



March 3, 2020

Council Meeting of March 17, 2020

Subject: Fireworks Display Application –
Bob Scolnik, 4460 Cherrywood Court

The Honorable Mayor
and
Members of the City Council

Ladies and Gentlemen:

A firework display application was submitted by Mr. Bob Scolnik as part of a fund-raising event for the Boys and Girls Club of Muskegon. Mr. Scolnik is requesting approval to provide a small firework display that will be discharged from a barge on Mona Lake in front of his property at 4460 Cherrywood Court on Saturday, May 16, 2020.

The fireworks display contractor has provided a copy of their Federal explosives license and submitted a copy of the required liability insurance naming the City as additional insured. The Boys and Girls Club paid the fireworks display fee. The only approval the fire department has not received is from the United States Coast Guard. Historically, this approval has not been an issue and is expected sometime between now and early May. The fire department has reviewed the application and recommends approval of the permit.

Michigan law and city ordinance requires that each firework display be approved by the local elected board, commission or council and a resolution is attached for City Council's consideration.

Respectfully submitted,

Mark C. Meyers
City Administrator

RLG/ss
Attachments

Administration/City Clerk (231) 798-4391	Assessing Division (231) 799-6806	Building Division (231) 799-6801	Finance/Treasurer (231) 799-6805	Fire Prevention (231) 799-6809	Fire Department (231) 798-2255
Parks/Recreation (231) 799-6802	Planning/Zoning (231) 799-6800	Police Department (231) 733-2691	Public Works (231) 799-6803	Streets Division (231) 798-2156	Water/Sewer (231) 799-6804

RESOLUTION

WHEREAS, the City of Norton Shores received a request from Bob Scolnik for approval of a fireworks display permit at 4460 Cherrywood Court during a fund raising event for the Boys and Girls Club of Muskegon on May 16, 2020; and

WHEREAS, the Fire Department reviewed the details of the event in regard to the discharge of fireworks, ingress and egress of emergency vehicles and the Fire Chief recommends its approval; and

NOW, THEREFORE BE IT RESOLVED, that the Norton Shores City Council hereby grants approval of a permit to Bob Scolnik to conduct a small fireworks display on May 16 2020, at 4460 Cherrywood Ct.

At a regular meeting of the City Council of the City of Norton Shores held at the Norton Shores Branch Library, 705 Seminole Road, on the 17th day of March 2020, the foregoing resolution was moved for adoption by Council Member _____. The motion was supported by Council Member _____.

Ayes:

Nays:

Resolution declared adopted.

Shelly Stibitz, City Clerk



Internal Memo

March 3, 2020

To: Mark Meyers, City Administrator
From: Robert Gagnon, Fire Chief *B.G.*
Subject: Boys and Girls Club Fireworks Permit

On February 28th, 2020 the Fire Department received notification, from the Department of Natural Resources (DNR), indicating approval for a fireworks display permit submitted by Boys and Girls Club of Muskegon. The only approval not received at this time is the United States Coast Guard. This approval is expected somewhere between now and early May and historically has not been an issue.

The fireworks display will be held on May 16, 2020 on the Bob Scolnik's property located at 4460 Cherrywood Court. The Police Department has reviewed the event and determined that a public assembly permit would be required. The display will be shot from a barge located on Mona Lake with a maximum shell size of 2 inches. As a result, the safety zone has been decreased and a location diagram is attached for your review.

Attached are copies of the display shooters federal explosives license, \$50 fireworks display fee and the required liability insurance in the amount of \$1,000,000 naming the City of Norton Shores as an additional insured.

State law requires that each fireworks display be approved by resolution of the local elected board, commission or council. The Fire Department has reviewed the permit application and recommends its approval. I request council's consideration in approving this permit request at an upcoming city council meeting on March 17, 2020.

Federal Explosives License/Permit
(18 U.S.C. Chapter 40)

U.S. GOVERNMENT PRINTING OFFICE: 2008 O 450015

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555), you may engage in the activity specified in this license or permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. **THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 555.53.** See "WARNINGS" and "NOTICES" on reverse.

Direct ATF Correspondence To ATF - Chief, FELC 244 Needy Road Martinsburg, WV 25405-9431	License Permit Number 4-IN-091-20-0H-12458
Chief, Federal Explosives Licensing Center (FELC) <i>Christopher R. Reeves</i>	Expiration Date August 1, 2020
Name PLANET PRODUCTIONS	

Premises Address (Changes? Notify the FELC at least 10 days before the move.)
**3999 E HUPP RD MIDWEST WAREHOUSING BLDG R-3-1
LA PORTE, IN 46350-**

Type of License or Permit
20-MANUFACTURER OF EXPLOSIVES

Purchasing Certification Statement The licensee or permittee named above shall use a copy of this license or permit to assist a transferor of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. <u>The signature on each copy must be an original signature.</u> A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business or operations specified above under "Type of License or Permit."	Mailing Address (Changes? Notify the FELC of any changes.) MIAND INC PLANET PRODUCTIONS 3999 E HUPP RD MIDWEST WAREHOUSING BLDG R-3-1 LA PORTE, IN 46350-
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Signature Licenses/Permittee Responsible Person Signature	Signature Position/Title
Signature Printed Name	Signature Date

Previous Editions are Obsolete. **3999 E HUPP RD MIDWEST WAREHOUSING BLDG R-3-1 46350-4-01 091-20-0H-12458 August 1, 2020 20 MANUFACTURER OF EXPLOSIVES**

ATF Form 5400.14-5400.15 Part I
Revised October 2011

Federal Explosives License (FEL) Customer Service Information

Federal Explosives Licensing Center (FELC) 244 Needy Road Martinsburg, WV 25405-9431	Toll-free Telephone Number: (877) 283-3352 Fax Number: (304) 616-4401 E-mail: FELC@atf.gov	ATF Homepage: www.atf.gov
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Change of Address (27 CFR 555.54(a)(1)). Licensees or permittees may during the term of their current license or permit remove their business or operations to a new location at which they intend regularly to carry on such business or operations. The licensee or permittee is required to give notification of the new location of the business or operations not less than 10 days prior to such removal with the Chief, Federal Explosives Licensing Center. The license or permit will be valid for the remainder of the term of the original license or permit. (The Chief, FELC, shall, if the licensee or permittee is not qualified, refer the request for amended license or permit to the Director of Industry Operations for denial in accordance with § 555.54.)

Right of Succession (27 CFR 555.59). (a) Certain persons other than the licensee or permittee may secure the right to carry on the same explosive materials business or operations at the same address shown on, and for the remainder of the term of, a current license or permit. Such persons are: (1) The surviving spouse or child, or executor, administrator, or other legal representative of a deceased licensee or permittee; and (2) A receiver or trustee in bankruptcy, or an assignee for benefit of creditors. (b) In order to secure the right provided by this section, the person or persons continuing the business or operations shall furnish the license or permit for for that business or operations for endorsement of such succession to the Chief, FELC, within 30 days from the date on which the successor begins to carry on the business or operations.

(Continued on reverse side)



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
2/9/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Britton-Gallagher and Associates, Inc. One Cleveland Center, Floor 30 1375 East 9th Street Cleveland OH 44114	CONTACT NAME: PHONE (A/C, No, Ext): 216-658-7100 FAX (A/C, No): 216-658-7101 E-MAIL ADDRESS: info@brittongallagher.com	
	INSURER(S) AFFORDING COVERAGE	NAIC #
INSURED Miand Inc. dba Night Magic Displays 3999 E. Hupp Rd, Building R-3-1 La Porte IN 46350	INSURER A : Everest Indemnity Insurance Co.	10851
	INSURER B : Everest Denali Insurance Company	16044
	INSURER C : Liberty Mutual Insurance Co	
	INSURER D : Liberty Mutual Insurance Co	25035
	INSURER E : Axis Surplus Ins Company	26620
	INSURER F :	

COVERAGES

CERTIFICATE NUMBER: 797736749

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

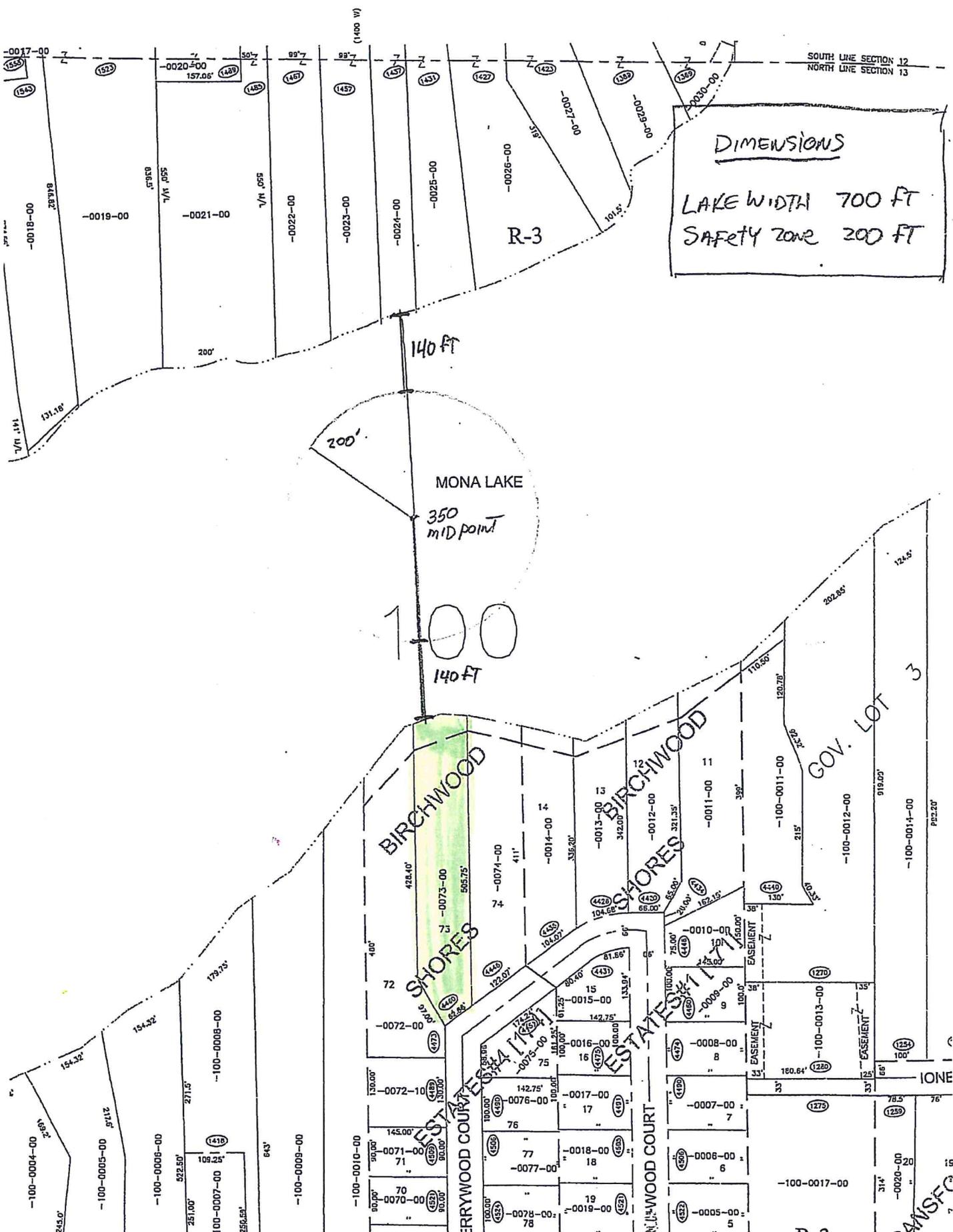
INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	Y		S18GL01460-201	2/4/2020	2/4/2021	EACH OCCURRENCE	\$ 1,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 500,000
							MED EXP (Any one person)	\$
							PERSONAL & ADV INJURY	\$ 1,000,000
							GENERAL AGGREGATE	\$ 2,000,000
							PRODUCTS - COMP/OP AGG	\$ 2,000,000
								\$
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			S18CA00186-201	2/4/2020	2/4/2021	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
							BODILY INJURY (Per person)	\$
							BODILY INJURY (Per accident)	\$
							PROPERTY DAMAGE (Per accident)	\$
								\$
E	UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			P-001-000243093-01	2/4/2020	2/4/2021	EACH OCCURRENCE	\$ 4,000,000
							AGGREGATE	\$ 4,000,000
								\$
C D D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	WC539S714654 WC534S524913 WC523S311836	2/4/2020 2/4/2020 2/4/2020	2/4/2021 2/4/2021 2/4/2021	<input checked="" type="checkbox"/> WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER	
							E.L. EACH ACCIDENT	\$ 1,000,000
							E.L. DISEASE - EA EMPLOYEE	\$ 1,000,000
							E.L. DISEASE - POLICY LIMIT	\$ 1,000,000
A	Excess Liability #2			S18EX01319-201	2/4/2020	2/4/2021	Each Occ/ Aggregate Total Limits	\$5,000,000 \$10,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 Additional Insured extension of coverage is provided by above referenced General Liability policy where required by written agreement.
 Boys & Girls Club of Muskegon Lakeshore, The City of Norton Shores, MI, Robert Scolnik- Property owner, and Muskegon County MI are named additional insured with respect to the May 16, 2020 fireworks display at Mona Lake, Norton Shores, MI

CERTIFICATE HOLDER**CANCELLATION**

Boys & Girls Club of Muskegon Lakeshore PO Box 1018 Muskegon MI 49443-1018	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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DIMENSIONS
 LAKE WIDTH 700 FT
 SAFETY ZONE 200 FT

MONA LAKE

350
MID POINT

100

BIRCHWOOD

SHORES BIRCHWOOD

SHORES

ERRWOOD COURT

WOOD COURT

GOV. LOT 3

IONE

ANSFC