



**OFFICE OF THE CITY CLERK**  
 100 East Washington Street, P.O. Box 797  
 Kearney, Missouri 64060  
 PHONE: (816)628-4142 FAX: (816)628-4543  
 EMAIL: ADavis@kearneymo.us

**APPLICATION FOR FIREWORKS PERMIT**

Date license fee paid \_\_\_\_\_

License Fee is \$1,500

Date cleanup fee paid \_\_\_\_\_

Cleanup fee is \$1,000

DATE OF APPLICATION: \_\_\_\_\_

NAME OF APPLICANT / STAND OWNER: \_\_\_\_\_

NAMES OF OPERATORS: \_\_\_\_\_

MO DEPT OF REVENUE SALES TAX NUMBER: \_\_\_\_\_

NAME/ADDRESS OF INSURANCE AGENCY SUPPLYING LIABILITY AND INSURANCE: \_\_\_\_\_

ADDRESS / LOCATION OF STAND: \_\_\_\_\_

TYPE OF CONSTRUCTION OF STAND: \_\_\_\_\_

TYPE OF FIRE EXTINGUISHERS: \_\_\_\_\_

- \_\_\_\_\_ - Attach copy of liability insurance, naming the City as additional insured;
- \_\_\_\_\_ - Attach copy of Certificate of No Tax Due
- \_\_\_\_\_ - Attach sketch drawing and description of proposed fireworks stand

With my signature, I acknowledge receipt of a copy of the Fireworks Ordinance including amendments. I also understand and agree to adhere to the law of the State of Missouri and all rules and regulations of the City regulating the sale of fireworks.

APPLICANT SIGNATURE: \_\_\_\_\_ PHONE: \_\_\_\_\_

APPLICANT MAILING ADDRESS: \_\_\_\_\_

**FIRE DISTRICT APPROVAL:**

\*Note, the Kearney Fire & Rescue Protection District (KFRPD) has implemented a \$300 permit for the sale of fireworks. This fee is separate from the City and payable directly to the KFRPD – PO Box 341, 201 East 92 Highway, Kearney MO 64060.

This fireworks stand and location is \_\_\_\_\_ APPROVED, \_\_\_\_\_ NOT APPROVED by the Fire District.

\_\_\_\_\_  
 Kearney Fire Chief

Reason, if not approved: \_\_\_\_\_

**CITY APPROVAL:**

\_\_\_\_\_  
 Finance Officer or City Clerk

\_\_\_\_\_  
 Date

Fireworksapp

## Section 210.205 – Sale and Use of Fireworks.

A. *Definitions.* As used in this Section, the following words shall have the meanings set out herein:

**FIRE CHIEF** The Fire Chief of the Kearney Fire and Rescue Protection District unless the Board of Aldermen designates otherwise.

**FIREWORKS** Pyrotechnics, cracker, firecracker, cannon cracker, cracker bon bon, lady-finger, torpedo, bomb, candle bomb, squib, cap, sparkler, girandole, fizgig, whiz-bang, flower pot, rocket, bottle rockets, sky-rocket, Roman candle, flare, flare-up, snake, serpent, pinwheel or Catherine wheel, noisemaker, pistols, canes, cannons, mines, aerial report bombs, salutes, spit devils, appliances using blank cartridges or caps containing chlorate or potash mixture or other explosive or any other thing or device in which gunpowder, dynamite, other explosives and/or chemicals are used to produce a display of lights and/or varied noises or explosions on the ground or in the air.

B. *Applicants — Receiving Permits — Cleanup Fee.*

1. The applicant receiving a permit for the sale of a fireworks shall display, in plain view and at the point of sale, a sign stating the dates that fireworks may be discharged and the type of fireworks prohibited within the City limits of Kearney. The sign must meet with the approval of the Director of Police Services.
2. All applicants shall indicate on their application that they shall adhere to the laws of the State of Missouri regulating the sale of fireworks, indemnifying and holding the City of Kearney not liable in any way for action or damages resulting from the operation of their fireworks stand or from the sale of their fireworks. Accompanying every application shall be an insurance certificate covering any damage or liability which may be caused from the operation of the fireworks stand or sale of the fireworks. Applicant shall also agree to abide by any rules governing the sale promulgated by the Mayor and Board of Aldermen.
3. *Cleanup fee.*
  - a. The applicant receiving a permit for the sale of fireworks shall, in addition to the permit fee, deposit one thousand dollars (\$1,000.00) for a cleanup fee. The full amount of the deposit will be refunded to the permit holder upon successful demonstration to the Codes Enforcement Officer that he/she has cleaned his/her permitted location of trash, litter, debris, signs and temporary structures, including gravel areas, per a uniform checklist developed by the Codes Enforcement Official. **Beginning on July 10, a site not completely cleaned of its trash, litter, debris, signs and temporary structures, including gravel areas, shall incur a \$100 per day deduction of the cleanup fee.**
  - b. Failure to follow said checklist shall constitute forfeiture of the cleanup deposit and shall disqualify him/her from consideration for subsequent permits.
4. *Application Sketch Drawing & Description.* Applications shall be accompanied by a sketch drawing and description that, at a minimum, clearly outlines existing property lines; adjoining streets; existing and proposed structures, including the location and size of the proposed tent or other structure; signage; parking facilities; restroom facilities; power source; ingress and egress; site circulation; and setback distances between the proposed tent, structures, curbs and property lines in conformance with the underlying zoning district. Parking facilities may consist of a temporary gravel area, provided said gravel is removed from the property as part of site cleanup.

C. *Permit Fee — Sign Regulations.*

1. All applications for the sale of fireworks shall be submitted to the City, including specifications of the fireworks stand, its location and a permit fee of one thousand five hundred dollars (\$1,500.00).
2. Said fee shall include the cost of occupation license and temporary sign permit(s). Permittee agrees to comply with all City ordinances relevant to occupation licenses and to further comply with all temporary sign regulations set forth in City ordinances.

This Section shall not become effective until the fee increase is approved by a vote of the citizens of Kearney.

- D. Before any permit is issued by the Council, the location as well as the following requirements for the sale and safety of the fireworks stand shall first be approved by the Fire Chief exercising reasonable regard for the public welfare and safety and with due regard for Chapter 320, RSMo., 1959, as amended. Two (2) approved fire extinguishers shall be provided and kept in close proximity to the stock of fireworks in all buildings where fireworks are sold. Small stands temporarily erected to be used as a place for storing and selling fireworks only shall have fire extinguishers as required for buildings or, in lieu of the fire extinguisher, may have a barrel of water and two (2) buckets available in close proximity to the stand for use as fire extinguishing equipment. A sign or signs reading "Fireworks For Sale — Keep Open Flame Away — No Smoking Allowed" shall be prominently displayed wherever fireworks are sold.
- E. *Approval of Permits.*
1. The City Clerk shall approve permits for the sale of fireworks from all qualified applications received. Qualifications of applicants shall be determined by the terms of this Article.
  2. Applications shall not be accepted from, nor permit granted to, any applicant who is in default on the payment of taxes, licenses or other monies due the City.
- F. *Sales of Fireworks — When.* Sale of fireworks within the City of Kearney, Missouri, shall be limited to the hours between 9:00 A.M. and Midnight from June twentieth (20th) to July fifth (5th). Any person who is caught selling during any hours not so stated shall be deemed an ordinance violation.
- G. *Public Display of Fireworks.* The City Council may permit a public display of fireworks by a non-profit organization by properly qualified individuals under the direct supervision of the Fire Department in the handling of fireworks, provided that such display or displays shall be of such character and so located, discharged or fired, as in the opinion of the Council, shall not be hazardous to the surrounding property or endanger the health or safety of any person. A request to the City Council must be made in writing by May thirty-first (31st) of the year the display is to take place.
- H. *Use of Fireworks by Individuals.* No fireworks may be fired or discharged except on the individuals own property or with the permission of the property owners. Fireworks may be discharged from June twenty-eighth (28th) to July third (3rd) between the hours of 9:00 A.M. to 10:00 P.M. On July fourth (4th) fireworks may be discharged between the hours of 9:00 A.M. to 11:00 P.M. No person shall discharge any fireworks in such a manner as to threaten or to injure another. Fireworks may be discharged at other times and places with the permission of the City.
- I. *Bottle Rockets.*
1. No person shall sell bottle rockets in the City limits of Kearney, Missouri.
  2. No person shall fire or discharge bottle rockets in the City limits of Kearney, Missouri.



**OFFICE OF THE CITY CLERK**  
100 East Washington Street, P.O. Box 797  
Kearney, Missouri 64060  
PHONE: (816)628-4142 FAX: (816)628-4543  
EMAIL: ADavis@kearneymo.us

## **Fireworks Cleanup Fee Checklist & Refund Request**

The fireworks Cleanup Fee Deposit may be refunded upon successful demonstration to the Codes Enforcement Officer that the permit holder has cleaned the permitted location of the following:

- \_\_\_\_\_ Trash, litter, debris
- \_\_\_\_\_ Signs
- \_\_\_\_\_ Temporary structures
- \_\_\_\_\_ Gravel areas

We hereby request a site inspection and refund of our fireworks Cleanup Fee Deposit for our fireworks stand located at \_\_\_\_\_.

Applicant Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Company Name: \_\_\_\_\_

Phone Number: \_\_\_\_\_

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

-----

### FOR OFFICE USE ONLY

This fireworks refund request is:

- \_\_\_\_\_ Approved
- \_\_\_\_\_ Not Approved due to: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Inspected By

\_\_\_\_\_  
Date