



Policy SEC-05

FIREWORKS

10 REFERENCE(S)

- CC&R Article IV, Section 4.24, 4.28 and Article X.
- Thurston County Development Services Fireworks Display Requirements
- Revised Code of Washington RCW 70.77
- Board Motion 2006-090.

2.0 PURPOSE

The CC&R's do not speak specifically to the use of fireworks within the property limits of Indian Summer. The Board wishes to align the policies of the Association to those called out in the Revised Code of Washington and to meet the requirements of the Thurston County permit process.

“Consumer Fireworks” is defined as any small firework device designed to produce visible effects by combustion and which must comply with the construction, chemical composition and labeling regulations of the U. S. consumer product safety commission, as set forth in 16 C.F.R. Parts 1500 and 1507 and including some small devices designated to produce audible effects, such as whistling devices, ground devices containing 50 mg or less of explosive materials, and aerial devices containing 130 mg or less of explosive materials and classified as fireworks UN0336 by the U. S. Dept of Transportation at 49 C.F.R. Sec. 172.101, not including fused setpieces containing components which together exceed 50 mg of salute powder.

30 POLICY

- 31** No fireworks will be discharged within the Indian Summer property boundaries unless an owner has first obtained a Fireworks Permit issued by the Thurston County Fire Marshal's Office.¹
- 32** Fireworks displays must comply with Revised Code of Washington restrictions on dates and times.²
- 33** Owners are to use caution while enjoying their fireworks display and consideration for the rest of the community in choosing dates and times of display. Owners are to honor the CC&R's requirement to not create a nuisance on the property so as to be detrimental or offensive to any other part of the Property or its occupants.



34 State and county requirements may change from time to time and owners must comply with all current rules and laws.

¹ *Thurston County Development Services Fireworks Display Requirements:*

The following are current application requirements of Thurston County to issue a permit.

1. A completed application form
2. Certificate of Insurance listing a minimum of \$1,000,000 of liability coverage for personal injury, for each occurrence, and the aggregate amount.
3. Diagram of the devices (kind, placement, size and range) and location of discharge site, including any road closures, with a list of items to be shot.
4. Documentation of operator's qualifications
5. Must be 21 years of age
6. Copy of license/certification
7. Copy of Washington State License.
8. Payment to Thurston County Development Services due at the time of application
9. Permit must be signed before display commences.
10. Compliance with Thurston County Fire & Safety Requirements:
11. Operator ensures sufficient number of assistants are on hand for safe conduct of display.
12. No smoking allowed within 50 feet when fireworks are present.
13. Minimum of two 4A-80BC fire extinguishers are available within the discharge site.
14. Display postponed if Fire Marshal or Operator determines that high winds or weather conditions pose a significant danger.
15. No fireworks displays are allowed in winds exceeding 20 m.p.h.
16. No fireworks displays commence without approval from the Fire Marshal upon onsite inspection.
17. Fireworks display is in compliance with NFPA 2000, 2002 edition.

² *On August 18, 2006, we understand the Revised Code of Washington provided as follows:*
Revised Code of Washington 70.77 – The following defines the days and hours.

“May be discharged daily between the hours of twelve noon and eleven o'clock p.m. on the 28th of June and between the hours of nine o'clock a.m. and eleven o'clock p.m. on the twenty-ninth of June to the third of July, and on July 4th between the hours of nine o'clock a.m. and twelve o'clock midnight, and between the hours of nine o'clock a.m. and eleven o'clock p.m. on July 5th, and from six o'clock p.m. on December 31st until one o'clock a.m. on January 1st of the subsequent year.”

4.0 RESPONSIBILITY FOR POLICY

The Board or its delegate is responsible for enforcing, maintaining and keeping this policy current and to obtain Board approval of changes, as necessary.

5.0 EFFECTIVE DATE AND RECORD OF AMENDMENTS

08/18/2006, Original Policy 2006-015 per Board Motion 2006-090.

03/19/2015, Reformatted and renumbered policy to SEC-06 (per new policy ADM-01, Policy Numbering and Format), Board Motion 2015-011.

05/18/20, Amended Policy by Board Motion 2020-038, renumbering.