

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MARCH 4, 2008 AGENDA**

Subject:	Type:	Submitted By:
FIREWORKS PERMITS	◆ RESOLUTION ORDINANCE RECEIVE/FILE	PAM BUETHE CITY CLERK

SYNOPSIS

A resolution has been prepared to conditionally issue permits to the following organizations:

1. La Vista Youth Football and Cheerleading
2. La Vista Area Chamber of Commerce
3. La Vista Youth
4. La Vista Lancers Soccer Club
5. La Vista Vipers Wrestling Club

FISCAL IMPACT

A \$2,500 permit fee is required of each applicant. Additionally, a tent permit fee of \$150, temporary sign permit fee of \$30/sign (maximum of four), and an explosive materials storage permit fee of \$100 are required. The City has received a \$500 application deposit and the additional required permit fees from each of the applicants. For each permit issued, the remaining \$2,000 fireworks sales permit fee balance is due no later than noon on June 25, 2008.

RECOMMENDATION

Approval.

BACKGROUND

The City received five applications for the sale of fireworks during the 2008 season. The applications were reviewed by various City staff members, and have met all City standards and regulations.

In September of 2006 a criteria/point system was created as part of the evaluation of the applications. There were no deductions to the five applications based on this point system.

Permits will be subject to receipt of all appropriate application materials and compliance with recommendations made by City Staff.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA, ESTABLISHING THE MAXIMUM NUMBER OF FIREWORKS STANDS TO BE PERMITTED IN THE CITY OF LA VISTA FOR CALENDAR YEAR 2008.

WHEREAS, Section 111.17 and Section 111.18 of the Municipal Code establish criteria that must be met for the issuance of fireworks stand permits, and

WHEREAS, Section 111.17 (A) of the Municipal Code states in part that, "Each year the City Council shall, by resolution, establish the maximum number of permits to be issued."

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of La Vista, Nebraska, that the maximum number of fireworks stand permits to be issued in calendar year 2008 shall not exceed five (5).

BE IT FURTHER RESOLVED, that per Section 111.17 (C) (10) of the Municipal Code, permit holders shall provide the City of La Vista with a certificate of insurance for their fireworks stand in the type and amount outlined.

BE IT FURTHER RESOLVED, that the written statement of income and expenses, which is required by Section 111.17 (C) (3) of the Municipal Code, be detailed and provide the City with a breakdown of specific expenditures related to the fireworks operation, income from the sale of fireworks, net profit, and specific community betterment expenditures.

BE IT FURTHER RESOLVED, that the issuance of a fireworks permit is conditional upon compliance with the Municipal Code, the Zoning Ordinance, and any other applicable regulations.

PASSED AND APPROVED THIS 4TH DAY OF MARCH 2008.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Bueth, CMC
City Clerk

RESOLUTION _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING THE FIREWORKS STAND PERMIT APPLICATION OF THE, LA VISTA YOUTH FOOTBALL AND CHEERLEADING, LA VISTA AREA CHAMBER OF COMMERCE, LA VISTA YOUTH, LA VISTA LANCERS SOCCER CLUB, LA VISTA VIPERS WRESTLING CLUB

WHEREAS, the City of La Vista requires City approval of the sale of fireworks within the City limits, and

WHEREAS, the guidelines for application and sale of fireworks in La Vista are specified in the La Vista Municipal Code, Section 111.17 and Section 111.18; and

WHEREAS, five (5) non-profit organizations have applied for permission to sell fireworks in the City of La Vista in conformance with the Municipal Code, the Zoning Ordinance and any other applicable regulations; and

WHEREAS, City staff has reviewed all applications received in 2008 for the purpose of determining which applications were compliant with the Municipal Code, the Zoning Ordinance or any other applicable regulations.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska, hereby conditionally grant a permit to:

La Vista Youth Football and Cheerleading, La Vista Area Chamber of Commerce, La Vista Youth, La Vista Lancers Soccer Club, La Vista Vipers Wrestling Club

to sell fireworks within the City of La Vista for the 2008 calendar year subject to receipt of all appropriate application materials and compliance with recommendations made by the Chief Building Official regarding their site plan; compliance with the Municipal Code, the Zoning Ordinance and any other applicable regulations; and attendance by an official of the nonprofit organization which applied for the permit at a meeting with City staff (date and time to be established).

PASSED AND APPROVED THIS 4TH DAY OF MARCH 2008.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

2008 Fireworks Application Review

La Vista Youth Football and Cheerleading (20 points) (7302 Harrison Street)

- Police Chief stated that no traffic collisions were reported last year at the site but there with the proximity of the tent to the La Vista Lancers Soccer Club.
- Police Chief is not aware that any parking stalls exist to the south of the tents. To his knowledge there is not a curb cut on 74th Street that allows access to the identified "parking lot".
- No complaints reported in 2007
- Building Official did not state any concerns.

La Vista Area Chamber of Commerce (20 points) (7200 So. 84th Street – Mortgage Express)

- Police Chief had no major concerns with the proposed site.
- No complaints reported in 2007.
- Building Official did not state any concerns.

La Vista Youth (20 points) (8011 S 83rd Street)

- Police Chief stated access should be off the main drive rather than the access road to the west of the site.
- No complaints reported in 2007.
- Building Official stated that they must maintain parking on gravel surface – no parking on grass.
- Building Official stated that they must maintain 25' setback on signage along North property line.

La Vista Lancers Soccer Club (20 points) (7302 Harrison Street)

- Police Chief stated the site has been used in the past and concerns have been with access to the site. No traffic collisions reported last year at the site. He is concerned with proximity of the tent to the La Vista Youth Football tent.
- Police Chief is not aware that any parking stalls exist to the south of the tents. To his knowledge there is not a curb cut on 74th Street that allows access to the identified "parking lot".
- No complaints reported in 2007.
- Building Official did not state any concerns.

La Vista Vipers Wrestling Club (20 points) (8110 So. 84th Street – Brentwood Square)

- No major concerns with proposed site.
- No complaints reported in 2007.
- Building Official stated that they need to keep signs off of the 84th Street Right-of-Way.