

Lynn's copy

MCRPC RECOMMENDED 08/02/04
MCC APPROVED 09/20/04
EFFECTIVE DATE 09/24/04

ARTICLE IV

SUPPLEMENTARY PROVISIONS APPLYING TO SPECIFIC DISTRICTS

Section 4.030 -- Temporary Use Regulations

- C. Fireworks Sales: In any district, except R-1, R-2, or Planned Unit Development, a Temporary Use Permit may be issued for the sale of fireworks for a period not to exceed thirty (30) days. No fireworks stands are permitted within A-2 and A-2A Districts. In order to set up a temporary fireworks stand in Maury County, the following conditions shall be met:
- An application form shall be completed and all fees paid prior to consideration of the application. The application form shall be obtained from the Maury County Building and Zoning Office.
 - Fee is \$500.00 for each location for all vendors for the designated sales period.
 - The Maury County temporary permit may be suspended or revoked for violations of the permit.
 - The permittee(s) shall be held responsible in the event of fire, personal injury, physical injury, property damage as a result of negligent or non-negligent acts of the permittee(s) or permittee(s) employees.
 - The Maury County temporary permit application shall identify the applicant as a person, corporation, partnership or any other business association or organization.
 - Applicant's full legal name, mailing address, telephone number, cell phone number(s), e-mail address(s).
 - Name of person in charge of site (on-site manager(s)).
 - The street address of the premises to be permitted with Tax Map and Parcel identification.
 - Such other pertinent information as Maury County or the issuing authority may require.

- After approval of the application, the applicant will be issued a Maury County temporary permit. The applicant will be required to sign the temporary permit which acknowledges the permittee(s) will comply with any and all conditions and requirements.
- The Maury County temporary permit is not transferable.

The following information must be submitted when making application for a permit:

- A business license must be obtained from the Maury County Court Clerk.
- A valid and current State Fire Marshal Permit and a written fire safety plan.
- A sales tax number for all fireworks sites operated by the same company within Maury County with each specific address identified.
- A Certificate of Liability Insurance in the amount of \$500,000 with Maury County as an additional insured.
- A tent flame retardant certification from a listing agency.
- A site plan showing placement of tent and/or structure on the lot showing dimensions to property lines and separation distance between temporary and existing structures. Site plan shall also show adequate area for parking and turning around.

Following submittal of site plan, a building inspector shall visit the location to verify the following guidelines are met and approval must be granted prior to opening:

- All tents and/or structures must meet applicable setbacks.
- "No Smoking" signs must be posted with letters not less than 4" tall.
- Driveway shall be a minimum of 25' wide to accommodate two-way ingress/egress to the site. The driveway shall be paved with gravel (minimum 6"), concrete or asphalt within the road right-of-way (from edge of pavement to front property line). When applicable, driveway permits shall be acquired from the Tennessee Department of Transportation or the Maury County Highway Department and a copy supplied to the Maury County Building & Zoning Office.
- Parking within the public right-of-way is not permitted on state highways or local streets or roads.
- Four (4) working fire extinguishers must be kept on site within the selling area at each location. The fire extinguishers shall be 10 pound ABC Type and shall have been inspected within the preceding year.

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- Where any fireworks are sold, a distance of 100' should remain between said sales site and any residential structure, and 70' from any non-residential structure.
- Must be able to provide a minimum of 15 parking spaces on site (9' x 20' per each parking spot). The parking must be compacted crusher run or compacted pug mix (6" minimum in depth), concrete, or asphalt. The parking cannot be located on septic disposal fields.
- A portable toilet shall be provided on site.

Additionally guidelines:

- Only Department of Transportation (D.O.T.) Class C and/or the current D.O.T. classification fireworks may be sold.
- Fireworks shall not be permitted for discharge within 100' of any temporary and/or permanent structure nor shall fireworks be discharged at any point in the vicinity of the fireworks stand. State 200' ?
- No smoking or any open flame within 50' of where any fireworks are sold.
- The permittee(s) shall maintain the site, premise and surrounding areas in a neat and clean manner.
- All applicable permits must be kept on site and visibly posted in the selling area.
- It shall be the responsibility of the permittee(s) to properly dispose of and/or remove all unsold permitted consumer fireworks.
- Vendors must go through the above process and meet all applicable guidelines for each designated sales period.
- Violations shall be subject to Section 8.100 of the Maury County Zoning Resolution and all applicable State and Federal laws and regulations.

