

**ORDINANCE 2019-04**

**ORDINANCE OF THE TOWNSHIP OF STAFFORD,  
COUNTY OF OCEAN AND STATE OF NEW JERSEY,  
AMENDING AND SUPPLEMENTING CHAPTER 110 OF  
THE TOWNSHIP CODE ENTITLED "FIREWORKS  
DISPLAYS"**

**BE IT ORDAINED**, by the governing body of the Township of Stafford, County of Ocean and State of New Jersey, as follows:

**SECTION 1.** The Township Code of the Township of Stafford is hereby amended and supplemented as to Chapter 110 of the Township Code, entitled "Fireworks Displays," to add the following as a new subsection §110-1.1:

§ 110-1.1. Fireworks Display Application.

- A. A completed permit application and all necessary documents for the display or discharge of fireworks shall be filed with the Township of Stafford Bureau of Fire Prevention at least fifteen (15) days prior to the fireworks display, in accordance with N.J.A.C. 5:70-3.2(a)33,331.2.44.
- B. Application Checklist.
1. All applications for the display or discharge of fireworks must include the following:
- a. Fully completed permit application.
  - b. Copy of Resolution from municipality in which display is to take place along with Resolution from any other municipality affected by the display.
  - c. Copy of proof of insurance naming as additional insureds Stafford Township, the Stafford Township Fire Department, the Stafford Township Police Department, the Bureau of Fire Prevention and the Stafford Township First Aid, with liability limits of not less than \$1,000,000.

- d. A Hold Harmless Agreement to fully indemnify the Township from any and all liability.
- e. The names of the individuals who will be in charge of igniting, firing, setting off, exploding, or causing to be exploded, the fireworks, along with a copy of such individual(s) driver's licenses, pyrotechnic licenses and certificates.
- f. A fitness certificate for the driver of the fireworks.
- g. A copy of FAA approval.
- h. A copy of approval from the United States Coast Guard and the New Jersey State Police (if required, for fireworks on or near waterways).
- i. A list of all fireworks in the show, including all size shells, not to exceed five (5) inches.
- j. A site plan.
- k. A safety plan.
- l. If the show is on a waterway, the location of loading the barge, the location and method of securing of the barge during loading and display of fireworks, the route of transportation and approvals if required.
- m. If the show is on a waterway, a rescue boat and suppression boat must be provided.
- n. A diagram of the display area, discharge area and fallout radius.
- o. A description of the location where the materials are to be stored prior to the display/loading date.
- p. Notification of residences in surrounding areas as required by the Fire Official.

- q. The meeting date for all required agencies to meet and discuss event and safety procedure, which shall take place at least fifteen (15) days prior to the display date.
  - r. A stand-by fee in the amount of \$2,500.00, payable to the Stafford Township Volunteer Fire Co. #1.
  - s. A permit fee in the amount of \$1,500.00, payable to the Stafford Township Bureau of Fire Prevention.
  - t. A Stand-by fee in the amount of \$500.00, payable to the Stafford Township Emergency Medical Services.
2. All of the above items must be provided at the time the application is submitted for approval. If any of the items are not included or not complete, the application may be rejected.

**SECTION 2.** The Township Code of the Township of Stafford is hereby amended and supplemented as to Chapter 110 of the Township Code, entitled "Fireworks Displays," to delete existing subsections (A) and to add (H) of Section 110-3 (Guidelines) and to insert the following in their place:

- A. No shells larger than five (5) inches shall be discharged.
- H. Show must be in the air by 9:30 PM and completed by 10:15 PM.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

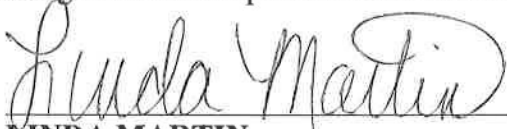
**SECTION 4.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent

jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 5.** This ordinance shall become effective after second reading and publication as required by law.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Stafford held on the **16th** day of **April, 2019**, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the **21<sup>st</sup>** day of **May, 2019 at 7:00 p.m.**, at the Municipal Building located at 260 East Bay Avenue, Manahawkin, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

  
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**LINDA MARTIN,**  
**ACTING MUNICIPAL CLERK**

**CERTIFICATION**

I, **LINDA MARTIN, ACTING MUNICIPAL CLERK**, of the Township of Stafford, do hereby certify that the foregoing ordinance was duly adopted on second reading by the Stafford Township Council at a meeting held on the **21<sup>st</sup>** day of **May 2019**.

  
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**LINDA MARTIN,**  
**ACTING MUNICIPAL CLERK**