

CITY OF SAN ANTONIO

SAN ANTONIO FIRE DEPARTMENT

INTERDEPARTMENTAL CORRESPONDENCE SHEET

TO: CITY COUNCIL
FROM: ROBERT OJEDA, FIRE CHIEF
THROUGH: TERRY M. BRECHTEL, CITY MANAGER
COPIES: J. ROLANDO BONO, DEPUTY CITY MANAGER
**SUBJECT: FIREWORKS DISPLAY FOR THE OPENING GAME OF
THE SAN ANTONIO SPURS**

DATE: OCTOBER 31, 2002

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes the San Antonio Fire Department to approve a fireworks display by Alpha-Lee Enterprises, Inc. for the opening game of the San Antonio Spurs.

Staff recommends approval of this ordinance.

BACKGROUND INFORMATION

On October 16, 2002, a request for a firework display was received on behalf of the San Antonio Spurs and Alpha-Lee Enterprises, Inc. They are requesting an ordinance for permission to hold the fireworks display in an open area across from Freeman Coliseum for the San Antonio Spurs opening game. The fireworks display will be held at approximately 6:00 PM on Friday, November 1, 2002 with no rain date.

Michael W. McIntosh, President of Alpha-Lee Enterprises, Inc., obtained and filed all display permits and insurance requirements with the Fire Marshal's office, located at 115 Auditorium Circle.

Security requirements and precautions are included as conditions to display.

POLICY ANALYSIS

This Fire Department has recommended approval of fireworks permits for functions such as this when public safety can be assured.

**Spurs Fireworks
Display**

FISCAL DATA:

A total fee of \$ 360.50 for the event has been paid for this display permit.

COORDINATION:

This item has been coordinated with the Fire Chief, Fire Marshal and Development Services Department and all involved offices concurred with this recommendation.

SUPPLEMENTAL COMMENTS:

The ethics disclosure is not required.

RECOMMENDATION:

Approval



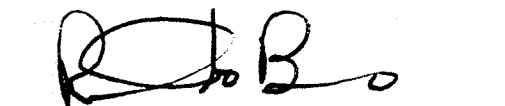
**ROBERT OJEDA
FIRE CHIEF**



**FLORENCIO PENA
DIRECTOR OF
DEVELOPMENT SERVICES**



**TERRY M. BRECHTEL
CITY MANAGER**



**J. ROLANDO BONO
DEPUTY CITY MANAGER**

Texas Department of Insurance
State Fire Marshal's Office
Application for Class B Fireworks (Fireworks 1.3G) Singular or Multiple Display Permit
Site Inspection Certification

1. Name of applicant Alpha Lee Enterprises, Inc. FAX (281)996-1957
Address 4111 FM 2351 Telephone (281) 996-1941
City Friendswood State Texas Zip code 77546
2. Date of display 11-01-02 Time 6:00PM
Alternate date of display None Time _____
3. Location and/or alternate location for the display Freeman Coliseum San Antonio,
Texas. SPURS OPENING GAME
4. As the fire prevention officer, I approve of the display site. (X) Yes () No
5. I approve of the location and manner for storage of display fireworks before and during the display. (X) Yes () No
6. I approve of the potential landing area for fireworks debris. (X) Yes () No
7. The display is to be conducted in compliance with Sections 34.826 and 34.827 of the Fireworks Rules. (X) Yes () No
8. My approval is subject to the following conditions.
List conditions, if applicable, or indicate "None" (1) Pyrotechnician will wait 30
minutes after last shot to check for hung rounds. (2) Largest shell 4"
9. As the appropriate fire prevention officer, I have inspected the display site(s) to determine whether this proposed display is of a nature or in a location that may be hazardous to property or dangerous to any person. This form is my notice to the state fire marshal of the results of the inspection as required in Sec. 2154.206, Chapter 2154 Occupations Code.

Signature of fire prevention officer Chief Abel Flores Date 10/16/02

Printed name of fire prevention officer Abel Flores Title FIRE MARSHAL

Department City of San Antonio Fire Department Telephone number 210/207/8410

Telephone No. (512) 305-7932
Fax No. (512) 305-7922
Web Site Address www.tdi.state.tx.us

RECEIVED
2002 OCT 16 P 2:45
SAN ANTONIO FIRE DEPT
FIRE MARSHAL'S OFFICE

FIRE MARSHAL'S OFFICE

CITY OF SAN ANTONIO

REQUEST FOR FIREWORKS DISPLAY

THIS APPLICATION MUST BE COMPLETED IN DETAIL AND FILED AS FOLLOWS:

1. If the public display is to be conducted in the City of San Antonio, Texas or the first 5000 feet Extra Territorial Jurisdiction area, the application must be filed with the Chief or the Fire Department of the Chief Fire Prevention Office of the city.

NOTE: The law requires that such application must be filed at least 10 days in advance of the date of the public display; however, inasmuch as the officer to whom the application for permit is made make an investigation as to whether or not the display will be hazardous to property or dangerous to any person before the permit can be granted, the application should be filed well in advance of the proposed date of the display so that the officer will have sufficient time to make the investigation and have sufficient time to process the application and issue the permits.

Display must be conducted in accordance with all local regulations and in accordance with City of San Antonio Ordinance No. 53446.

A \$360.50 FEE FOR EACH SEPARATE DISPLAY MUST ACCOMPANY THIS APPLICATION. CHECK OR MONEY ORDER TO BE MADE OUT TO THE CITY OF SAN ANTONIO.

TO BE COMPLETED BY APPLICANT:

1. Name of person, firm, co-partnership, corporation or association making application:

ALPHA-LEE ENTERPRISES, INC. 281/996/1941
4111 FM 2351 281/996/1957 FAX
FRIENDSWOOD, TEXAS 77546-2402

If applicant is a person, is applicant and adult? Yes

If applicant is a firm, co-partnership, corporation or association, give name of person making the application on behalf of the firm, co-partnership, corporation or association.

MICHAEL MCINTOSH
APLHA-LEE ENTERPRISES, INC.
4111 FM 2351
FRIENDSWOOD, TEXAS 77546-2402

2. Does applicant have three (3) or more employees? Yes
If applicant has less than three (3) employees, has applicant ever carried Worker's Compensation Insurance? Yes

3. Types of fireworks to be used and from whom fireworks will be bought (detailed list) :
From whom purchased:

ALPHA-LEE ENTERPRISES, INC.
4111 FM 2351
FRIENDSWOOD, TEXAS 77546-2402

Detailed list of fireworks to be used (attached list) :

350 - 3", 180 - 4" Fireworks 1.3G

4. Information concerning the person who will handle or supervise the display:

Stewart Bowles FPO-0555
4111 FM 2351, Friendswood, Texas 77546


If such person or his employer has been issued a general license for public display of fireworks, list the number of such license and date issued. Number None

5. Date and time display to be held: November 1, 2002 approximately 6:00PM
Rain date: None

6. Location of the display (Attach diagram showing area in which fireworks will be denoted, 600' between ignition point and a school, 200' between ignition point and a highway, railroad or building other than a school. 50' between the ignition point and an overhead obstruction. Restrain spectators with barriers or security at least 70' per inch of largest shell used.

7. Is the \$360.50 permit fee and the surety bond or certificate of insurance enclosed with application? Yes \$360.50 Yes Certificate

8. Return To: FIRE MARSHAL'S OFFICE
CITY OF SAN ANTONIO
115 AUDITORIUM CIRCLE 2nd FLOOR
SAN ANTONIO, TEXAS 78205
210/207/8410


Michael McIntosh, President
SIGNATURE

East Houston Street

Parking
Lot

Fenced Area

Firing
Site

Minimum 280' radius
secured around
firing site.

Security provided by
fence and security
personnel.

Freeman
Coliseum

SBC
Center

Spectator
Area

Coliseum Road

Texas Department of Insurance
State Fire Marshal's Office
Application for Class B Fireworks (Fireworks 1.3G) Public Display
Singular or Multiple Display Permit

This application must be accompanied by the appropriate fee and all documents and information required by Chapter 2154 of the Texas Occupations Code and the Fireworks Rules.

Complete answers must be given to all questions. Please print or type.

A public fireworks display permit or license may not be issued to any person who is under 21 years of age.

Any fraudulent representation on this application shall be cause for denial, suspension, or revocation of a permit or license.

1. Type of Permit Fee enclosed
- ☒ Singular Display Permit ☒ \$ 50.00
- ☐ Multiple Display Permit ☐ \$ 400.00
2. Name of applicant Alpha Lee Enterprises, Inc.
- Address 4111 FM 2351 Telephone (281) 996-1941 Fax (281) 996-1957
- City Friendswood State Texas Zip code 77546
3. Applicant doing business as
- ☐ Individual. Is the Individual 21 years of age or older? ☐ Yes ☐ No
- ☐ Partnership. Is each partner 21 years of age or older? ☐ Yes ☐ No
- ☒ Corporation ☐ Other -- describe _____
4. Display information:
- Date of display 11-01-02 Time 6:00PM
- Alternate date of display None Time _____
5. Location and/or alternate location for display Freeman Coliseum San Antonio,
- Texas.
6. Pyrotechnic operator licensed in Texas who will supervise the display:
- Name Stewart Bowles License number FPO-0555

7. Size and number of fireworks to be discharged 350-3", 180-4"
Fireworks 1.3G
8. Manner and place of storage of fireworks prior to and during the display _____
Fireworks to remain in truck until shortly before loading time.
9. Manufacture or distributor licensed in Texas who is to supply the fireworks:
Name Alpha Lee Enterprises, Inc. License number FWD - 0001
10. In applying for a fireworks license or permit, I certify that I am familiar with and will comply with Chapter 2154 of the Texas Occupations Code and the Fireworks Rules. I hereby authorize the state fire marshal or any of his duly authorized deputies, upon notice, to enter, examine, and inspect any premises, building, room, or establishment used in connection with the permit or license for which I am applying to determine compliance with the provisions of Chapter 2154 and the Fireworks Rules.

Printed name Michael McIntosh Title President

Signature Michael M. McIntosh Date 10-09-02

Printed name _____ Title _____

Signature _____ Date _____

An application must be signed by the individual applicant or, for a firm, by the sole proprietor, by each partner of a partnership, or by an officer of a corporation or association.

An application submitted by a governmental entity must be signed by the appropriate officer. For example, a city's application should be signed by the mayor, city manager, city administrator, city secretary, etc.

Check or money order for the fee should be made payable to the Texas Department of Insurance and mailed with this complete application and current valid documents to:

State Fire Marshal's Office
Mail Code 9999
P. O. Box 149221
Austin, Texas 78714-9221
(512) 305-7932 Fax (512) 305-7922

ACORD CERTIFICATE OF LIABILITY INSURANCEDATE (MM/DD/YY)
10/9/02

PRODUCER

Britton-Gallagher & Assoc.

440-248-4711

6240 SOM Center Rd.
Cleveland, OH 44139-2985

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

COMPANY
A

New Hampshire Insurance Co.

COMPANY
B

Granite State Insurance Co.

COMPANY
C

Lexington Insurance Company

COMPANY
D

Texas Work Comp Fund

INSURED

Alpha-Lee Enterprises, Inc.
4111 FM 2351
Friendswood TX 77546

COVERAGES

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.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT	01LX73091740	3/15/02	3/15/03	GENERAL AGGREGATE \$ 2000000 PRODUCTS - COMP/OP AGG \$ 2000000 PERSONAL & ADV INJURY \$ 1000000 EACH OCCURRENCE \$ 1000000 FIRE DAMAGE (Any one fire) \$ 50000 MED EXP (Any one person) \$
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	BIND145601	3/15/02	3/15/03	COMBINED SINGLE LIMIT \$ 1000000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: \$ EACH ACCIDENT \$ AGGREGATE \$
C	EXCESS LIABILITY <input checked="" type="checkbox"/> UMBRELLA FORM <input type="checkbox"/> OTHER THAN UMBRELLA FORM	5642249	3/15/02	3/15/03	EACH OCCURRENCE \$ 4000000 AGGREGATE \$ 4000000
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY THE PROPRIETOR/PARTNERS/EXECUTIVE OFFICERS ARE: <input type="checkbox"/> INCL <input type="checkbox"/> EXCL	0001087181	3/15/02	3/15/03	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTH-ER EL EACH ACCIDENT \$ 1000000 EL DISEASE - POLICY LIMIT \$ 1000000 EL DISEASE - EA EMPLOYEE \$ 1000000
	OTHER				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

"Fireworks Displays" November 1, 2002

Location: Freeman Coliseum
San Antonio, Texas

CERTIFICATE HOLDER/Additional Insured

CANCELLATION

City of San Antonio, S.A.L.E.
San Antonio Spurs, SBC Center
115 Auditorium Circle 2nd Floor
San Antonio, Texas 78205

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

CITY OF SAN ANTONIO FIRE DEPARTMENT
PERMIT FORM

PERMIT TYPE: PFW - FIREWORKS
PERMIT NBR: 0201912

APPLICATION DATE: 10/16/02
EFFECTIVE DATE: 11/01/02
EXPIRATION DATE: _ _ _

ADDRESS: 00211 COLISEUM DR
COMPLEX: SPORTS COMPLEX
DBA: SBC SPURS ARENA

BLDG SPACE

PHONE:

CONTRACTOR: ALPHA-LEE ENTERPRISES, IN PHONE:
CONTRACTOR ADDRESS: 281-996-1941

NOTES: "SPURS OPENNING GAME"

BY VIRTUE OF THE PROVISIONS OF THE ADOPTED 1997 UNIFORM FIRE
CODE, SECTION 105 AS AMENDED AND CITY ORDINANCE 90490, THE
ABOVE NAMED APPLICANT, AT THE ABOVE NAMED LOCATION IS HEREBY
GRANTED THIS PERMIT FOR A(N):

FIREWORKS DISPLAY

THIS PERMIT MUST BE KEPT POSTED ON THE PREMISES AT ALL
TIMES. IT IS ISSUED ON THE CONDITION THAT ALL APPLICABLE
REGULATIONS SHALL BE COMPLIED WITH.

THIS PERMIT IS SUBJECT TO REVOCATION FOR ANY APPLICABLE FIRE
CODE VIOLATION(S) AND DOES NOT TAKE THE PLACE OF ANY LICENSE
REQUIRED BY LAW AND IS NOT TRANSFERABLE.
THIS PERMIT SHALL BE PRESUMED TO CONTAIN THE PROVISIO THAT
THE APPLICANT, HIS AGENTS AND EMPLOYEES SHALL CARRY OUT
THE PROPOSED ACTIVITY IN COMPLIANCE WITH ALL OF THE
REQUIREMENTS OF THE CITY CODE OF SAN ANTONIO, AND ANY OTHER
LAWS AND REGULATIONS APPLICABLE THERETO, WHETHER SPECIFIED
OR NOT, AND IN COMPLETE ACCORDANCE WITH THE APPROVED PLANS
AND SPECIFICATIONS.

APPROVED BY: _____ DATE: _____

FIRE PREVENTION DIVISION
115 AUDITORIUM CIRCLE
SAN ANTONIO, TEXAS 78205
PHONE 207-8410
FAX 207-7949