

**RESOLUTION 2014-28
TOWN OF WINDSOR**

**RESOLUTION TO APPROVE FIREWORKS SALES PERMIT FOR LUIS RUCOBO
DOING BUSINESS AS FIREWORKS UNLIMITED LLC AT 6351 LAKE ROAD**

WHEREAS, Luis Rucobo (applicant), has applied for a Fireworks Sales Permit doing business as Fireworks Unlimited LLC, to sell fireworks at 6351 Lake Road; and

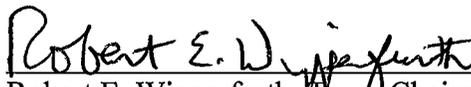
WHEREAS, applicant has complied with Windsor Code of Ordinances, Chapter 24 – Fire Prevention and Protection, Article IV. – Fireworks, Division 2. Sale, Storage and Discharge of Fireworks Restricted with the exception of the 45 day advance submittal requirement; and

WHEREAS, the Town Clerk recommends waiver of the 45 day submittal requirement due to proper submittal of materials and sufficient review time;

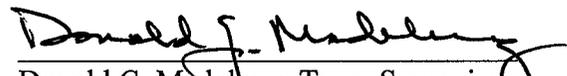
NOW THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Windsor that it hereby approves the Fireworks Sales Permit for the sale of fireworks for Luis Rucobo, doing business as Fireworks Unlimited LLC, for June 6, 2014 through July 5, 2014 contingent upon final inspection and approval from the DeForest Area Fire and EMS Inspector.

The above and foregoing resolution was duly adopted by the Town Board of the Town of Windsor, Dane County, Wisconsin at a meeting held on the 5th day of June, 2014 by a vote of 5 ayes and 0 nays.

TOWN OF WINDSOR



Robert E. Wipperfurth, Town Chairman



Donald G. Madelung, Town Supervisor



Bruce Stravinski, Town Supervisor



Alan Buchner, Town Supervisor



Monica M. Smith, Town Supervisor

Attest:


Christine Capstran
Clerk



Town of Windsor

SALE OF FIREWORKS PERMIT APPLICATION

Application must be submitted 45 days prior to the requested date of sale(s).

** ALL AREAS MUST BE COMPLETED. IF NOT APPLICABLE, PLEASE INDICATE N/A IN AVAILABLE SPACE**

Submittal Date: 5-8-14

FEE: \$70.00

SECTION 1. General Information.

Applicant: Luis Rucoba Telephone: 920-251-0536

Name of business: Fireworks Unlimited LLC Email address: fireworksunltd@aol.com

If applying on behalf of a business, provide applicant's title or relationship to the business:

Date of birth: 12-21-75 Driver's license no. R210-5367-5461-04

Sex: Male Race: hispanic/white

Mailing address: 179 N. Lincoln Ave Fond Du Lac WI 54935

Provide a copy of applicant's current driver's license.

SECTION 2. Fireworks Information.

Provide a complete list of all fireworks to be sold or stored, including trade name, description and manufacturer, and quantity for each firework, on the attached Appendix A.

Date(s)/time(s) fireworks will be sold: 6-5-14 / 7-5-14 8AM-12AM

Address and location where fireworks will be sold: 6351 Lake Rd, Windsor WI 53598

Address and location where fireworks will be stored, if different than where sold: Same

Describe the type(s) of premises where fireworks will be sold and, if different, where fireworks will be stored (e.g. tent, concrete warehouse, brick commercial building, etc.): A tent with tables in the middle and a walkway around/inside tent & tables

Fireworks distributor name: Fireworks Over America Distributor contact: Shellie Maxwell

Distributor mailing address: 9288 W. State Rd. 114, Rensselaer IN 47978

Distributor phone number: 219-866-7938 Distributor email: in@fireworksOverAmerica.com

Include a drawing or other adequate description of the methods and facilities to be used to store and secure the fireworks before, during and after the completion of the permitted activities.

SECTION 3. Crimes and Ordinance Violations.

Have you, or the business on whose behalf you are applying, ever been convicted of any state or federal crime (including felony or misdemeanor) pertaining to, or of violating any ordinance regulating, the sale, transfer, possession, use, storage or handling of fireworks, firearms or explosive devices, within the past five (5) years?

Yes No X If yes, conviction(s) applies to: Applicant Business

Are any charges pending against you, or the business on whose behalf you are applying, for any alleged violation of any state or federal statute or regulation pertaining to, or municipal ordinance regulating, the sale, transfer, possession, use, storage or handling of fireworks, firearms or explosive devices?

Yes No X If yes, charge(s) applies to: Applicant Business

If you checked "yes" for either (or both) of the above items, describe the circumstances of all charges including the jurisdiction in which they were brought or are pending and the date(s) of the alleged offense(s). (Attach separate sheet if necessary):

Charge	Date of Alleged Offense	Jurisdiction	Date of Conviction	Circumstances

SECTION 4. Certification, Insurance, and Indemnification.

I HEREBY CERTIFY that the above information is true and correct. I understand that any permit issued is valid only for the date(s) indicated on the permit, and the permit holder is required to comply with all Wisconsin Statutes and the Town of Windsor Ordinances. A violation of any of the above shall be cause for permit to be immediately revoked by the DeForest Area Fire Department, Town Law Enforcement or the Town Chairperson.

The permit applicant must provide a copy of a certificate of liability insurance and additional insured endorsement naming the Town of Windsor as an additional insured, in the amount of \$1,000,000 bodily injury to one person, \$2,000,000 for injury to more than one person, and \$1,000,000 for damage to property.

Liability Insurer: Fireworks Over America of In. Inc. Policy No. CA00001718112

The applicant agrees to indemnify and hold the Town of Windsor harmless from any claims or liability, including attorney fees and other defense costs, which may arise from the applicant's sale, storage or possession of fireworks.

For: Luis Rucobo, Fireworks Unlimited LLC
 Print applicant's name, or if applying on behalf of a business, name of business.

[Signature] owner 5-8-14
 Applicant Signature and Title Date

OFFICE USE ONLY

- FEE OF \$ 70.00 HAS BEEN PAID IN FULL ON 5-13-14 # 1109
- CERTIFICATE OF INSURANCE (ATTACH COPY TO APPLICATION)
- BACKGROUND INVESTIGATION COMPLETED BY: Christine Capstran
 (Print Name & Title)

Special Conditions** (i.e. high fire danger, fallout requirements, enforced perimeters, etc.): _____

**The Town of Windsor may void permit, at any time, for violation of any of the special conditions listed above.

Date Application Received: 5-8-14

Date Reviewed by Fire Chief 5-21/14 Fire chief's Recommendation: Approve Deny

Date Reviewed By Town Chairperson or Designee: _____ Application : Approved Denied

USA WI

WISCONSIN COMMERCIAL DRIVER LICENSE

ID: R210-5367-5461-04
RUIZ, RAUL
173 N LINCOLN AVE
FOND DU LAC, WI 54935

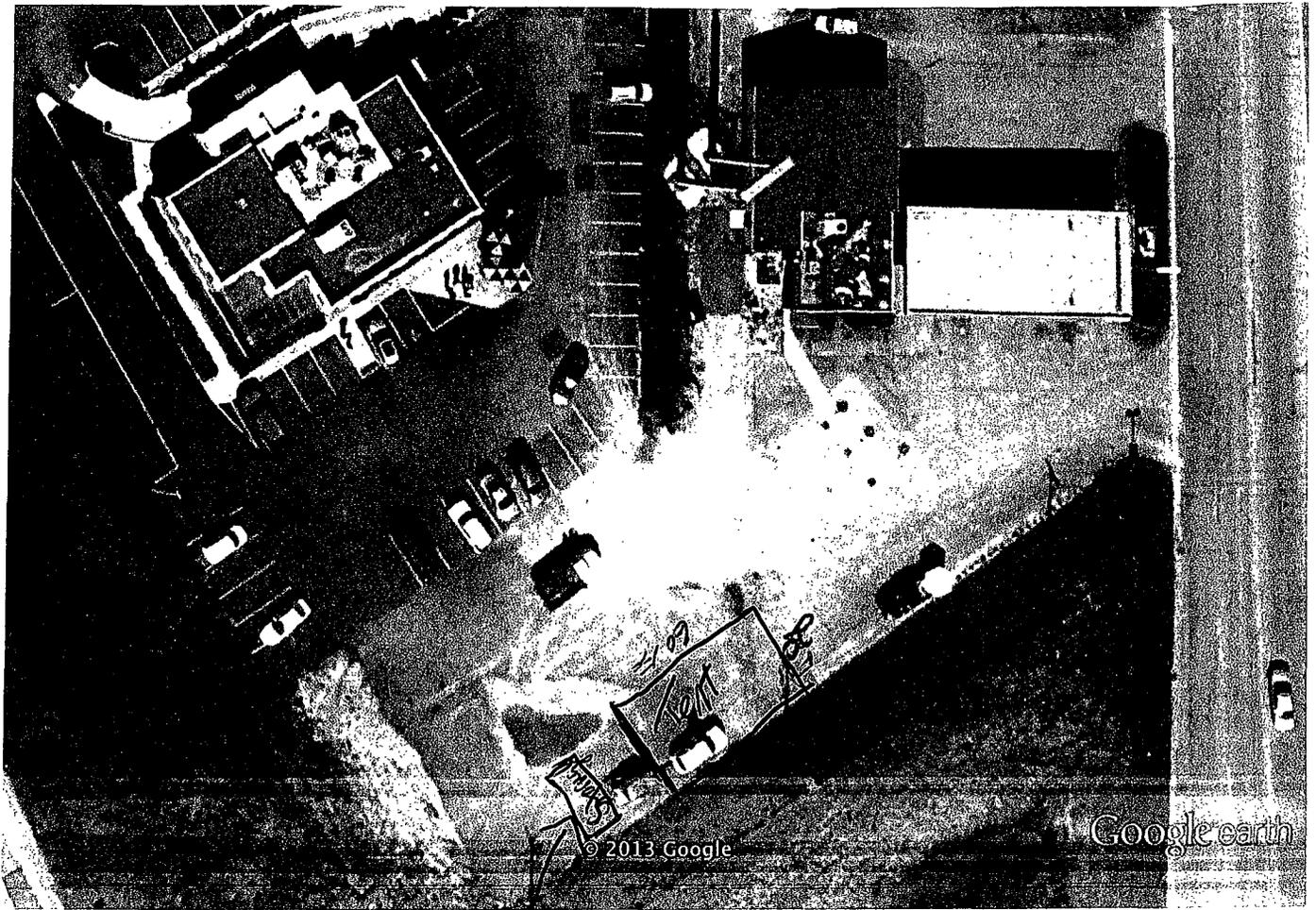
DOB: 12/21/1975
SEX: M
HT: 5-11"
WG: 205 LB

ISS: 04/29/2014
EYES: BRO
HAIR: BRO

CLASS: ABCD
END: NONE

DD QTEC02014042910262416





Google earth

feet
meters



Windsor
Storage
of fireworks
Cargo trailer

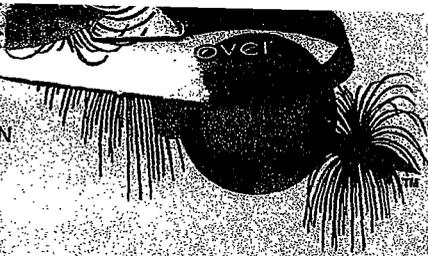
**APPENDIX A.
FIREWORKS INFORMATION**

	Trade Name	Manufacturer	Description (What it does or how high it goes)	Quantity
1			All Class "C"	
2				
3			Consumer, not commercial	
4				
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				
26				
27				
28				
29				
30				

- A permit is not transferable.
- An inspection is typically required before permit will be issued.
- Permits must be displayed at all times fireworks are being sold.
- Smoking, or use of flame or spark-producing devices, is not permitted in or within 25 feet of outdoor tent sales or firework display areas, and "no smoking" signs must be posted.
- At least one portable fire extinguisher shall be located within 50 feet of all fireworks.

DATE FIREWORKS LICENSE NUMBER
 BUYER ?
 INVOICE DATE
 11/29/12

3010 N. INGRAM AVENUE
 SPRINGFIELD, MO 65806
 (I-44, EXIT 84)
 PHONE 800-345-3957
 FAX 417-862-9250
 KANSAS CITY DIVISION
 1100 W. 40 HIGHWAY
 ODESSA, MO 64076
 (I-70, EXIT 37)
 PHONE 800-675-6857
 FAX 816-693-7548



DIRECT IMPORTERS

ACCT NO. FIR015
 FIREWORKS UNLIMITED
 LOUIE RUCOBO

SOLD BY	PACKED BY	EXTENDED BY	DATE SHIPPED	SHIP VIA
		SUSAN	11/29/12	

Full Cases	Mixed Cases	Total Cases	Weight
253			NEM 1 TD 78

ITEM NO.	QTY.	UNIT OF MEAS.	PRODUCT DESCRIPTION
1165	5	CS	*40/16 FOA BLOCKBUSTER
1186	10	CS	*16/1000 FOA BLOCKBUSTER
1251	5	CS	SUPER JETS/2 COLOR
1386	10	CS	*HANG TEN
1440	10	CS	WHISTLING BOTTLE ROCKET
1464	5	CS	*SCREAMIN DRAGON
1553	5	CS	*FLASH BACK ROCKET
1560	5	CS	*SCREAMIN' EAGLE ROCKET
1562	5	CS	*AIR TIME ROCKETS
1564	5	CS	*REDNECK ROCKETS
1570	5	CS	*PHASE XI
1710	5	CS	BLOCKBUSTER SMOKE BALLS
1760	5	CS	JUMPING JACKS-48/12
1816	5	CS	NO.10 GOLD WIRE
1819	5	CS	* #10 COLORED SPARKLER WIRE
2740	5	CS	SATURN MISSILE-100 SHOT
2763	5	CS	*ZERO GRAVITY
2764	5	CS	*SKY DANCER
2852	5	CS	*FLORIDA KICKER
2858	2	CS	*TEXAS KICKER
2939	10	CS	*SHOWTIME FESTIVAL BALLS
2940	10	CS	SHOWTIME ARTILLERY SHELLS
2959	5	CS	*STAR SPANGLED BANGERS
2959	5	CS	*BIG BAD BANGERS
2963	5	CS	*DIRTY DOZEN
2964	5	CS	*JUST 2 GOOD
2965	5	CS	*BULLET BOMBS
2966	5	CS	*BAD BOMB
2967	5	CS	*TIME BANDIT TORPEDOES
2968	5	CS	*SWEET 16
2970	5	CS	*LOCK AND LOAD
2974	5	CS	*LOUD & ROWDY
2981	10	CS	SATURDAY NIGHT SPECIAL
2990	5	CS	*BARELY LEGAL
2997	5	CS	*WAKE THE NEIGHBORS
3013	5	CS	*SPACE BANGER
3014	5	CS	*SKY THUNDER
3040	3	CS	HEN LAYING EGGS
3090	5	CS	HAPPY LAMP-LARGE

STATE FIREWORKS LICENSE NUMBER

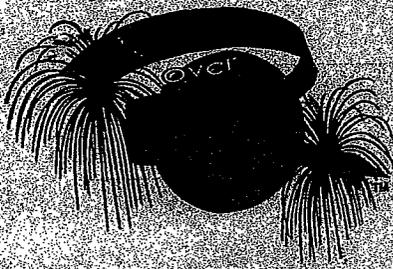
BUYER

INVOICE DATE

11/29/12

CORPORATE OFFICE
3010 N. INGRAM AVENUE
SPRINGFIELD, MO 65808
(I-74, EXIT 84)
PHONE 800-345-3957
FAX 417-862-9250

KANSAS CITY DIVISION
1100 W. 40th HIGHWAY
ODESSA, MO 64076
(I-70, EXIT 37)
PHONE 800-675-6857
FAX 816-633-7543



DIRECT IMPORTERS

ACCT. NO.

FIR015
FIREWORKS UNLIMITED
LOUIE RUCOBO

FIR
LOU

SOLD BY	PACKED BY	EXTENDED BY	DATE SHIPPED	SHIP VIA
		SUSAN	11/29/12	

Full Cases	Mixed Cases	Total Cases	Weight	NET	TW
253					71

ITEM NO.	QTY.	UNIT OF MEAS.	PRODUCT DESCRIPTION
3170	5	CS	GROUND BLOOM FLOWER 6-PACK
3212	5	CS	*ROBO BATS
3220	5	CS	TRI-ROTATING WHEEL
3310	5	CS	SUPER ASSORTMENTS
3311	5	CS	*SUPER ASST. - SAFE & SANE
3315	5	CS	*ROCKET ASSORTMENT
3318	5	CS	*WILD THING
3410	5	RL	BUNTING/RWB/PLASTIC-100 YDS
3420	20	EA	PENNANTS/RWB/PLASTIC-SOFT
3421	12	EA	NO SMOKING SIGNS (CARDBOARD)
3422	12	EA	NO FIREWORKS DISCHARGED SIGN

BULLET BOMBS	CS	*NO 4 GOLDEN DRAGON	CS	40/16 BLACK CAT
BAD BOMB	CS	*COSMIC HAIL (#5 CONE)	CS	40/50 BLACK CAT
TIME BANDIT TORPEDO	CS	KILLER BEE	CS	*M2K
LOND JOKE	CS	HN 90 ASST. FOUNTAIN	CS	*BOOMSTICKS
TROUBLED WATERS	CS	MINI CUCKOO FOUNTAIN	CS	PLANE FLYING AT NIGHT
PEEDWAY RACER	CS	*NUTTY MONKEY	CS	LARGE PLANE FLYING AT NIGHT
AIRCRAFT CARRIER	CS	CUCKOO FOUNTAIN-6"	CS	*STAR BLAZER
DRAGON SPITS FIRE	CS	*COOL	CS	SMALL SUNFLOWER
ACK IN BOX	CS	*2 COOL	CS	ARTIFICIAL SATELLITE
ONIC JACK-7 SHOTS	CS	HAPPY FESTIVAL	CS	BUMBLE BEE
DANCING BUTTERFLY	CS	HAPPY SILVER FLOWER-9"	CS	8-SHOT BLUE THUNDER
ASMANIAN DEVIL	CS	*SHOWTIME FOUNTAIN	CS	10-BALL EXPLODING
LARGE CAMELLIA FLOWER	CS	*HOLLYWOOD NIGHTS	CS	10-BALL MAGICAL SHOTS
ROUND BLOOM FLOWER	CS	*CALIFORNIA DREAMIN	CS	B.C. MAGNUM REPEATER
ZOOMERS	CS	*CALIFORNIA SUNRISE	CS	B.C. REPORT REPEATER
ZIPS	CS	*OHH SO GOOD	CS	BLACK CAT THE HANDFUL
TAR BALL-1 1/2"	CS	*MAGIC HORSESHOE	CS	BLACK CAT SILVER FOX W/ TA
UPER ASSORTMENTS	CS	DAY PARACHUTE	CS	WHISTLING BOTTLE ROCKET
SUPER ASST.-SAFE & SCS	CS	DOUBLE DAY PARACHUTE	CS	TEXAS BOTTLE ROCKET
ROCKET ASSORTMENT	CS	7 LANTERNS PARACHUTE	CS	*SCREAMIN DRAGON
TIME BANDIT	CS	*AFTERNOON DELIGHT	CS	COLORED BUTTERFLY
ROGUE WAVE	CS	GARDEN IN SPRING	CS	*FLASH BACK ROCKET
LOCK AND LOAD	CS	DESERT AT NIGHT	CS	4 OZ.-THUNDER BIRD
ATURDAY NIGHT SPECIALS	CS	MAGICAL SHOTS (100)	CS	6 OZ.-THUNDER BIRD
BARELY LEGAL	CS	SATURN MISSILE-12 SHOT	CS	8 OZ.-THUNDER BIRD
WAKE THE NEIGHBORS	CS	SATURN MISSILE-25 SHOT	CS	*SNAP DRAGON SNAPPERS
ROCK THIS	CS	SATURN MISSILE-100 SHOT	CS	BLOCKBUSTER SMOKE BALLS
BAD MUTHA TRUCKA	CS	*OUTRAGEOUS	CS	MAMMOTH SMOKE TUBE
SKY THUNDER	CS	*AWESOME ADVENTURE	CS	GLOW WORMS
ROCK N ROLL	CS	*FWKS. OVER AMERICA	CS	PARTY POPPERS
	CS	*XTREME	CS	JUMPING JACKS-48/12
	CS	*FAST AND FURIOUS	CS	*MAGIC WHIP
	CS	*NIGHT MAGIC	CS	*CRAZY CRACK-UPS
	CS	*WILDLY WICKED	CS	* #10 COLORED SPARKLER WIRE
	CS	*BOMBS BURSTING IN AIR	CS	#20-GOLD BLACK CAT
	CS	*BOMBS AWAY TRIPLE BANG	CS	NO. 36-GOLD BLACK CAT #2
	CS	*BOMBS AWAY QUAD	CS	MORNING GLORY
	CS	*DIRTY DOZEN	CS	NO. 3-MEDIUM CONIC
	CS	*JUST 2 GOOD	CS	4" CONIC

** Continued On Next Page

above named articles are PLEASE NOTE: Buyer agrees to pay seller, cash or any amount.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
05/08/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER MCGRIFF, SEIBELS & WILLIAMS, INC. P.O. Box 10265 Birmingham, AL 35202	CONTACT NAME: _____	
	PHONE (A/C, No, Ext): 800-476-2211	FAX (A/C, No): _____
E-MAIL ADDRESS: _____		
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A : Admiral Insurance Company		24856
INSURER B : NOT Covered		_____
INSURER C :		_____
INSURER D :		_____
INSURER E :		_____
INSURER F :		_____

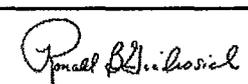
COVERAGES **CERTIFICATE NUMBER:** 37BDUAQD **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> \$5,000 Deductible GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC			CA00001718112	12/01/2013	12/01/2014	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ EXCLUDED PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000	
B	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS			NO COVERAGE FOR CERTIFICATE HOLDERS			COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$	
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED \$ RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$	
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N If yes, describe under DESCRIPTION OF OPERATIONS below			N/A			WC STATU-TORY LIMITS <input checked="" type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 Location Address: 6351 Lake Road, Windsor, WI
 Operating Dates: June 5, 2014 - July 5, 2014
 Other: Town of Windsor
 The above listed are Additional Insured respects to General Liability policy as required by written contract.

CERTIFICATE HOLDER **CANCELLATION**

FIREWORKS UNLIMITED LOUIS RUCOBO 601 S. 76TH STREET WEST ALLIS, WI 53214	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 



ADDITIONAL REMARKS SCHEDULE

PRODUCER MCGRIFF, SEIBELS & WILLIAMS, INC.		INSURED Fireworks Over America of Indiana Inc.	
POLICY NUMBER			
CARRIER	NAIC CODE	ISSUE DATE: 05/08/2014	

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,

FORM NUMBER: _____ **FORM TITLE:** _____

This Endorsement Changes The Policy. Please Read It Carefully.

Non-Owned Stand Limitation

Insurance Company: Admiral Insurance Company

NAMED INSURED: Ingram Enterprises, Inc. dba: Fireworks Over America

NON-OWNED FIREWORKS STANDS LIMITATION

Item 4. is added to section II - WHO IS AN INSURED as follows:

1. Any person or organization who holds a certificate of insurance for "non-owned stands" through an agreement with you, but only for liability with respects to "bodily injury", "property damage", "personal injury", or advertising injury".

However:

a. Coverage provided under this paragraph is limited to those certificate holders who obtain a certificate of insurance prior to the "occurrence" or offense, and whose certificate of insurance is on file with us; and

b. Coverage provided under this paragraph is limited to the designated "non-owned stand" and for the time period specified in the certificate of insurance.

As used in this endorsement, "non-owned stands" means any premises, site or location which is owned, or occupied by, or rented or loaned to a certificate holder, including any temporary structures, used for the retail sale or the Named Insured's pyrotechnic products.