



## CITY of NOVI CITY COUNCIL

**Agenda Item B**  
**June 19, 2017**

**SUBJECT:** Approval of request for Fireworks Display Permit by Funfest Productions, Inc. to be operated by ACE Pyro, on Sunday, July 2, 2017 for the Stars and Stripes Festival.

**SUBMITTING DEPARTMENT:** City Clerk *ad*

**CITY MANAGER APPROVAL:** *[Signature]*

**BACKGROUND INFORMATION:**

The Stars and Stripes Festival will be held at the Suburban Collection Showplace June 29<sup>th</sup> through July 2<sup>nd</sup>. The event is sponsored by Funfest Productions and will include live music, carnival rides, a BMX display and arts & crafts. The festival will culminate with a fireworks display operated by ACE Pyro on Sunday, July 2, 2017 at 10:00 p.m.

The Novi Fire Department has conducted a site inspection and an additional inspection will occur once the show is complete. Additional Police and Fire Department personnel will be assigned for the duration of the event to assure that all safety measures and process are adhered to according to the fireworks permit.

**RECOMMENDED ACTION:** Approval of request for Fireworks Display Permit by Funfest Productions, Inc. to be operated by ACE Pyro, on Sunday, July 2, 2017 for the Stars and Stripes Festival.



## 2017 Permit for Fireworks Other than Consumer or Low Impact

Authority: 2011 PA 256	The LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD will not discriminate against any individual or group because of race, sex, religion, age, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this Legislative Body of City, Village or Township Board.
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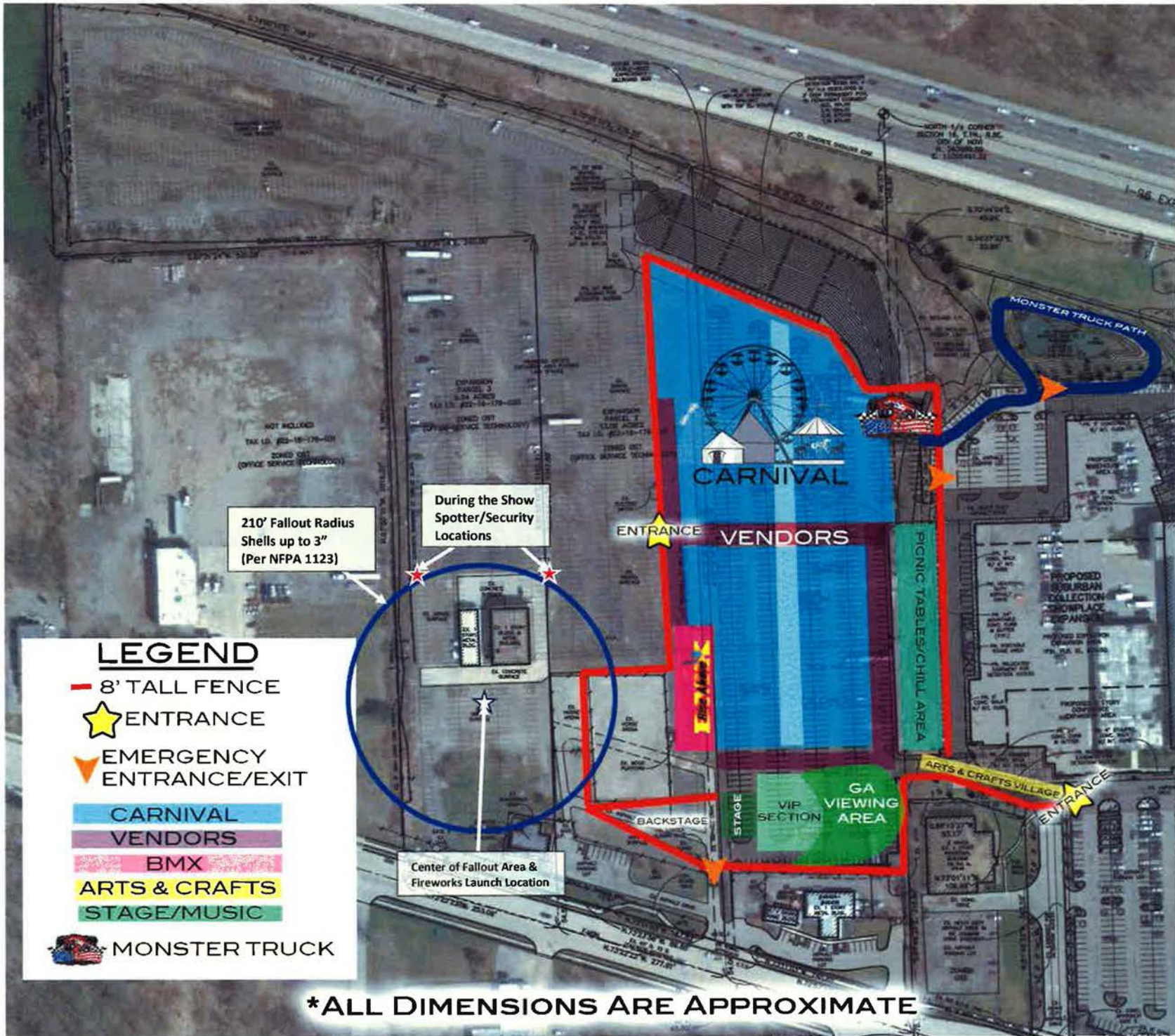
*This permit is not transferable. Possession of this permit authorizes the herein named person to possess, transport and display fireworks in the amounts, for the purpose of and at the place listed below only through permit expiration date.*

TYPE OF PERMIT(S) (Select all applicable boxes) <input type="checkbox"/> Agricultural or Wildlife Fireworks <input type="checkbox"/> Articles Pyrotechnic <input checked="" type="checkbox"/> Display Fireworks <input checked="" type="checkbox"/> Public Display <input type="checkbox"/> Private Display <input type="checkbox"/> Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes		FOR USE BY LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD ONLY. PERMIT(S) EXPIRATION DATE (ENTER DATE OF EXPIRATION)
NAME OF PERSON PERMIT ISSUED TO <b>Rob Vargo</b>		AGE (18 YEARS OR OLDER) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
ADDRESS OF PERSON PERMIT ISSUED TO <b>9700 Burmeister Rd, Saline MI 48176</b>		
NAME OF ORGANIZATION, GROUP, FIRM OR CORPORATION <b>ACE Pyro, LLC</b>		
ADDRESS <b>9700 Burmeister Rd, Saline MI 48176</b>		
NUMBER AND TYPES OF FIREWORKS (Please attach additional pages if necessary) <b>Approximately 1,469 assorted aerial display shells 2.5" - 3"</b>		
EXACT LOCATION OF DISPLAY OR USE <b>46100 Grand River Ave, Novi, MI 48374</b>		
CITY, VILLAGE, TOWNSHIP <b>Novi, MI</b>	DATE <b>July 2, 2017</b>	TIME <b>10:00 PM</b>
BOND OR INSURANCE FILED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		AMOUNT <b>\$1,000,000</b>

Issued by action of the Legislative Body of a <input type="checkbox"/> City <input type="checkbox"/> Village <input type="checkbox"/> Township of _____ on the _____ day of _____	
_____ (Signature and Title of Legislative Body Representative)	

**\*THIS FORM IS VALID UNTIL THE DATE OF EXPIRATION OF PERMIT\***





210' Fallout Radius  
Shells up to 3"  
(Per NFPA 1123)

During the Show  
Spotter/Security  
Locations

**LEGEND**

- 8' TALL FENCE
- ★ ENTRANCE
- ▼ EMERGENCY ENTRANCE/EXIT
- CARNIVAL
- VENDORS
- BMX
- ARTS & CRAFTS
- STAGE/MUSIC
- MONSTER TRUCK

Center of Fallout Area &  
Fireworks Launch Location

**\*ALL DIMENSIONS ARE APPROXIMATE**





**THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.**

**ADDITIONAL INSURED – DESIGNATED  
PERSON OR ORGANIZATION**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

**SCHEDULE**

**Name Of Additional Insured Person(s) Or Organization(s):**

The City of Novi  
45175 Ten Mile Rd.  
Novi, MI 48375

Location: 146100 Grand River Ave, Novi, MI 48374 for the period 07/2/2017 RD: N/A Site Inspection: 7/3/2017.

**BUT ONLY WITH RESPECT TO THE OPERATIONS OF THE NAME INSURED.**

Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

**A. Section II – Who Is An Insured** is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

1. In the performance of your ongoing operations; or
2. In connection with your premises owned by or rented to you.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

**B.** With respect to the insurance afforded to these additional insureds, the following is added to **Section III – Limits Of Insurance:**

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or
2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

This endorsement shall not increase the applicable Limits of Insurance shown in the Declarations.



June 12, 2017

TO: Courtney Hanson, Novi City Clerk

FROM: Kevin S. Pierce, Fire Marshal

RE: Application for Fireworks Display Permit, Stars and Stripes Festival, on the grounds of Suburban Collections Showplace, 46100 Grand River July 2, 2017.

The permit application to conduct a fireworks display has been reviewed for compliance with the following laws and codes:

2012 International Fire Code (City adopted Fire Prevention Code)

P.A. 328 of 1931 as Amended, State of Michigan Fireworks Law  
NFPA 1123, Code for Fireworks Display

**CITY COUNCIL**

**Mayor**  
Bob Gatt

**Mayor Pro Tem**  
Dave Staudt

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Wayne Wrobel

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Brian Burke

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Peter E. Auger

**Director of Public Safety  
Chief of Police**  
David E. Molloy

**Director of EMS/Fire Operations**  
Jeffery R. Johnson

**Assistant Chief of Police**  
Jerrod S. Hart

**Assistant Chief of Police**  
Erick Zinser

The above application is **Recommended for APPROVAL.**

- 1) Vendor for the display is Ace Pyro, contact is Robert Vargo.
- 2) Absolutely no smoking or use of open flame in the safety zone.
- 3) All unauthorized personnel and the general public will be kept away from the fireworks firing area and the safe zone before, during and after the display, the safety zone for this event has to a minimum of 420' in diameter, and the launch pad MUST be in the middle of this and is subject to change due to weather and crowd conditions.
- 4) The storage method and location of the fireworks prior to the show shall be provided and shall be in compliance with NFPA 1123, at no time shall the storage of the fireworks be left unattended.
- 5) The firing method of the pyrotechnics devices shall be by electronic means only.
- 6) It shall be the responsibility of Ace Pyro to inspect the fallout area immediately after the show as well as the following morning (July 3, 2017) for any hazardous debris or unexploded shells.
- 7) The installation of the motor tubes and the racks or other launch devices shall be inspected prior to the loading of any pyrotechnic device by a fire department representative.

Novi Public Safety Administration  
45125 Ten Mile Road  
Novi, Michigan 48375  
248.348.7100  
248.347.0590 fax

cityofnovi.org

This fireworks show is proposed to have 3.0" shell as the largest shell to be shot off. This review and approval is based on this information and the submittal by Ace Pyro. **At no time shall a shell larger than 3.0" be used in this show.**

It shall be noted, that whenever, in the opinion of the Director of Fire and EMS Operations or his designee, any hazardous condition exists, the fireworks display shall be postponed until the condition is corrected. In addition, if high winds, precipitation, or other adverse weather condition prevail such that a significant hazard exists in the opinion of the Director of Fire and EMS Operations or his designee or the operator, the fireworks display shall be postponed until weather conditions improve to a reasonable level.

Sincerely

A handwritten signature in black ink, appearing to read 'K. Pierce', with a long horizontal flourish extending to the right.

Kevin S. Pierce-Fire Marshal  
City of Novi-Fire Department