APPLICATION FOR PERMIT TO CONDUCT PUBLIC FIREWORKS DISPLAY

INSTRUCTIONS

I. Specific Instructions

1. This form is to be used for any time there will be a fireworks display pursuant to O.C.G.A. § 25-10-4.

2. The form is to be completed by the person, firm, corporation, association, or partnership desiring to conduct a public exhibition or display of fireworks and filed in the Probate Court of the county in which the exhibition or display is to be held, no less than ten (10) days prior to the date of the proposed display.

3. The permit must contain the license number issued by the Safety Fire Commissioner for the person, firm, corporation, association, or partnership that will cause the combustion, explosion, deflagration, detonation, or ignition of pyrotechnics at the exhibition or display.

4. Exhibits should be labeled at the bottom of each exhibit as Exhibit “A,” Exhibit “B,” etc. in consecutive order. The corresponding letter of each said exhibit should be inserted into the appropriate place in the form.

5. The application must be accompanied by a bond of no less than $10,000.00 or such amount as the Judge of the Probate Court requires, if greater, or in the alternative, evidence that the applicant carries proper liability insurance in the amount of not less than $25,000.00 for each person and $50,000.00 for each accident and property damage no less than $25,000.00 for each accident and $50,000.00 aggregate, or such policy limits greater if the Judge of the Probate Court so requires, with an insurance company duly licensed by the Commissioner of Insurance. The bond or insurance certificate must name the permitting county’s Board of Commissioners as a named insured for the specific event for which the application is made.

6. Notice shall be sent to the Fire Department or Department of Public Safety that will provide the fire protection services during the display who may object or waive further notice.

7. The local fire official responsible for the area where the display will be held shall make a determination of whether or not the site for the display meets his or her approval and is in compliance with all applicable codes and, if so determined, shall issue a certification that shall be returned to the Probate Court of such county.
8. The Judge of the Probate Court shall receive $30.00 for his or her services in granting or refusing the original permit and $1.00 for each copy issued, to be paid by the applicant pursuant to O.C.G.A § 15-9-60 (k) (11).

9. The Judge of the Probate Court shall provide the Safety Fire Commissioner a copy of each permit granted prior to the proposed date of the exhibition or display.

10. No permit shall be granted unless the applicant has met all the requirements of and is in full compliance with the rules and regulations promulgated by the Safety Fire Commissioner pursuant to O.C.G.A. § 25-10-4 and the display shall be of such character as to not be hazardous to persons or property.

II. General Instructions

General instructions applicable to all Georgia Probate Court Standard Forms are available in each Probate Court or at www.gaprobate.gov, labeled GPCSF 1.
IN THE PROBATE COURT OF _______________________ COUNTY
STATE OF GEORGIA

APPLICATION FOR PERMIT
TO CONDUCT PUBLIC FIREWORKS DISPLAY

_______________________________ hereby applies for a permit to
[Name of person or corporate entity]
conduct a public fireworks display as provided under O.C.G.A. § 25-10-4. The public fireworks
display is sponsored by ________________________________
[Sponsoring organization]
at ________________________________ on the
[Location of fireworks display]
_______ day of _____________________, 20_____, to begin at approximately_______ p.m., and
last for approximately _____________ minutes. This application is being made at least ten
(10) days prior to the proposed display.

1.

The display will be conducted by ________________________________, of
[Operator/person who will discharge fireworks]
_____________________________________________________, a competent and experienced
[Fireworks or pyrotechnic company]
operator who has conducted _______________ displays over the past ________ years.
[# of displays]

A copy of the operator’s Alcohol, Tobacco and Firearms License (labeled and attached
hereto as Exhibit “___”) and/or the corporate entity’s Alcohol, Tobacco and Firearms License (labeled and attached
hereto as Exhibit “___”).

2.

This display will not be hazardous to persons or property. No persons other than the
operator and the operator’s employees will be allowed within ________ feet of the launching or
detonation site.
3.

The display (will) (will not) be a proximate audience display as defined by Georgia law. If the display is a proximate audience display, then a copy of the operator’s Georgia License issued by the Safety Fire Commissioner, number ________, (labeled and attached hereto as Exhibit “______”) and the corporate entity’s Georgia License issued by the Safety Fire Commissioner, number ________, (labeled and attached hereto as Exhibit “______”).

4.

A. The site for the display is described as follows:

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

B. The fireworks and/or pyrotechnics to be used in the proposed display are described as follows (or labeled and attached hereto as Exhibit “______”).

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

C. The ____________________________ Fire Department or the ____________________________ will provide the necessary and required fire protection services and the following special services: [list below]

________________________________________________________________________

________________________________________________________________________

________________________________________________________________________

Attached hereto is a certification by the ____________________________ Fire Marshal that the site for the display meets his or her approval and is in compliance with all applicable codes.
5.

This application is accompanied by a bond in the principal sum of $__________ or more, payable to the ___________________________ Board of Commissioners, [County] and conditioned for the payment of damages that may be caused either to persons or to property by reason of the display, or the applicant has attached evidence that the applicant carries proper liability insurance for bodily injury of not less than $____________________ for each person and $____________________ for each accident and for property damage in an amount of not less than $____________________ for each accident and $____________________ aggregate with an insurance company duly licensed by the Insurance Commissioner for the State of Georgia.

6.

Labeled and attached are the exhibits “___” (Affidavit of Competency) and “___” (Affidavit of Insurance), and a copy of the acknowledgment issued by ____________________________ [Name] ____________________________ Fire Marshal, Department of Public Safety. [County/City]

7.

My address to be used for official communications is:

____________________________________________________________________________

____________________________________________________________________________

Name of Corporate Entity __________________________________________________________

P. O. Box Number or Street City State Zip

(______)________________ Telephone Number

____________________________________________________________________________

Signature of Applicant/Corporate Officer ____________________________

Print Name and Corporate Title of Applicant ________________________________________

Sworn to and subscribed before me this ______ day of ________________, 20______.

___________________________________

NOTARY/CLERK OF PROBATE COURT

My Commission Expires _________________________
VERIFICATION

GEORGIA, ______________________ COUNTY

Personally appeared before me the undersigned Applicant(s) who, after being duly sworn, state(s) that the facts set forth in the foregoing Application for Permit to Conduct Public Fireworks Display (and the attached Exhibit(s)) are true and correct.

________________________________________
Signature of Applicant/Corporate Officer

________________________________________
Printed Name and Corporate Title of Applicant

Sworn to and subscribed before me this

______ day of ________________, 20______.

________________________________________
NOTARY/CLERK OF PROBATE COURT

My Commission Expires _____________________
To be completed by individual or corporate entity applying for the fireworks permit and employing the individual operator conducting the display.]

AFFIDAVIT OF COMPETENCY

Comes now ________________________ and states that

[Name of affiant]

____________________________, age ____________, has conducted

[Operator]

__________________________ fireworks displays during the past ____________________

[Number] [Years experience]

years. The most recent display was conducted at ______________________ on

[Place of display] ____________________

[Date]

During the time that ______________________

[Operator] has conducted fireworks displays, no persons have been injured and no property has been damaged or destroyed.

Due to his/her experience and competence, I hereby certify that he/she is a competent operator as described by O.C.G.A. § 25-10-4.

____________________________

Corporate Entity

____________________________

Signature of Affiant

____________________________

Printed Name of Affiant

____________________________

Title of Affiant

Sworn to and subscribed before me this

______ day of _____________, 20______.

____________________________

NOTARY/CLERK OF PROBATE COURT

My Commission Expires: ______________

Exhibit “___”
[To be completed by an authorized representative of the individual or corporate entity applying for the permit.]

AFFIDAVIT OF INSURANCE

Comes now____________________________ and states that the attached bond or certificate of insurance complies with the requirement for proper insurance outlined by O.C.G.A. § 25-10-4 and further states that the issuing company, ______________________, is duly licensed by the Insurance Commissioner for the State of Georgia to do business in Georgia. This affidavit is given to be relied upon by the Probate Court of ______________________ County, Georgia in connection with the Application for Permit to Conduct Public Fireworks Display to which it is attached.

___________________________________
Corporate Entity

___________________________________
Signature and Title of the Corporate Officer

___________________________________
Address

___________________________________
City, State, Zip Code

___________________________________
Telephone

Sworn to and subscribed before me this
____ day of ____________, 20________.

_____________________________
NOTARY/CLERK OF PROBATE COURT

My Commission Expires ________________

* Note: The site description and type of fireworks to be detonated should be compared to the insurance policy furnished, since the policy may contain exclusions that would eliminate coverage for certain sites, types of fireworks, or persons within a certain distance of the display.

Exhibit “___”
IN THE PROBATE COURT OF _______________________ COUNTY
STATE OF GEORGIA

NOTICE

TO: ___________________ Fire Department or Department of Public Safety.

[County/City]

You are hereby notified that ______________________ has applied for a

[Name of applicant]

permit to display fireworks at ____________________________________________

[Address of display area]
on _______________________ and has certified that your Department will provide the

[Date and time]

usual fire protection services.

This Court must determine if the operator ______________________, employed

[Name of operator]

by _________________________ is experienced and competent and that the display

[Name of display company]

will not pose a hazard to any persons or property.

This Court must also be informed whether the proposed display constitutes a proximate

audience display as defined by Georgia Law so as to know whether a Georgia License for such

purpose is required.

Please present any objection to the issuance of the permit on behalf of your Department to

this court on or before ______________________, 20 ______.

[Five (5) days before display]

You may waive any objection to the issuance of the permit by signing the attached

acknowledgment of notice and waiver of objection.

This ______ day of ______________________, 20______.

________________________________________
Judge of the Probate Court
ACKNOWLEDGMENT AND WAIVER

On behalf of the ____________________ Fire Department, I hereby acknowledge notice of the Application to Display Fireworks of ________________________________ dated ____________________ and hereby waive any objection to the issuance of the permit, and confirm that the usual fire protection services will be provided by this Department, subject to the following restriction, if any: (Please state “none” if there are no restrictions)

____________________________________________________________________________

____________________________________________________________________________

____________________________________________________________________________

I further certify that the proposed display (Initial one) _____ is _____ is NOT a proximate audience display as defined by Georgia Law. If the display is a proximate audience display, the premises on which the display will occur have also been examined by this Department.

Date: ____________________

_________________________ Fire Department
(Name of Department)

By: ________________________________

Title: ________________________________
IN THE PROBATE COURT OF _______________________ COUNTY
STATE OF GEORGIA

IN RE: )
 )
 ) FILE NO. _________
___________________________________,
 )
APPLICANT
)

ORDER GRANTING
NONTRANSFERABLE PERMIT

This application of _________________________________ [Applicant]
for a Permit to Display Fireworks was filed in this County on ________________ , 20 ______.
The applicant requests permission to exhibit or display fireworks at __________________________
__________________________ [Location]
on ________________, 20 ______, which is not less than ten (10) days after the filing of such
application.

It appears that the display will be conducted by a competent and experienced operator and
that this display will be of such character as will not be hazardous to persons or property.

The ________________ [County/City] Fire Marshal’s Office
has certified in writing that the site for the display meets its approval and is in compliance with all
applicable codes. The application is accompanied by the evidence that the applicant carries proper
liability and property insurance or has posted the required amount of bond as required by law. In
addition, the applicant has provided proof of federal license through the Bureau of Alcohol,
Tobacco and Firearms.
IT IS HEREBY ORDERED that a Permit to Display Fireworks is herein granted to ________________________, for a period of not more than fourteen (14) consecutive days, beginning on the _________ day of _________________ 20______, to perform a public exhibition of fireworks at ________________________________.  

beginning at approximately _________ p.m., provided that only the operator named in the application ________________________, and his/her employees shall be present and in control of the exhibit or display. The permit is granted subject to all the stipulations and restrictions as stated in the Acknowledgment and Waiver.

IT IS FURTHER ORDERED that ____________________________  

[Applicant] shall supply the ____________________________ Safety Fire Commissioner with a copy of this permit.

SO ORDERED this _____ day of ________________________, 20______.

________________________________
Judge of the Probate Court