

**PERMIT APPLICATION FOR THE USE OF FIREWORKS**  
**Kennedy Township, Allegheny Pa**

The Board of Commissioners of Kennedy Township has approved Ordinance 528, establishing reasonable rules and regulations for displays of fireworks held within the Township. This Ordinance may be found on our website, [www.kennedytwp.com](http://www.kennedytwp.com).

**Permit Required** A permit shall be obtained for the display or discharge of Consumer and Display fireworks. A fee of \$25.00 is required for a Consumer Fireworks permit. A Display Fireworks permit requires the posting of a bond in accordance with Ordinance 528, Section II, paragraph 3.

**DEFINITIONS:**

**Consumer Fireworks** Any combustible or explosive combination of substances intended to produce visible and or audible effects by combustion and which is suitable for use by the public that complies with the construction, performance, composition and labeling requirements as defined in the American Pyrotechnics Association (excluded are ground and hand-held sparkling devices, novelties and toy caps.

**Display Fireworks** Large fireworks used by professional pyro technicians and designed primarily to produce visible or audible effects by combustion, deflagration or detonation.

- (1) Salutes that contain more than two grains or 130 milligrams of explosive materials;
- (2) Aerial shells containing more than 60 grams of pyrotechnic compositions; and
- (3) Other display pieces that exceed the limits of explosive materials for classification as consumer fireworks and are classified as fireworks.

**APPLICANT/PERMITTEE NAME:** \_\_\_\_\_

**ADDRESS WHERE FIREWORKS ARE TO BE DISPLAYED:** \_\_\_\_\_

**TYPE OF FIREWORKS TO BE DISPLAYED:** \_\_\_\_\_

**DAY & DATE OF DISPLAY:** \_\_\_\_\_

**DISPLAY & DISCHARGE OF DISPLAY FIREWORKS:**

Every such display shall be handled by a competent operator and shall be of such a character and so located, discharged or fired as, in the opinion of the officer of the Township that has been charged with enforcement.

A person shall not intentionally ignite or discharge:

- a. Consumer fireworks on public or private property without the express permission of the owner.
- b. Consumer fireworks or sparkling devices within, or throw consumer fireworks or sparkling devices from, a motor vehicle or building.
- c. Consumer fireworks or sparkling devices into or at a motor vehicle or building or at another person.
- d. Consumer fireworks or sparkling devices while the person is under the influence of alcohol, a controlled substance or another drug.
- e. Consumer fireworks within 150 feet of an occupied structure.
- f. The Permittee agrees to remove any debris or other litter relating to the

- display from public spaces, streets and ways within 24 hours of the display.
- g. No fireworks display may occur after 11:00 PM.
  - h. By applying for and receiving a permit, Permittee agrees to indemnify the Township from any and all claims, lawsuits or other legal challenges arising from Permittee's display, and shall fully indemnify and hold harmless the Township from any and all claims that may, in any manner, arise from such display. The attached Hold Harmless agreement shall be signed and submitted with this application

Should it be determined, either by the Kennedy Township Police, an Officer of the Kennedy Fire Department, or other designated Township Official that continuation of the fireworks display is a danger to persons or property; they may immediately revoke the permit and terminate the display.

Any police officer serving the Township shall take, remove or cause to be removed, at the expense of the owner, all stocks of display fireworks or combustibles offered or exposed for sale, stored, or held in violation of Ordinance No. 528. The owner shall also be responsible for the storage and, if deemed necessary, the destruction of these fireworks.

**Applicant/Permittee Signature** \_\_\_\_\_

**Date** \_\_\_\_\_

**Approved by Township Official** \_\_\_\_\_

**Date** \_\_\_\_\_

**Upon completion and approval by the Township, this Application shall serve as Permit Number** \_\_\_\_\_

**Attached Signed Waiver of Liability must accompany this Application**

**WAIVER OF LIABILITY, HOLD HARMLESS AGREEMENT TO INDEMNIFY  
THE TOWNSHIP of KENNEDY**

The undersigned, \_\_\_\_\_ has requested that the Township of Kennedy (Township) issue me a Permit to display fireworks as defined in the attached Application.

The undersigned does agree as follows:

I, \_\_\_\_\_, adult individual, hereby covenant and agree, on my own behalf, and on behalf of my heirs and assignees, that I hereby forever waive and relinquish any and all claims that I may have, or which may occur or accrue, relating to the Township of Kennedy's issuance of a Permit to display fireworks. I do hereby covenant and agree, on my own behalf, and on behalf of my heirs, representatives, and assignees, that I will never institute any action or suit at law or in equity against Kennedy Township, its officers, its directors, or its members, agents or employees, nor institute, prosecute or in any way aid in the institution or prosecution of any claim, demand, action, or cause of action for damages, costs, loss of services, expenses, or compensation for or on account of any damage, loss or injury either to person or property, or both, whether present or future, resulting or to result, known or unknown, past, present or future, in connection with the issuance of a Permit to display fireworks.

In witness whereof I have set forth my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, intending to be legally bound hereby.

\_\_\_\_\_  
Township Witness & Title

Attest:

\_\_\_\_\_

Township Manager