

Application Date: 23 October, 2023



P.O. Box 128 (Mail)
301 E. Pecan Dr. (City Hall)
Johnson City, TX 76861
832.668.7111 (Phone)
832.668.7712 (Fax)

FIREWORKS PERMIT APPLICATION

APPLICANT'S NAME: RODRIGUEZ, Juquin

DATE: 9 November, 2023

APPLICANT'S ADDRESS: 505 North Nugent Ave. PHONE #: 806.445.2669

AGE: 56

LOCATION OF PROPOSED FIREWORK DISPLAY: Johnson City LBJ High School - Eagle Field/Stadium

ADDITIONALLY, THE FOLLOWING MUST ACCOMPANY APPLICATION:

- Names, ages, and addresses of all persons conducting the display.
- Proof of insurance or bond as required by Ordinance.
- A survey or aerial image submitted illustrating the display area and location of all launch and detonation sites, public areas, and safety features.
- Location of stored fireworks for the display.

By signing below, the Applicant hereby acknowledges that he/she is familiar with the Firework Rules promulgated by the State Fire Marshall and Article 5.43-4, Insurance Code of the State of Texas and agrees to adhere strictly to the provisions of said regulations.

SIGNATURE: License #: _____

Office Use Only:

Permit #: _____ Date Received: _____

Date of Approval: _____ Date of Denial: _____

Approved by: _____ Fire Marshal Approved: _____



P.O. Box 325 (City Hall)
 301 E. Pecan Dr. (Police Dept.)
 Johnson City, TX 78602
 830.868.7111 (Police Dept.)
 830.868.7113 (City Hall)

Application Date: _____

APPLICATION FOR SPECIAL EVENT / PARADE PERMIT CHAPTER 4

PERMIT NO.: _____

PLEASE READ THE FOLLOWING PRIOR TO COMPLETING THIS FORM: CITY STAFF MAY CONTACT YOU TO DETERMINE IF TRAFFIC CONTROL OR ANY OTHER CODE REQUIREMENTS ARE NECESSARY FOR APPROVAL OF THE SPECIAL EVENT / PARADE PERMIT APPLICATION. AFTER REVIEW OF THE APPLICATION, CITY STAFF WILL CONTACT YOU TO INFORM YOU OF THE DISPOSITION OF THE APPLICATION. PERMIT APPLICATIONS MUST BE FILED A MINIMUM OF **FIFTEEN (15) DAYS** BEFORE THE SPECIAL EVENT / PARADE. IMPORTANT CONTACT INFORMATION:
 830.868.3209 (POLICE DEPT.) 830.868.7111 (CITY HALL)

Special Event / Parade Definition:

Event: A planned occasion or activity that occurs on and impacts a City public right-of-way, such as a street, sidewalk, alley, walkway, or other City public-owned facility, such as a municipal park, pool, or community building, during a particular interval of time; an event includes a parade, rally, public rally, or recreational street use.

Parade: Any march or procession consisting of people, animals, vehicles (motorized or nonmotorized), floats, or a combination thereof, except funeral processions, upon any public street or alley which does not comply with the normal or usual traffic controls and which may reasonably require and necessitate special traffic control and/or rerouting, special police protection, and/or crowd control or other prior planning, and which is organized for a common purpose, theme, or cause.

Section I. Event Information

Check One: Parade Special Event Start Date: 11/9/2023 End Date: 11/9/2023 Repeat Event: Yes No If so,

please provide dates: Thursday - 9 November, 2023

Event Description: Veterans Day Ceremony/Celebration Location and/or Route of Event: _____ Event Assembly Time, if

applicable: 0931 Assembly Location: LBJ High School Field House Event Disband Time, if applicable: 1059

Disband Location: LBJ High School Campus Number of Participants: People: 200 Animals: 0 Animal Type: N/A

Number and Type of Vehicles: Vehicles: 3 Vehicle Type: Fire Truck / EMS

Will the Event Occupy All or Part of the Road: **No** Yes Street Closure(s) Required?: **No** Yes If Yes, specify street closure location: _____

Will loudspeakers, live music, or amplification equipment be on site?: **Yes** No
If yes, please describe: _____

Page 1 of 5

Updated 11/27/20

Will alcohol be served?: Yes **No**

Will alcohol be sold?: Yes* **No**

* TABC license and certificate of general liability insurance required.

Will food be sold at the event?: Yes* **No**

* Copies of licenses or permits issued by the appropriate agencies required.

Will individual retail vendors participate in the event?: Yes* **No**

* Peddler permit applications must be submitted.

Restroom facilities provided by event?: **Yes** No

How many restrooms and in what location(s):

One Female Facility (6 Stalls); One Male Facility (6 Stalls)

Section II. Organization/Personal Information

Sponsoring Organization: **Johnson City LBJ High School** Non-Profit Organization: No **Yes** (Please provide proof of non-profit status with application.) Event Chairperson: **Juaguin Rodriguez** Phone: **830.868.4025** Cell: (806) 445.2669

Mailing Address: **P.O Box 498 304 N LBJ Drive Johnson City, Tx 78636** E-mail: **jrodriguez@jicisd.txed.net**

Section III. Application Checklist

Please provide the following documentation with application: **See District Plan***

- _____ Medical Plan
- _____ Evacuation Plan
- _____ Security Plan
- _____ Executed Indemnity and Hold Harmless Agreement
- _____ Liability Insurance

Section IV. Other

Please provide any additional information that may be helpful when considering this permit application: ***Local Veterans and Local Fire and First Responders Honored and On Site.***

Updated 11/27/20

Section V. Execution

The applicant is responsible for the regulation and removal of all debris, trash, et cetera arising from the special event / parade. The applicant must utilize the commercial solid waste disposal company currently having a franchise agreement with the City. Refer to the current fee schedule for applicable permit fees. The event chairperson must place an approved permit in a conspicuous location within the event location. If the applicant is applying on behalf of another entity, the applicant must submit written permission from the other entity to do so.

General liability and, if alcohol is to be sold, liquor liability insurances in an amount not less than \$1,000,000.00, naming the City as additional insured, required. The Applicant shall agree to pay any additional costs and to provide full reimbursement for such costs to the City within 60 calendar days of the conclusion of the event. The assessed reimbursement amount may be appealed to the City Council. A refundable deposit for estimated costs per event may be required. The deposit may be applied toward payment of City costs. Said deposit may be forfeited for nonpayment of City costs.

My signature below indicates that I have the authority to execute this application on behalf of myself and / or the organization identified on this application, and both the organization and myself agree to fully comply with any and all provisions of this application, the permit and its requirements, and the City of Johnson City Code of Ordinances.

Printed Name of Applicant: _____

Relationship to Organization: Teacher / Coach / Staff - Veterans Day Coordinator

Address: 505 N Nugent Drive Johnson City, Tx 78636 Phone: 830.868.4025 Cell: 806.445.2669

Signature: _____ Date: 30 November 2023

OFFICE USE ONLY:

Approved: ___ Disapproved: ___ Mayor: _____ Date ___/___/___

Approved: ___ Disapproved: ___ Police Chief: _____ Date ___/___/___

Approved: ___ Disapproved: ___ CAO: _____ Date ___/___/___

Updated 11/27/20

Appendix A: Medical and Evacuation Plans

What physical address will be given in the event of an emergency? 505 North Nugent Ave Johnson City, Tx
78636

Emergency operations will be coordinated by:

Name: Russell Maedgen Telephone No.: 512.695.6892 (Telephone number must be in service during event)

Name: Juaquin Rodriguez Telephone No.: 806.445.2669 (Telephone number must be in service during event)

Emergency telephone numbers:

Emergency: 911

Fire Dept.: (888) 456-9740

Police Dept.: (830) 868-0995

Medical Plan

Event employees / volunteers shall immediately report all serious medical emergencies to the Emergency Coordinator(s) referenced above. Basic first aid shall be handled by the event Emergency Coordinator(s). Serious medical emergencies shall be reported to the North Blanco County Emergency Medical Service. Please provide any additional medical plan information (attach additional sheets if necessary):

Evacuation Plan

Attach a site plan of the event. Indicate on the site plan all exit locations for pedestrians and vehicular traffic. Please detail evacuation plan procedures for event attendees and employees / volunteers (attach additional sheets if necessary):

Appendix B: Security Plan

Parking plan submitted: Yes No

Police officers provided by the City of Johnson City Police Department: Yes X No _____ Events

requesting City Police Officers shall contact:

Chief Ross Allen
830.868.3209
policechief@johnsoncitytx.org

Police officers provided by the City of Johnson City Police Department will provide security and protection for event personnel, participants, patrons, and vendors. Such officers will maintain order and perform crowd control on event property. Such officers will be assigned duty posts, as directed and determined by the supervising officer. Such officers shall not handle event money, work as parking attendants, or complete any other duties that would deter them from performing their primary mission of event security and crowd control. Officers shall be paid by the event prior to the end of the event.

Police officers provided by the event: Yes X No _____ Contracted Security Company:

_____ Contact person (day of event):

_____ Contact person telephone no.:

(____) _____ - _____

Number of police officers provided for the event: _____

Please provide any additional security plan information (attach additional sheets if necessary):

Updated 11/27/20

Page 5 of 5

**ARTICLE 5.04
FIREWORKS**

§ 5.04.001. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Fireworks. Any firecrackers, cannon crackers, skyrockets, torpedoes, Roman candles, squibs, fire balloons, star shells, gerbs, or any other substance in whatever combination by any designated name intended for use in obtaining visible or audible pyrotechnic display, and shall include all articles or substances within the commonly accepted meaning of fireworks, other than sparklers and cap guns, whether specially designated and defined in this section or not.

Person. Any person, firm, corporation or association, and also includes all warehousemen, common and private carriers, bailees, trustees, receivers, executors, and administrators.

(Ordinance 92-008, sec. 1, adopted 9/1/92)

§ 5.04.002. Manufacture, transport, sale, possession or use prohibited.

It shall be unlawful for any person to manufacture, assemble, store, transport, receive, keep, sell, use, discharge, cause to be discharged, ignite, detonate, fire or otherwise set in action, offer or have in one's possession with intent to sell or use any fireworks of any description.

(Ordinance 92-008, sec. 2, adopted 9/1/92)

§ 5.04.003. Exceptions.

This article shall not apply to any marine signal flare or rocket of the type and kind commonly carried by a vessel at sea for its own use and which signal flares or rockets are transported or received or stored for use only as ship's stores, nor shall this article apply to automotive signal flares or rockets for military or police use. This article shall not apply to a public display of fireworks made under the terms and conditions of section 5.04.004.

(Ordinance 92-008, sec. 3, adopted 9/1/92)

§ 5.04.004. Public displays.

- (a) **Permit required.** Any adult person or any firm, co-partnership, corporation, or association planning to make a public display of fireworks shall first make written application for a permit to the fire marshal of the city at least forty-eight (48) hours in advance of the proposed display.
- (b) **Application; fee.** The application for a permit shall contain the information required on the application incorporated in Ordinance 92-008 and shall be submitted along with a nonrefundable fee of \$50.00.

- (c) Investigation by fire marshal. It shall be the duty of the fire marshal to make an investigation as to whether such a display as proposed by the applicant shall be of such a character that it may be hazardous to property or dangerous to any person, and he shall in the exercise of reasonable discretion grant or deny the application, subject to such reasonable conditions, if any, as are described below.
- (d) Denial. If the application is denied by the fire marshal, he shall notify the applicant of the denial in writing. Such notice shall be effective when sent by U.S. mail to the address listed upon the application or delivered personally to the applicant or the applicant's address listed upon the application.
- (e) Issuance; term; transfer. If the application is approved, a permit shall be issued for the public display by the fire marshal. Such permit shall be for a period of time designated on the permit but shall not exceed fourteen (14) days, and the permit shall not be transferable.
- (f) Conditions. The following terms and conditions are specified and shall be binding upon the issuance of a permit to display fireworks:
- (1) The display shall be limited to an aerial display.
 - (2) The range of aerial display shall not be more than two hundred (200) feet and [fireworks] shall be discharged vertically from steel tubes.
 - (3) The limit of display shall not be more than 1 hour per performance and there shall not be more than two (2) performances in each twenty-four (24) hours.
 - (4) The material to be used for the public display shall not be stored within the city limits but shall be brought in on the day of the public display and then shall be taken immediately to the place of display for further handling and storage.
 - (5) No public display of fireworks shall be of such a character and so located, discharged or fired as to be hazardous or dangerous to persons or property, and the determination of such shall be within the sound discretion of the fire marshal.
 - (6) The person or persons handling the display of fireworks shall be competent adult persons approved by the fire marshal issuing the permit, and no other persons than those persons approved by the fire marshal shall handle the fireworks of the public display. The names of the operators shall be designated on the permit issued.
 - (7) The applicant for such display permit shall at the time of application furnish proof that he carries workers' compensation insurance for his employees as provided by the laws of the state, and he shall file with the fire marshal a certificate of insurance evidencing the carrying of public liability insurance in an amount no less than one hundred thousand dollars (\$100,000.00) issued by an insurance carrier authorized to transact business in the state for the benefit of the person named therein as assured, and rated "A" by Best, as evidence of

ability to respond in damages in at least the amount of one hundred thousand dollars (\$100,000.00), such policies to be approved by the fire marshal, or, in lieu of insurance, the applicant shall file with the fire marshal a bond in the amount of one hundred thousand dollars (\$100,000.00) issued by an authorized surety company to be approved by the fire marshal or his designee for financial soundness, conditioned upon the applicant's payment of all damages to persons or property which shall or may result from or be caused by such public display of fireworks or any negligence on the part of the applicant or his agents, servants, employees or subcontractors in the presentation of the public display.

(Ordinance 92-008, sec. 4, adopted 9/1/92)

§ 5.04.005. Seizure of illegal fireworks.

The presence of any fireworks within the jurisdiction in violation of this article is hereby declared to be a common and public nuisance. The fire marshal shall seize, and cause to be safely destroyed pursuant to V.T.C.A., Occupations Code, section 2154.304, any fireworks found within the jurisdiction in violation of this article. The chief of police, any police officer, or any other duly constituted peace officer is empowered to stop transportation of and detain any fireworks found being transported illegally or to close any building where any fireworks are found stored illegally until the fire marshal can be notified in order that such fireworks may be seized and destroyed. When accompanied by a police officer with a duly executed search warrant, the fire marshal may enter any building where the unlawful presence of fireworks is suspected in order to inspect the same for the presence of such fireworks.

(Ordinance 92-008, sec. 5, adopted 9/1/92)

§ 5.04.006. Violations.

- (a) Any person who shall manufacture, assemble, store, transport, receive, keep, sell, offer for sale, or have in his possession with intent to sell any fireworks, in violation of this article, shall be guilty of a misdemeanor. If the fireworks be separately wrapped or packaged, the doing or omitting to do any act prohibited by this article shall be a separate offense as to each such separately wrapped or separately packaged fireworks. Each day that a violation of this article shall continue with respect to any package of fireworks shall constitute a separate offense.
- (b) Any person who shall use, discharge, cause to be discharged, ignite, detonate, fire or otherwise set in action any fireworks in violation of this article shall be guilty of a misdemeanor. Any parent or guardian of any minor child below the age of fourteen (14) years who permits or allows such minor child to use, discharge, ignite, detonate, fire, or otherwise set in action any fireworks shall be fined as above provided.

(Ordinance 92-008, sec. 6, adopted 9/1/92)