amount of not less than \$500,000.00. The certificate must be valid for the duration of the event, including rain dates.
- ☑ 7. The use of salutes/reports larger than 3" is prohibited.
- 8. Displays CANNOT be fired if winds exceed 25 MPH.
- 2 9. Provide the name of the lead operator who will be representing the display company.
- 21 10. Submit a post-display report via RIMS Online within 48 hours of the display. The report must include the following: display information; time that the search of the fallout zone was conducted and the results; any product malfunctions; and any injuries.
- 11. Provide a letter attesting to the understanding of all of the above requirements as well as requirements set forth in Chapter 33 of the 2006 International Fire Code New Jersey Editions and NFPA 1123 (2000 edition), 1124 (2003 edition), and 1126 (2001 edition) and that the display will be in compliance with same.

Protectico Fireworks, Inc. Request. Hours 7-13-18
Display Company Representative Name Display Company Representative Date
Signature

All required information must be submitted through RIMS Online with the permit application. Failure to provide the required information will result in delays which could affect the processing of the permit. Specific code sections from the 2006 New Jersey

International Fire Code may be viewed by going to the following website: <a href="http://codes.iccsafe.org/app/book/toc/2006/2006">http://codes.iccsafe.org/app/book/toc/2006/2006</a> NewJersey/Fire Code/index.html

Municipal/sponsor requirements are on page 1 of this form.



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Date May 15, 2018

#### **SPONSOR**

City of Vineland National Night Out 640 E Wood St Vineland, NJ 08360

## FIREWORKS COMPANY

Pyrotecnico 1640 Garden Rd. Vineland, NJ 08360

SHOW DATE: August 7, 2018

RAIN DATE: None

LOCATION: Vineland High School North - East Chestnut Ave Vineland, NJ

- Total number of class B Shells being used are approximately: SEE ATTACHED Size: See attached product list Ground Pieces: NONE
- 2) All shells are DOT approved. EX Numbers are (see attached). Only Materials listed and approved by the Bureau of Explosives will be used.
- 3) Display will be manually fired.
- 4) Delivery to site will be approximately 2pm Set up will take approximately 4 hours.
- 5) All displays will comply with all requirements as fourth in NJAC 5:70-3,3301.1 and NFPA1123, NFPA1124, NFPA1125 & NFPA1126.
- 6) Personnel currently scheduled to represent fireworks display company are:

  Lead: Archical Experience: Syears

  Technician:

Signed: The Date: May 15, 2018
Pyrotecnico Representative

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Product List

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## **CERTIFICATE OF LIABILITY INSURANCE**

DATE (MM/DD/YYYY)

5/15/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

Continopto Hotaer III lica of	CEST CHANGE		-(~)·						
PRODUCER				CONTACT NAME:					
Britton-Gallagher and Assoc	iates, Inc.			PHONE (A/C, No. Ext):216-658-7100 FAX (A/C, No.):216-658-7101					
One Cleveland Center, Floo			AZC. No. Ext):210-008-7100 (AZC. No):210-608-7101 E-MAIL ADDRESS:info@brittongallagher.com						
375 East 9th Street Seveland OH 44114									
7646IQIU ON 44 I 14						IDING COVERAGE	<del> </del>	NAIC#	
NSURED				INSURER A : Everest				0851	
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Pyrotecnico Fireworks Inc. P.O. Box 149				інвияен с :Махит	Indemnity C	ompany	2	6743	
99 Wilson Road				INSURER D : Axis Sur	plus insura	nce Company	2	6620	
New Castle PA 16103				INSURER E :					
				INSURER F :					
COVERAGES	CERT	IFICA	TE NUMBER: 1798549247	7		REVISION NUMBER:			
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<b>□</b>			310CA00141-161	1717/2010	171412018		\$1,000,0	00	
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AUTOS AU	TOS N-OWNED						\$		
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Location: Vineland High S	ichool - Fast I	I andi	is Ave Vineland N.I	•					
Additionally Insured: City	of Vineland, N	NJ - C	City of Vineland Police Dep	artment - City of V	ineland Boa	rd of Education			
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				© 19	88-2010 AC	ORD CORPORATION.	All right	s reserved.	



## CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 05/31/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

17	PORTANT: If the certificate holder is SUBROGATION IS WAIVED, aubject t ils certificate does not confer rights to	io the	i terms and conditions of th	a nall	nu aartain n	allalaá mau	AL INSURED provisions or b require an endorsement. A st	e endorsed. atement on	
PRO	DUCEA			CONTAC	Melanie Alk	en .			
MCGRIFF, SEIBELS & WILLIAMS, INC. P.O. Box 10265					NAME: INGARIA NICHAEL PAX (AC. No. Ext.): B00-478-2211 (AC. No. Ext.): B00-478-2211				
Blm	lingham, AL 35202			E-MAIL	ss: mail@mcgr	iff.com	j (WC, NB):		
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				Page 1	1 of 1 (A) 40	200 201E AO	ODD CODDODATION All del		

## FIREWORKS DISPLAY

## HOLD HARMLESS AGREEMENT

Between and	en the Borough/Township City/County of Vineland PYROTECNICO FIREWORKS, INC. (Contractor).
PYF	RESSETH: ROTECNICO REWORKS, INC.  (Contractor) agrees to release, indemnify and hold harmless the Borough/Township/Cit/County of
2.	The applicant has furnished the Certificate of Insurance with limits of liability described below:
	Workers Compensation/Employers Liability: \$1,000,000.00
	General Liability: \$5,000,000.00
	Automobile Liability: \$1,000,000.00
	Umbrella Liability: \$5,000,000.00
	A true copy of the Certificate of Insurance is attached indicating the member entity and applicable associations, recreations or committees formed by the member entity to organize the "event" must be named as additional insured on all liability policies.
3.	The facilities will be used for the following purpose and no other:  FIREWORKS  Tily 4, 2018
	Event: Date: August 7, 2018 Rain Date: Tuly 5, 2018
	Dated: 5-15.18 Signed: WM (LM Hamac) Authorized Signature of the Contractor
	Witness: Malgie Jough

Bond No: 21BSBFH9165 Bond Amount: \$2,500.00 Bond Term: 1/30/18 to 1/30/19

# THE STATE OF NEW JERSEY DEPARTMENT OF LABOR OFFICE OF SAFETY COMPLIANCE

## **SURETY BOND**

Discharging, Firing-off, Exploding or Displaying Eireworks, at any Public Exhibition or Exhibition.

Know All Men by these Presents, that v	ve Pyrotecnico Fireworks, inc. dba Pyrotecnico
1640 Garden Road, Vineland, NJ 08360 Riveworks Vendor Street Address Principal, are held and stand firmly bound unto of New Jersey in the just sum of TWO THOUS paid to the Treasurer and Receives Control on the	of (in the County of Cumbarland, as County Name the Treasurer and Receiver General of the State AND RIVE HUNDRED dollars (\$2,500) to be als successor in office, to which payment well and
The Condition of this Obligation, is such that it heirs, executors and administrators, successors an action brought against the said Pyrotecnico F	and assigns, shall pay any judgment obtained in ineworks, inc. dba Pytotecnico
fining-off, exploding or displaying assets of	orks at any public exhibition or exhibitions rinjury resulting to persons or property by reason displaying of said direworks, at said public gment is obtained in an action brought within a ne public exhibition or exhibitions, in which this obligation shall be yold, otherwise it shall
In Witness Whereof, we hereunto set our hands	and seals, this 10th day of December, 2017
Beth Stone	Pyretecnico Fireworks, Inc. dba Pyrotecnico Principal
Imma arilhess	Hartford Fire Insurance Company  Mark W. Eduards T  Attorney in Faul Mark W. Edwards II

## POWER OF ATTORNEY

Direct inquiries/Cialms to: THE HARTFORD BOND, T-12 One Hartford Plaza Hartford, Connecticut 06155 Bond.Claims@ihehartford.com call: 888-269-3488 or fax: 860-757-5835

KNOW ALL PERSONS BY THESE PRESENTS THAT:

	Agency Oute, 21-250036
X	Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
X	Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
X	Hartford Accident and indemnity Company, a corporation duly organized under the laws of the State of Connecticut
	Hartford Underwriters insurance Company, a corporation duly organized under the laws of the State of Connecticut
	Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
	Hartford insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
	Hartford insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
	Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida
ing their ho to the am	ome office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint,

hav un

R.E. Daniels, Shelby E. Daniels of Pensacola FL, Robert Read Davis of Atlanta GA, Robert M. Verdin of Metarie LA, Christopher C. Gardner of Union MS, Mark W. Edwards II, Alisa B. Ferris, Robert R. Freel, Ronald B. Giadrosich, Jeffrey M. Wilson, Evondia H. Woesener of BIRMINGHAM, Alabama

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(les) only as delineated above by XI, and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on May 6, 2015 the Companies have caused these presents to be signed by its Senior Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



John Gray, Assistant Secretary

M. Ross Fisher, Senior Vice President

STATE OF CONNECTICUT **COUNTY OF HARTFORD** 

Hartford

On this 11th day of January, 2016, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and eay: that he resides in the County of Hartford, State of Connecticut; that he is the Senior Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.

CERTIFICATE

Nora M. Stranko Notary Public

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of December 10, 2017. Signed and sealed at the City of Hartford.



Kevin Heckman, Assistant Vice President



**Dear Fireworks Proponent:** 

Thank you for informing us of your proposed fireworks display.

Although there are currently no federal regulations specific to fireworks displays, the Federal Aviation Administration (FAA) has been tasked with regulating the safe and efficient use of the navigable airspace (49 U.S.C.§ 40103). In recognition of this role in promoting aviation safety, many jurisdictions require notice to the FAA as a condition of approval of a fireworks permit.

We acknowledge your notification and have no objection to the fireworks display provided it is conducted in a manner that does not create a hazard to other persons, or their property.

To enhance the safety of your event, we recommend the following actions:

- Fireworks staff should remain vigilant to ensure that no aircraft are in the area prior to beginning the fireworks display.
- → If your event is within 5 miles of a public use airport, or if the display will exceed 500 feet Above Ground Level (AGL), contact Leidos Flight Service at 1-877-4-US-NTMS (1-877-487-6867) at least 24 hours (but not more than 72 hours) in advance to request a Notice to Airman (NOTAM). You will need to provide the following information:
  - o Name and address of the person filing the NOTAM
  - Date, time(s), and event location (City, State, and location in reference to the airport)
  - o Maximum altitude of the display

This letter should not be construed as superseding or invalidating any existing rules or regulations promulgated by any other federal, state, county, or municipal government which may be required for this display.

If you have any questions regarding this information, please contact our office at (404) 305-5570 or <u>9-ATO-ESA-OSG-Pireworks@faa.gov</u>.

Sincerely,

Ryan W. Almasy

Manager, Operations Support Group

Eastern Service Center, Air Traffic Organization





May 15, 2018

City of Vineland 640 East Wood Street Vineland, NJ 08360

## To whom it may concern:

A representative from our company will do a first light inspection at The Vineland High School grounds, Vineland New Jersey the morning of first light on July 5, 2018 & August 8, 2018. We will be responsible for policing the fireworks display and search for and disposing of unfired fireworks.

Please also be aware that we do police the area after the fireworks display has been completed. This is our procedure for all of our shows.

If you have any questions, please do not hesitate to contact our office at 856-697-1023.

Sincerely,

Raquel L. Flowers

Fireworks Coordinator

Figuel J. Hlavelo