

**VILLAGE OF SOMERSET  
APPLICATION TO DISPLAY FIREWORKS**

**Office Use Only**  
Received \_\_\_/\_\_\_/\_\_\_

**FIREWORKS DISPLAY INFORMATION**

Date of Display: \_\_\_\_\_ Time of Display: \_\_\_\_\_

Description of Display (type & quantity of fireworks): \_\_\_\_\_

\_\_\_\_\_

Site Address: \_\_\_\_\_

Parcel #: \_\_\_\_\_ Zoning District: \_\_\_\_\_

**APPLICANT CONTACT INFORMATION**

Applicant is:  Property Owner  Owner's Agent  Other \_\_\_\_\_

Applicant's Name: \_\_\_\_\_

Business Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City / State / Zip Code: \_\_\_\_\_

Daytime Phone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

Email: \_\_\_\_\_

**PROPERTY OWNER CONTACT INFORMATION (if applicable)**

Property Owner(s) Name(s): \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City / State / Zip Code: \_\_\_\_\_

Daytime Phone: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

Email: \_\_\_\_\_

**REQUIRED SIGNATURE(S)**

I hereby certify that all statements, forms, and attachments submitted hereto are true and correct to the best of my knowledge and belief:

\_\_\_\_\_  
Applicant's Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Property Owner's Signature (if applicable)

\_\_\_\_\_  
Date

**VILLAGE OF SOMERSET  
APPLICATION TO DISPLAY FIREWORKS**

**CHECKLIST**

- Completed Application – to be submitted at least two (2) days before display.
- Copy of Indemnity Bond

**APPLICATION PROCEDURE**

1. Submit Application to the Village Hall at least two (2) days before display
2. Application is reviewed by Clerk for completeness
3. Application is reviewed by Chief of Police, Fire Chief, Village President
4. Clerk forwards signed/approved application to applicant

**ZONING DISTRICTS**

- |  |   |
|--|---|
| R-1 Single-Family Residential District   | I-1 Industrial District                 |
| R-2 Two-Family Residential District      | A-1 Agricultural District               |
| R-3 Multiple Family Residential District | W-1 Conservancy District                |
| R-4 Residential Estate District          | PUD Planned Unit Development District   |
| R-5 Twin Home District                   | Groundwater Protection Overlay District |
| C-1 Central Business District            |   |
| C-2 Highway Commercial District          |   |
| C-3 Professional Office District         |   |

**OFFICE USE ONLY - AUTHORIZATION**

\_\_\_\_\_  
Fire Chief Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Village President Signature

\_\_\_\_\_  
Date

# VILLAGE OF SOMERSET

## APPLICATION TO DISPLAY FIREWORKS

### § 7-6-1 SALES AND USE; PERMIT REQUIRED; EXCEPTIONS; BOND; REGULATIONS

- a) Definition. In this Section, "fireworks" means anything manufactured, processed or packaged for exploding, emitting sparks or combustion which does not have another common use, but does not include any of the following:
- 1) Fuel or a lubricant.
  - 2) A firearm cartridge or shotgun shell.
  - 3) A flare used or possessed or sold for use as a signal in an emergency or in the operation of a railway, aircraft, watercraft or motor vehicle.
  - 4) A match, cigarette lighter, stove, furnace, candle, lantern or space heater.
  - 5) A cap containing not more than one-quarter (1/4) grain of explosive mixture, if the cap is used or possessed or sold for use in a device which prevents direct bodily contact with a cap when it is in place for explosion.
  - 6) A toy snake which contains no mercury.
  - 7) A model rocket engine.
  - 8) Tobacco and a tobacco product.
  - 9) A sparkler on a wire or wood stick not exceeding thirty-six (36) inches in length that is designed to produce audible or visible effects or to produce audible and visible effects.
  - 10) A device designed to spray out paper confetti or streamers and which contains less than one-quarter (1/4) grain of explosive mixture.
  - 11) A fuseless device that is designed to produce audible or visible effects or audible and visible effects, and that contains less than one-quarter (1/4) grain of explosive mixture.
  - 12) A device that is designed primarily to burn pyrotechnic smoke-producing mixtures, at a controlled rate, and that produces audible or visible effects.
  - 13) A cylindrical fountain that consists of one or more tubes and that is classified by the federal Department of Transportation as a Division 1.4 explosive, as defined in 49 CFR [173.50](#).
  - 14) A cone fountain that is classified by the federal Department of Transportation as a Division 1.4 explosive, as defined in 49 CFR [173.50](#).
- b) Sale. No person may sell or possess with intent to sell fireworks, except:
- 1) To a person holding a permit under Subsection (c)(3);
  - 2) To a city, village or town; or
  - 3) For a purpose specified under Subsection (c)(2)b-g.
- c) Use.
- 1) Permit required. No person may possess or use fireworks without a user's permit from the Village President or from an official or employee of the Village as designated by the Village President. No person may use fireworks or a device listed under Subsection (a)(5)-(7) and (9)-(14) while attending a fireworks display for which a permit has been issued to a person listed under Subparagraph (c)(3)a-g or under Subparagraph (c)(3)f if the display is open to the general public.
  - 2) Permit exceptions. Subparagraph (c)(1) above does not apply to:
    - a. The Village, except that Village fire and law enforcement officials shall be notified of the proposed use of fireworks at least two (2) days in advance.
    - b. The possession or use of explosives in accordance with rules or general orders of the Wisconsin Department of Commerce.
    - c. The disposal of hazardous substances in accordance with rules adopted by the Wisconsin Department of Natural Resources.
    - d. The possession or use of explosive or combustible materials in any manufacturing process.
    - e. The possession or use of explosive or combustible materials in connection with classes conducted by educational institutions.
    - f. A possessor or manufacturer of explosives in possession of a license or permit under 18 U.S.C. [841](#) to [848](#) if the possession of the fireworks is authorized under the license or permit.

# VILLAGE OF SOMERSET

## APPLICATION TO DISPLAY FIREWORKS

- g. Except as provided in Subsection (c)(3), the possession of fireworks in any city, town or village while transporting the fireworks to a city, town or village where the possession of the fireworks is authorized by permit or ordinance.
  - 3) Who may obtain permit. A permit under this Subsection may be issued only to the following:
    - a. A public authority.
    - b. A fair association.
    - c. An amusement park.
    - d. A park board.
    - e. A civic organization.
    - f. A group of resident or nonresident individuals.
    - g. An agricultural producer for the protection of crops from predatory birds or animals. (Note: A person issued a permit for crop protection shall erect appropriate warning signs disclosing the use of fireworks for crop protection.)
  - 4) Bond. The Village President or designated official issuing a permit under this Subsection shall require an indemnity bond with good and sufficient sureties or policy of liability insurance for the payment of all claims that may arise by reason of injuries to person or property from the handling, use or discharge of fireworks under the permit. The bond or policy shall be taken in the name of the Village, and any person injured thereby may bring an action on the bond or policy in the person's own name to recover the damage the person has sustained, but the aggregate liability of the surety or insurer to all persons shall not exceed the amount of the bond or policy. The bond or policy, together with a copy of the permit, shall be filed in the office of the Village Clerk-Treasurer.
  - 5) Required information for permit. A permit under this Subsection shall specify all of the following:
    - a. The name and address of the permit holder.
    - b. The date on and after which fireworks may be purchased.
    - c. The kind and quantity of fireworks which may be purchased.
    - d. The date and location of permitted use.
    - e. Other special conditions prescribed by ordinance.
  - 6) Copy of permit. A copy of a permit under this Subsection shall be given to the Fire Chief and Chief of Police at least two (2) days before the date of authorized use.
  - 7) Minors prohibited. A permit under this Subsection may not be issued to a minor.
- d) Storage and handling.
- 1) Fire extinguishers required. No wholesaler, dealer or jobber may store or handle fireworks on the premises unless the premises are equipped with fire extinguishers approved by the Fire Chief.
  - 2) Smoking prohibited. No person may smoke where fireworks are stored or handled.
  - 3) Fire chief to be notified. A person who stores or handles fireworks shall notify the Fire Chief of the location of the fireworks.
  - 4) Storage distance. No wholesaler, dealer or jobber may store fireworks within fifty (50) feet of a dwelling.
  - 5) Restrictions on storage. No person may store fireworks within five hundred (500) feet of a public assemblage or place where gasoline or volatile liquid is sold in quantities exceeding one (1) gallon.
- e) Parental liability. A parent, foster parent, treatment foster parent, family-operated group home, or legal guardian of a minor who consents to the use of fireworks by the minor is liable for damages caused by the minor's use of the fireworks.
- f) Sale. No person shall sell or give away within the Village of Somerset any fireworks except those permitted in Subsection
- g) Temporary sales of fireworks. Temporary or seasonal sales of fireworks from a temporary sales stand, not to exceed thirty (30) days in one (1) calendar year, is permitted only after issuance of a zoning conditional use permit as prescribed by Article C of the Title 13, Chapter 1 Village Zoning Code.