



REQUEST FOR BOARD ACTION

ITEM NO. 9

DATE OF MEETING: August 10, 2015

REQUESTED BY: Tommy Batson Pender County Emergency Management

SHORT TITLE: Resolution Authorizing Approval of IKA Display on August 21, 2015, in Accordance with North Carolina General Statute 14-413.

BACKGROUND: The Pender County Fire Marshall's Office has received a request from the IKA of Wilmington to allow a fireworks display at their farm site located at 1044 Porters Lane Road Rocky Point, NC on August 21, 2015. The North Carolina Office of State Fire Marshal now requires the Board of County Commissioners to approve all pyrotechnic displays under N.C.G.S. 14-413. This requirement was implemented as a result of a fireworks truck explosion that occurred while preparing for a show in Ocracoke, NC in 2009 in which four people were killed. The State of North Carolina Legislature passed the 2010 North Carolina Pyrotechnics Act that modified the General Statutes to define the term fireworks "expert" as a state requirement to obtain a display operator's permit (N.C.G.S. 14-410) effective February 1, 2010. The Fire Marshal's Office will be on site for review and approval of the complete setup, display shooting and cleaning up from the pyrotechnic display. The pyrotechnic display will be a private display in Rocky Point NC on August 21, 2015. It will be conducted by an approved and licensed fireworks company, Hale Artificers, Inc. 545 New Bowers Road, Lexington NC 27292. The display will meet all rules and regulations set by NC Code Fire Code, NFPA 1123, NFPA 1126, OSFM, and AFT. This same pyrotechnic show has been successfully completed in Morehead City and approx. 43 other sites on July 4, 2015. Hale Has completed many shows across the state of NC for the last 23 years. Hale Artificer Inc. meets all of the liability insurance requirements set by the State of North Carolina and the Fire Marshall's Office recommends approval of their request.

SPECIFIC ACTION REQUESTED: To consider a resolution authorizing the pyrotechnic display outlined above.

RESOLUTION

NOW, THEREFORE BE IT RESOLVED by the Pender County Board of Commissioners that:

the Board hereby approves the resolution authorizing a public pyrotechnic display in Rocky Point, NC for IKA at 1044 Porters Lane Road on August 22, 2015, under N.C.G.S. 14-413. The Chairman/County Manager is authorized to execute any/all documents necessary to implement this resolution.

AMENDMENTS:

MOVED _____ SECONDED _____

APPROVED _____ DENIED _____ UNANIMOUS

YEA VOTES: Williams ___ Brown ___ McCoy ___ Piepmeyer ___ Keith ___

J. David Williams, Chairman 8/10/15
Date

ATTEST 8/10/15
Date