BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

RESOLUTION 23-133
APPROVING DISCHARGE OF FIREWORKS BY SERPICO PYROTECHNICS

WHEREAS, Serpico Pyrotechnics, Toms River, NJ has applied for a permit to conduct a fireworks display on May 20, 2023 for a private wedding at the Seafarer on Atlantic Street; and

WHEREAS, a Resolution of the governing body is required to grant permission for the public display of fireworks; and

WHEREAS, the contracted designated fireworks company, Serpico Pyrotechnics, has submitted a permit application, certificate(s) of insurance, a site diagram and other pertinent information, in conjunction with a fireworks display that will take place at the Seafarer on Atlantic Street on May 20, 2023 as part of a wedding celebration.

WHEREAS, the Borough's Fire Marshal has reviewed the application and requests that the governing body approve said fireworks display subject to the following conditions:

1. The fireworks will be discharged from a float on the water and controlled by remote on Honey Suckle Lodge Beach.
2. The Fire Permit Application and Site Plan supplied in the May 13, 2023 Serpico Pyrotechnics Fire Permit – Fireworks application must be adhered to and may only be modified by prior approval of the Fire Marshal.
3. Application fee of $427.00 is submitted.
4. The display will occur between 9:15pm and 9:45pm and for a period of no longer than 5 minutes in duration on May 20, 2023.
5. Arrangements for the Highlands Fire Department to be on standby will be made.
6. All required insurance/coverages will remain in-effect during the display activity as provided in the May 13, 2023 application.
7. An appropriate Hold Harmless Agreement is completed.
8. All local, state and federal regulations that apply to this display event will be adhered to including, but not limited to: ICC Fire Code NJ Edition 2015 and NFPA-1123/1124/1126, as applicable.
9. A post-display search will be conducted of the display area to ensure no burning debris or embers remain.
10. An operations report detailing any issues and confirming the after-display search was conducted shall be sent to the Fire Marshal within 48 hours of completion of the fireworks display; and

WHEREAS, the applicant must comply with all Federal, State, and local laws as they pertain to the said discharge of fireworks from the location set forth in their application; and

WHEREAS, the applicant must provide the appropriate Certificates of Insurance naming the Borough as an additional insured to the satisfaction of the Borough Administrator.

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Highlands, does hereby approve the discharge of fireworks by Serpico Pyrotechnics for a private wedding at the Seafarer on Atlantic Street, on May 20, 2023, subject to the applicant's compliance with all Federal, State, and local laws as well as the issuance of any and all permits necessary from the said entities; providing appropriate Certificates of Insurance naming the Borough as an additional insured to the satisfaction of the Borough Administrator; meeting all of the conditions of the Borough's Fire Marshal subject to satisfactory inspection by the Borough's Fire Marshal, as well as the issuance of a Fire Permit by the Borough's Fire Marshal pursuant to the requirements of the New Jersey Fire Code.

BE IT FURTHER RESOLVED, that the Borough officials, including but not limited to, the Borough Administrator and the Borough Fire Marshal be and are hereby authorized to undertake such acts as are reasonable and necessary to accomplish the purposes of this Resolution.

BE IT FURTHER RESOLVED, that the Borough Clerk forward a certified copy of this Resolution to Serpico Pyrotechnics and the Fire Marshal.

Motion to Approve R 23-133:

	INTRODUCED	SECOND	AYE	NAY	ABSTAIN	ABSENT
CERVANTES						
CHELAK						
MELNYK						
OLSZEWSKI						
BROULLON						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF VOTE: May 17, 2023

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Nancy Tran, Municipal Clerk
Borough of Highlands