

Deputy Clerk

# **Pima County Clerk of the Board**

### Melissa Manriquez

Administration Division
33 N. Stone Avenue, Suite 100
Tucson, AZ 85701
Phone: (520)724-8449 • Fax: (520) 222-0448

Management of Information & Records Division 1640 East Benson Highway Tucson, Arizona 85714 Phone: (520) 351-8454 • Fax: (520) 791-6666

August 23, 2024

Erin Kallish Caterpillar, Inc. 5000 W. Caterpillar Trail Green Valley, AZ 85614

RE:

Fireworks Display

Applicant:

Caterpillar, Inc.

Date:

September 26, 2024 at 8:30 p.m.

Location:

5000 W. Caterpillar Trail

Dear Ms. Kallish:

Notice is hereby given that the above-referenced application for a fireworks permit is scheduled to be heard before the Pima County Board of Supervisors on Tuesday, September 17, 2024, at approximately 9:00 a.m. or thereafter, to be held at the following location:

Pima County Administration Building Board of Supervisors Hearing Room 130 W. Congress, 1st Floor Tucson, AZ 85701

If you have any questions pertaining to this matter, please contact this office at (520)724-8449.

Sincerely,

Melissa Manriquez
Clerk of the Board

c: Sheriff's Department-Explosives Division Fireworks Productions of Arizona



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#### PIMA COUNTY APPLICATION FOR FIREWORKS DISPLAY INSPECTION/PERMIT

Persons applying for a fireworks display permit in Pima County are required to undergo a display site inspection conducted by the Pima Regional Bomb Squad. This inspection is used to make a recommendation to the Board of Supervisors regarding the approval or denial of your permit. Inspectors will be checking for compliance with Pima County Code 9.04 and the National Fire Protection Association Code 1123: Code for Fireworks Display. The local fire district and or the state fire marshal may conduct an independent inspection which has the authority to override permit approval.

NOTE: The Display Operator and Site Manager should be selected as individuals with authority to supervise the event. These parties must be willing to accept civil/criminal responsibility for assuring compliance with provisions and safety regarding this display. A violation of Pima County Code 9.04 is a class 3 misdemeanor.

Caterpillar Inc.

ORGANIZATION/APPLICANT:	Caterpillar inc				
MAILING ADDRESS:	5000 W Caterpillar Tr, Green Valley AZ 85614				
LOCATION/ADDRESS OF DISPLAY:	5000 W Caterpillar Tr, Green Valley AZ 85614				
SITE MANAGER:	Erin Kallish				
CONTACT INFO: Email:	kallish_erin_m@cat.com	Phone #: 520-648-4910			
DATE AND TIME OF DISPLAY:	Sept. 26 @ 8:30pm				
ALTERNATE DISPLAY DATE(s)/TIME*	none				
*(Alternate display date(s) must be within 7	days of the date selected above)				
PRODUCTION COMPANY:	Fireworks Productions of Arizona				
DISPLAY OPERATOR:	Ron Fuchs				
CONTACT INFO: Email: jr@firewo	orksaz.com	Phone #:			
Submit this completed application to		<b>Soard</b> with the following:			
☐ Pima County Permit for Fire information	-	J			
☐ Written shot sheet including di	splay list and mortar diameters				
☐ Site plan diagram including dimensions of display, location of discharge site, spectator area, parking area, fall-out area and associated distances per NFPA 1123 5.1.2.2.					
☐ Evidence that all persons participating in the display have received training as required under NFPA 1123 8.1.3.3					
☐ Evidence of insurance/bonding (Alternative display date(s) requested above must be listed on the Certificate of Liability Insurance.)					

A Pima Regional Bomb Squad representative will contact you to schedule a site inspection.



**ORGANIZATION:** 

## PIMA COUNTY PERMIT FOR FIREWORKS DISPLAY

Caterpillar Inc

ADDRESS:	5000 W Caterpillar Tr, Green Valley AZ 85614
LOCATION OF DISPLAY:	5000 W Caterpillar Tr, Green Valley AZ 85614
DATE AND TIME OF DISPLAY:	Sept. 26 @ 8:30pm
PRODUCTION COMPANY:	Fireworks Productions of Arizona
conducted a site inspection and Display. Conformance to the parties of the partie	9.04.050, the Pima County Sheriff's Department has recommends approval of the Permit for Fireworks provisions on the attached <i>Pima County Fireworks</i> Pima County Sheriff
the location, date and time specifi	rvisors approves the Permit for Fireworks Display for ied above. In the event a fire emergency is declared, t forth in that declaration is required, 20
	Chair, Pima County Board of Supervisors
ATTEST	
CLERK OF THE BOARD	

This permit is not transferable or assignable, must have the executed *Pima County Fireworks Inspection Form* attached and must be available for inspection prior to, during and after the fireworks display.



# PIMA REGIONAL BOMB SQUAD

Pima County Sheriff's Department 1750 E Benson Highway, Tucson, AZ 85714 "Leadership Through Teamwork"

#### PIMA COUNTY FIREWORKS INSPECTION FORM

This inspection is being conducted pursuant to i\*ima County Code (PCC) 09.04.050. Its purpose is to assure compliance with NFPA 1123 and PCC 09.04.080. No permit will be recommended for approval unless the display meets the requirements of both standards; a person violating these provisions is guilty of a class three misdemeanor. The "Site Representative" and "Operator's Representative" signing this document assume criminal and civil responsibility for compliance with these provisions.

YES	МО	DATE OF INSPECTION: 8 /19 / Z / Launch site is more than (200') two hundred feet from the nearest permanent building, public highway, railroad, of other means of travel. Building is defined as a facility intended for occupancy or inhabitation. (09.04.080)
B		Site plan submitted to inspecting authority (NFPA 1123 5.1.2.1)
K		Site Plan includes dimensions of display, location of discharge site, spectator area, parking area, fall-out area, and associated distances (Attach Site Plan) (NFPA 1123 5.1.2.2)
<b>Z</b>		Minimum radius of display site equals 70 feet per inch shell diameter (NFPA 1123 5.1.3.1)
72		Distance exemption required Reason: (NFPA 1123 5.1.4.6)
B	П	Launch site is more than (50') fifty feet from the nearest above ground telephone or telegraph line, tree or other overhead obstruction, or one hundred feet from a high-tension wire (09.04.080)
P		Launch site is more than five hundred feet from a school, theater, church, haspital, or similar institution (09,04.080)
Ø		Spectator site is more than (200') two hundred feet from the point at which the fireworks are to be discharged (09.04.080)
A		Only authorized persons and those in actual charge of the display shall be allowed inside these lines or barriers during the unloading, preparation, firing and clean-up period of fireworks (09.04.080)
6		Mortar rack set to be designed at as near vertical as possible (09.04.080)
X		Fireworks display will be stopped during any storm or wind in which the wind reaches a velocity of more than ten miles per hour (09.04.080)
<b>A</b>		All fireworks, articles and items at places of display shall be stored in a manner and in a place secure from tire, accidental discharge, and theft or other potential hazards, and in a manner approved by the governmental agency having jurisdiction. Storage method:
B		Any fireworks that remain unfired after the display is concluded shall be immediately disposed of or removed in a manner safe for the particular type of fireworks (09.04.080)
R		Debris from the discharged fireworks will be properly disposed of by the operator before operator leaves the premises (09.04,080)
75		Upon conclusion of the display the operator shall make a complete and thorough search for any unfined fireworks or pieces which have failed to fire or function and shall dispose of them in a safe manner and contact the bomb squad for assistance if necessary (09.04.080)
YS.		Fire department scheduled for standby. Fire agency and POC: CITY OF PHOON (NFPA 1123 8.1.1)
D.		Evidence of all site crew meeting NFPA training requirements provided (NFPA 1123 8.1.3.3)
X		Display site meets crowd control requirements including the use of ropes, boundary lines and/or spotters (NFPA 1123 8.1.2)
B		Operator will conduct display in compliance with the provisions set forth in NFPA 1123 and Pima County Code 9.04
	∆ <b>∠</b>	Notification was made to all neighbors within 1,000 feet on (Date). How was notification made?
<b>D</b>		Permit approved by Sherliff's Department (09.04.050)
		MICO P Ronf Enche
inspac	for	Site Representative Operator's Representative



MERCHANTS BONDING COMPANY (MUTUAL) P.O. BOX 14498, DES MOINES, IA S0306-3498 PHONE: (800) 678-8171 FAX: (515) 243-3854

# FIREWORKS DISPLAY BOND

	. Bond I	No. <u>AZ 423905</u>
KNOW ALL PERSONS BY THESE PRESENTS,	that we	
Fireworks Productions of Arizona LTD		
as Principal, and MERCHANTS BONDING organized under the laws of the Stalicensed to do business in the Statbound unto Pima County	te of Iowa, and duly auth	orized and
in the sum of One Thousand Dollars		State of Arizona
lawful money of the United States, truly to be made, the Principal and of their heirs, executors, administ and severally, firmly by these pres	rators, successors and as ents.	um, well and
WHEREAS the above bounden Principal	Fireworks Productions of Arizona LTD	
desires to have a permit for Firework display it is necessary for said $\overline{ ext{Fir}}$	orks Display and in order eworks Productions of Arizona LTD	to have such
to execute a surety bond in the amou		
Dollars (\$ \$1,000.00 ) conditioned be caused to persons or property by provided in Chapter 46, Arizona Legi	reason of the permitted dislative Session Laws of 1	isplay as 941.
well and truly observe, carry out, p terms and provisions of the Ordi: Pima	nances of the Board of	Supervisors of
conditioned for the payment of all opproperty by reason of the permitt Arizona Legislative Session Laws  May 7,2024 to 12:01 A.M.  obligation to be void, and of no eff	damages which may be caused display as provided of 1941, for a period for May 7.2025	in Chantan 10
SIGNED, sealed and dated this 21st	day ofFebruary	, 2024
Firewoo Princ	rks Productions of Arizona LTD	
By Atter	HANNS BONDING COMPANY (MUTU THE DIGINAL MUTU TREY-in-fact Hori Bogart	AL)

LP 0265 AZ (2/15)



Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations of the State of Iowa, d/b/a Merchants National Indemnity Company (in California only) (herein collectively called the "Companies") do hereby make, constitute and appoint, individually,

#### Lori Bogart

their true and lawful Attorney(s)-in-Fact, to sign its name as surety(ies) and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

This Power-of-Attorney is granted and is signed and sealed by facsimile under and by authority of the following By-Laws adopted by the Board of Directors of Merchants Bonding Company (Mutual) on April 23, 2011 and amended August 14, 2015 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 16, 2015.

"The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof."

"The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed.

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and aut hority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner-Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation. In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 21st day of February , 2024 .

MERCHANTS BONDING COMPANY (MUTUAL) MERCHANTS NATIONAL BONDING, INC. d/b/a MERCHANTS NATIONAL INDEMNITY COMPANY

Bv

STATE OF IOWA

COUNTY OF DALLAS ss.

On this 21st day of February , 2024 , before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument are the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.



#### Penni Miller

Commission Number 787952 My Commission Expires January 20, 2027

> (Expiration of notary's commission does not invalidate this instrument)

I, William Warner, Jr., Secretary of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL CONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said Companies, which is still in full force and effect and has not been amended or revoked.

in Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 21st day of

February , 2024 .

Wotary Publi

William Harrer G

POA 0018 (1/24)



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 8/1/2024

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, certificate holder in lieu of such endors				ndorse	ment. A stat	ement on th	is certificate does not c	onfer ri	ghts to the
PRODUCER				CONTA NAME:	СТ	<del></del>			
Acrisure, LLC dba Britton Gallagher &	Ass	ociate	es	NAME: PHONE (A/C, No, Ext): 216-658-7100  (A/C, No, Ext): 216-658-7101					
3737 Park East Dr. STE 204 Beachwood OH 44122				I E-MAIL					
B0001W000 011 44122				ADDICE	*	URER(S) AFFOR	RDING COVERAGE		NAIC #
			INSURER A : Everest Indemnity Insurance Co.					10851	
INSURED	~~~			1	Rв: Axis Spe				15610
FPA, Ltd, DBA: Fireworks Productions	of A	rizor	na				ince Company		16044
17034 S 54th St   Chandler AZ 85226					RD: AZ Assic				100-7-7
Chandler AZ 65220				INSURER E :					
				INSURE			· · · · · · · · · · · · · · · · · · ·		
COVERAGES CER	TIFIC	CATE	E NUMBER: 454928360	Intoons			REVISION NUMBER:		
THIS IS TO CERTIFY THAT THE POLICIES INDICATED. NOTWITHSTANDING ANY RE CERTIFICATE MAY BE ISSUED OR MAY EXCLUSIONS AND CONDITIONS OF SUCH	QUIF PERT POLI	REME	NT, TERM OR CONDITION THE INSURANCE AFFORDI LIMITS SHOWN MAY HAVE	OF AN' ED BY	Y CONTRACT THE POLICIES REDUCED BY I	OR OTHER I S DESCRIBEI PAID CLAIMS	DOCUMENT WITH RESPECT TO THEREIN IS SUBJECT TO T	CT TO V	WHICH THIS
LTR TYPE OF INSURANCE	INSR	WVD	POLICY NUMBER		POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMIT	s	
A GENERAL LIABILITY	Y	Y	SI8GL02238-231		10/9/2023	10/9/2024	EACH OCCURRENCE DAMAGE TO RENTED	\$ 1,000,0	100
X COMMERCIAL GENERAL LIABILITY							PREMISES (Ea occurrence)	\$ 500,000	0
CLAIMS-MADE X OCCUR							MED EXP (Any one person)	\$	
							PERSONAL & ADV INJURY	\$ 1,000,0	45
							GENERAL AGGREGATE	\$ 2,000,0	
GEN'L AGGREGATE LIMIT APPLIES PER:							PRODUCTS - COMP/OP AGG	\$ 2,000,0	- Listeri -
POLICY X PRO- JECT LOC	Y	<del> </del>	0100400070 004		40/0/000	40/0/004	COMBINED SINGLE LIMIT	\$	la l
<del></del>	Y	Y	SI8CA00258-231		10/9/2023	10/9/2024	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,0	
X ANY AUTO ALL OWNED SCHEDULED							BODILY INJURY (Per person)	\$	1,
AUTOS AUTOS							BODILY INJURY (Per accident) PROPERTY DAMAGE	\$	<u> </u>
X HIRED AUTOS X NON-OWNED AUTOS							(Per accident)	\$	<u> </u>
		-						\$	up well
B UMBRELLA LIAB X OCCUR	Y	Y	P-001-000691697-02		10/9/2023	10/9/2024	EACH OCCURRENCE	\$ 4,000,0	000
X EXCESS LIAB CLAIMS-MADE							AGGREGATE	\$ 4,000,0	
DED RETENTION \$ D WORKERS COMPENSATION							V I MIC STATUL LOTH	\$	P
AND EMPLOYERS' LIABILITY Y/N			6JUB-6R08411-5-23(AZ)		10/9/2023	10/9/2024	X WC STATU- OTH- TORY LIMITS ER	<u></u>	(
ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?	N/A						E.L. EACH ACCIDENT	\$ 1,000,0	
(Mandatory in NH)							E.L. DISEASE - EA EMPLOYEE	\$ 1,000,0	)00
If yes, describe under DESCRIPTION OF OPERATIONS below			01051/01700 001		10/0/0000		E.L. DISEASE - POLICY LIMIT	\$ 1,000,0	
A 2nd Excess			SI8EX01790-231		10/9/2023	10/9/2024	Each Occurrence Aggregate	5,000,0 5,000,0	100 100
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required) Additional Insured extension of coverage is provided by above referenced General Liability and Auto Liability polcies where required by written agreement. Date of Display: September 26-28, 2024 Location of Display: Tinaja Hills; Green Valley, AZ. Additional Insured(s): State of Arizona; Pima County; Tinaja Hills Training Center; Caterpillar, Inc.; Green Valley Fire Department.									
CERTIFICATE HOLDER				CANO	CELLATION				###
Caterpillar, Inc. 5000 W. Caterpillar Trail Green Valley AZ 85614				SHO THE ACO	OULD ANY OF T	I DATE THE	ESCRIBED POLICIES BE CA EREOF, NOTICE WILL E CY PROVISIONS.		



# City of Phoenix Fire Department

# **FIRE PERMIT**

To find out about Phoenix construction code adoption news and to research your permits or projects, please visit http://www.phoenix.gov/PDD

150 South 12th Street Phoenix, Arizona 85034 General Information (602)262-6771

POST THIS PERMIT ON JOB SITE

Permit # F702 2113751 Permit Description RON J. FUCHS, OU	Issue Date 17-DEC-2021	Expires 16-DEC-2024
	2TH ST	
Address NOT FOUND	2111-01	Zoning
Description/Scope of Work:	FIREWORKS/PYRO NEW CERT O	F FITNESS CARD
PERMIT TO CONDUCT FIREWORKS SHOWS IN THE CIT	TY OF PHOENIX:	
OUTDOOR & THEATRICAL FIREWORKS CARD HOLDE Ron J. Fuchs	R:	
EMPLOYED BY: Fireworks Productions of Arizona 17034 S. 54 Street Chandler, AZ 85226 480 948-0090 / jr@fireworksaz.com		
THIS PERMIT IS NOT TRANSFERABLE		<b>.</b> 5
		[14 
		11 []] **********************************
		### ##################################
		<u>.</u> C
Valuation: \$0		
Owner Information		Certificate of
Name		Occupancy Type: COFC
Address		Особраноў Туро.
Contractor Information	Туре	Contact Phone
Name FIREWORKS PRODUCTION OF ARI		Exp
Address 17034 S 54TH ST	City/St/Zip CHANDLER AZ 85226	Phone 480-948-0090
	Permit Issued By	APA Entered By APA
Instructions and Comments	,	·
Inspections Required: EIRE OFN		
Inspections Required: FIRE-GEN		





# EXHIBIT A Caterpillar Inc.

Tinaja Hills

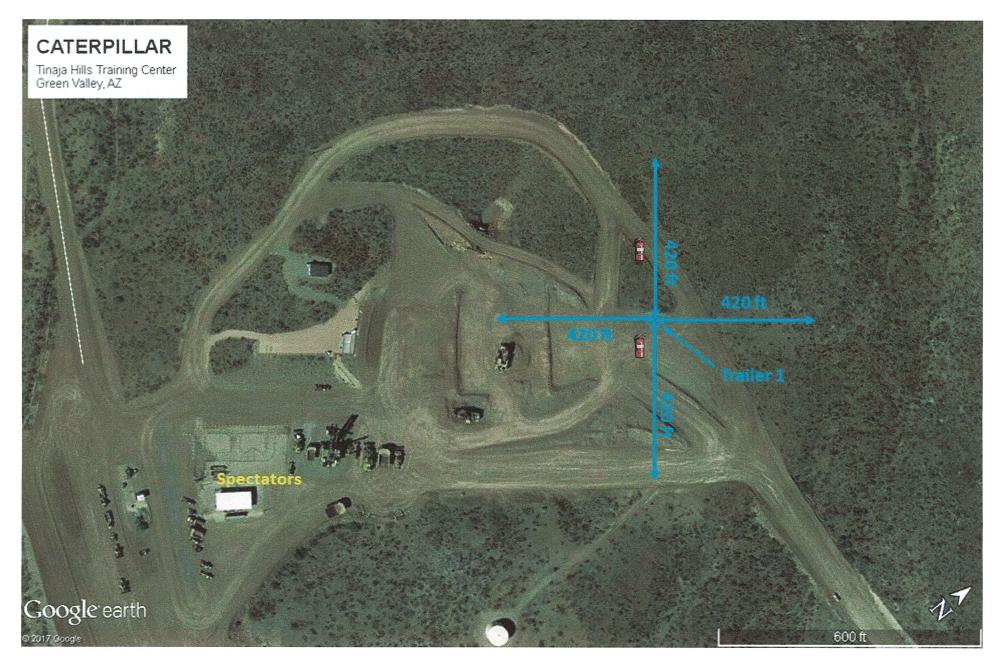
Thursday, Sept. 26, 2024 Friday, Sept. 27, 2024



1.4 Close Proximity Pyro

# Close Proximity Pyro per Night:

- 1 10 Gallon Gas Mortar
- 3 Concussions
- 5 100mm Mortar Hits



Site Map Maximum Shell Size: **6" Shells**Fireworks Productions of Arizona 480-948-0090 info@fireworksaz.com