

Katrina Martinez 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

June 2, 2023

John Lashley Tucson Speedway 11955 S. Harrison Road Tucson, AZ 85747

RE:

Fireworks Display

Applicant:

Tucson Speedway

Date:

July 1, 2023 at 9:00 p.m.

Location:

11955 S. Harrison Road

Dear Mr. Lashley:

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, June 20, 2023, 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



Deputy Clerk

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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.

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ORG	ANIZATION/APPLICANT:	Tucson Speedway				
MAILING ADDRESS:		11955 S Harrison Rd. Tucson AZ 85747				
LOCA	TION/ADDRESS OF DISPLAY:	same				
	MANAGER:	John Lashley				
C	ONTACT INFO: Email: john@tucs	sonspeedwayaz.com	Phone #: 520-850-2822			
	AND TIME OF DISPLAY:	July 1, 2023 @9-9:30pm				
ALTE	RNATE DISPLAY DATE(s)/TIME*	none				
	rnate display date(s) must be within 7	days of the date selected above)				
PROE	DUCTION COMPANY:	Fireworks Productions of Arizona				
DISPI	_AY OPERATOR:	Troy Finely				
C	ONTACT INFO: Email: tfinley@tu	csoncountryclub.com	Phone #: 520-991-0150			
Subm	it this completed application to	the Pima County Clerk of the E	Soard with the following:			
	Pima County Permit for Fire information	works Display form completed	with organization/display			
	Written shot sheet including dis	splay list and mortar diameters				
		mensions of display, location of a and associated distances per l				
	Evidence that all persons part under NFPA 1123 8.1.3.3	icipating in the display have rec	eived training as required			
	Evidence of insurance/bondin listed on the Certificate of Liab	g (Alternative display date(s) re	equested above must be			

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



ORGANIZATION:

LOCATION OF DISPLAY:

ADDRESS:

PIMA COUNTY PERMIT FOR FIREWORKS DISPLAY

11955 S Harrison Rd. Tucson AZ 85747

Tucson Speedway

same

DATE AND TIME OF DISPLAY:	July 1, 2023 @ 9-9:30pm
PRODUCTION COMPANY:	Fireworks Productions of Arizona
Pursuant to Pima County Code 9 conducted a site inspection and	9.04.050, the Pima County Sheriff's Department has recommends approval of the Permit for Fireworks provisions on the attached Pima County Fireworks
Inspection Form is required.	
	Angl
s	Pima County Sheriff
the location, date and time specific	visors approves the Permit for Fireworks Display for ed above. In the event a fire emergency is declared, forth in that declaration is required.
Dated thisday of	
	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.

Revised 28 OCT 2012



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 Pima 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	NO □	DATE OF INSPECTION: 6/1/23 Launch site is more than (200') two hundred feet from the nearest permanent building, public highway, railroad, or other means of travel. Building is defined as a facility intended for occupancy or inhabitation. (09.04,080)
9		Site plan submitted to inspecting authority (NFPA 1123 5.1.2.1)
Ø		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)
7		Minimum radius of display site equals 70 feet per inch shell diameter (NFPA 1123 5.1.3.1)
Æ		Distance exemption required Reason: WA (NFPA 1123 5.1.4.6)
		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)
#		Launch site is more than five hundred feet from a school, theater, church, hospital, or similar institution (09.04.080)
		Spectator site is more than (200') two hundred feet from the point at which the fireworks are to be discharged (09.04.080)
7		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)
P		Mortar rack set to be designed at as near vertical as possible (09.04.080)
A		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)
Ø		All fireworks, articles and items at places of display shall be stored in a manner and in a place secure from fire, accidental discharge, and theft or other potential hazards, and in a manner approved by the governmental agency having jurisdiction. Storage method:(09.04.080)
Ø		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)
Ø		Debris from the discharged fireworks will be properly disposed of by the operator before operator leaves the premises (09.04.080)
Ø		Upon conclusion of the display the operator shall make a complete and thorough search for any unfired 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)
Ø		Fire department scheduled for standby. Fire agency and POC: KURAL M E1/60 (NFPA 1123 8.1.1)
Ø		Evidence of all site crew meeting NFPA training requirements provided (NFPA 1123 8.1.3.3)
Ø		Display site meets crowd control requirements including the use of ropes, boundary lines and/or spotters (NFPA 1123 8.1.2)
Ø.		Operator will conduct display in compliance with the provisions set forth in NFPA 1123 and Pima County Code 9,04
v [']		Permit approved by Sheriff's Department(09.04.050)
Inspect		Site Representative Operator's Representative



MERCHANTS BONDING COMPANY (MUTUAL) P.O. BOX 14498, DES MOINES, IA 50306-3498 PHONE: (800) 678-8171 FAX: (515) 243-3854

FIREWORKS DISPLAY BOND

in the sum of One Thousand Dollars lawful money of the United States, to the payment of which sun, well and truly to be made, the Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents. WHEREAS the above bounden Principal Fireworks Productions of Arizona LTD desires to have a permit for Fireworks Display and in order to have such display it is necessary for said Fireworks Productions of Arzona LTD to execute a surety bond in the amount of Dollars (\$ \$1,000.00) conditioned for the payment of all damages which made accused to persons or property by reason of the permitted display as provided in Chapter 46, Arizona Legislative Session Laws of 191. NOW, THEREFORE, if the said Fireworks Productions of Arizona LTD well and truly observe, carry out, perform and comply with all requirements, terms and provisions of the Ordinances of the Board of Supervisors of Pima County, State of Arizona, conditioned for the payment of all damages which may be caused to persons or property by reason of the permitted display as provided in Chapter 46, Arizona Legislative Session Laws of 1941, for a period from 12:01 A.M. May 7, 2023 to 12:01 A.M. May 7, 2024 then this obligation to be void, and of no effect. STGNED, sealed and dated this 14th day of February 2023 MERCHANTS BONDING COMPANY (MUTUAL) By MERCHANTS BONDING COMPANY (MUTUAL) By MERCHANTS BONDING COMPANY (MUTUAL)	Fireworks Productions of Arizona LTD as Principal, and MERCHANTS BONDING COMPANY (MUTUAL), a corporation organized under the laws of the State of Iowa, and duly authorized and licensed to do business in the State of Arizona, as Surety, are firmly bound unto Pima County State of Arizona in the sum of One Thousand Dollars in the sum of One Thousand Dollars lawful money of the United States, to the payment of which sum, well and truly to be made, the Principal and Surety bind themselves, their and each of their heirs, executors, administrators, and severally, firmly by these presents. WHEREAS the above bounden Principal Fireworks Productions of Arizona LTD desires to have a permit for Fireworks Productions of Arizona LTD to execute a surety bond in the amount of One Thousand Dollars Dollars (\$ \$1,000.00) conditioned for the payment of all demages which may be caused to persons or property by reason of the permitted display as provided in Chapter 46, Arizona Legislative Session Laws of 1941. NOW, THEREFORE, if the said Fireworks Productions of Arizona LTD well and truly observe, carry out, perform and comply with all requirements, terms and provisions of the Ordinances of the Board of Supervisors of Pima conditioned for the payment of all damages which may be caused to persons or property by reason of the Permitted display as provided in Chapter 46, Arizona Legislative Session Laws of 1941, for a period from 12:01 A.M. May 7, 2023 to 12:01 A.M. May 7, 2024 then this obligation to be void, and of no effect. Fireworks Productions of Arizona LTD Principal Fireworks Productions of Arizona LTD Fireworks Productions of Arizona LTD Fireworks Productions of Arizona LTD Principal					
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MERCHANTS BONDING COMPANY (MUTUAL) By	MERCHANTS BONDING COMPANY (MUTUAL) By					
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By / Mi / Tryart	By / Mi Porgar	**				
By / Mi / Tryart	By / Mi Porgar		MERCHANTS DE	ONDING COMPA	NY (MUTUA	L)
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		БУ	Attorney-in	-fact Low B	ogart	
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LP 0265 AZ (2/15)



Know Åll Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATÎONAL 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 tile 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 transinission 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. February

DHIG

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 14th

2003

. 2023 .

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

Ву

President

STATE OF IOWA COUNTY OF DALLAS ss.

On this 14th day of February , 2023 , before me appeared Larry Taylor, to me dersonally 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.



Kim Lee Commission Number 702737 My Commission Expires April 14, 2024

Votary Public

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

I, William Warner, Jr., Secretary of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL ∯ONDING, 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 14th day of

February

. 2023 .

IONA ING CO

William Clarener &

POA 0018 (10/22)



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 5/15/2023

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).

C	ertificate holder in lieu of such endor	sem	ent(s).						
	DDUCER				CONTA NAME:	^{ICT} Janet Nau	1			
	e Partners Group Ltd						5-5640	FAX (A/C No)	425-45	5-6727
11225 SE 6th St., Suite 110 Bellevue WA 98004				PHONE (A/C, No, Ext): 425-455-5640 FAX (A/C, No): 425-455-6727 E-MAIL ADDRESS: jnau@tpgrp.com						
De	nievue VVA 90004				ADDRE					
						INS	SURER(S) AFFOI	RDING COVERAGE		NAIC#
					INSURI	ERA: Everest	Indemnity Ins	surance Co		10851
	JRED			16021	INSURI	ERB: Everest	Denali Insura	ince Company		16044
	A, LTD				INSUR	ER C · AXIS Su	rolus Lines Ir	nsurance Company		26620
	eworks Productions of Arizona 034 S. 54th Street							asualty Co of America		25674
	andler AZ 85226						s Property Ca	asualty Co of America		23074
	andio 72 00220				INSURE	ERE:				
					INSURE	ERF:	·			
co	VERAGES CER	RTIFI	CATI	E NUMBER: 913192434				REVISION NUMBER:		
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INSR		ADDL	SUBR	1		POLICY EFF (MM/DD/YYYY)	POLICY EXP	LIMIT	re	
LTR A	GENERAL LIABILITY	Y	WVD	SI8ML02344221		10/9/2022	(MM/DD/YYYY) 10/9/2023		T	
^		١.		SIOMEOZS44ZZ		10/5/2022	10/3/2023	EACH OCCURRENCE DAMAGE TO RENTED	\$ 1,000,0	000
	X COMMERCIAL GENERAL LIABILITY	1						PREMISES (Ea occurrence)	\$ 500,00	0
	CLAIMS-MADE X OCCUR							MED EXP (Any one person)	\$/A	
			1	1				PERSONAL & ADV INJURY	\$ 1,000,0	000 /
						l l		GENERAL AGGREGATE	\$ 2,000,0	000
	GEN'L AGGREGATE LIMIT APPLIES PER:							PRODUCTS - COMP/OP AGG	\$ 2,000,0	A -
	POLICY X PRO- LOC							TROBUCIO-COMITOL AGO	\$	in.
В	AUTOMOBILE LIABILITY	-		SI8CA00258221		10/9/2022	10/9/2023	COMBINED SINGLE LIMIT	-	
ь				3100700230221		10/3/2022	10/9/2023	(Ea accident)	\$ 1,000,0	
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	AUTOS AUTOS NON-OWNED							BODILY INJURY (Per accident)	\$	
	X HIRED AUTOS X NON-OWNED							PROPERTY DAMAGE (Per accident)	\$	ä.
									\$	CT1
С	UMBRELLA LIAB X OCCUR			P00100069169702		10/9/2022	10/9/2023	EACH OCCURRENCE	\$4,000.0	
	X EXCESS LIAB CLAIMS-MADE			Í	ĺ			AGGREGATE	\$4,000,0	00 2
	T OLYMO-MADE				ĺ	1		AGGREGATE		00 5.
D	DED RETENTION \$ WORKERS COMPENSATION			6R08411		10/9/2022	10/9/2023	X WC STATU- OTH-	\$	Ön
_	AND EMPLOYERS' LIABILITY Y / N			0105411		10/5/2022	10/8/2023	X WC STATU- OTH- TORY LIMITS ER		
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?	N/A						E.L. EACH ACCIDENT	\$ 1,000,0	00
	(Mandatory in NH) If yes, describe under					l		E.L. DISEASE - EA EMPLOYEE	\$ 1,000,0	00
	DESCRIPTION OF OPERATIONS below							E.L. DISEASE - POLICY LIMIT	\$ 1,000,0	00
Α	General Liability & Auto Excess over \$4M			Si8EX01790221		10/9/2022	10/9/2023	Each Occurrence	\$5,000, \$5,000,	
	Nato Exocos over (Fin				- 1			Aggregate	φ5,000,	000
							- 1			
The Nan Date Loca	RIPTION OF OPERATIONS / LOCATIONS / VEHICL following are included as Additional Ins ned Insured per form #ECG 20592 0509 of Display: July 1, 2023 ation of Display: Tucson Speedway itional Insured(s): Pima County; City of	ured Add	on Ge itiona	eneral Liability as their inter Il Insured-Designated Perso	rest ma on or or	ly appear as reganization att	espects oper ached:		n behalf	of the
CER	TIFICATE HOLDER				CANC	ELLATION	*			Od to the desired to the second secon
Tucson Speedway 11955 Harrison Road					SHOU THE ACCO	ULD ANY OF TO EXPIRATION ORDANCE WIT	H THE POLIC	ESCRIBED POLICIES BE CA REOF, NOTICE WILL B Y PROVISIONS.		
	Tucson AZ 85747				AUTHOR	IZED REPRESEN				
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TUCSO			E DEPARTI D SHOOTE	
	Firewo	rks 🗸	Pyrotechnics	Flame Effects
Name: 7	roy Finley			
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Gender	Male		400	
Ht 5'-9"	Weight	200 lbs	EXPLOSIVES	- Fee 1
Hair Gray	Eyes	Blue	1.3	/SEQ.1
issued date.	05-28-2019	simumori promi, quelleran	1	Availab
Expires	05-28-2024	alor and remaining agents of party and		
Cert#	2019-1			



MAY 1923 MOLIGER CLICE BITS

EXHIBIT A



TUCSON SPEEDWAY Saturday, July 1, 2023 10 minute display

Total Aerial Shells 245



Opening:

Your show begins with an impressive series of powerful booms and flashing white light to excite and thrill the audience.

7 - 3" Chinese Fancy's

Aerial Display:

A large assortment of brilliantly-colored shells, including Chrysanthemums, Waves, Crowns, Peonies, Strobes, Brocade Crowns, Diadems, and Crossettes in gorgeous Reds, Yellows, Blues, Greens, Silvers, and Golds.

Your Aerial Display will contain a total of 198 aerial shells.

3" - 126 Chinese Fancy's & Specials

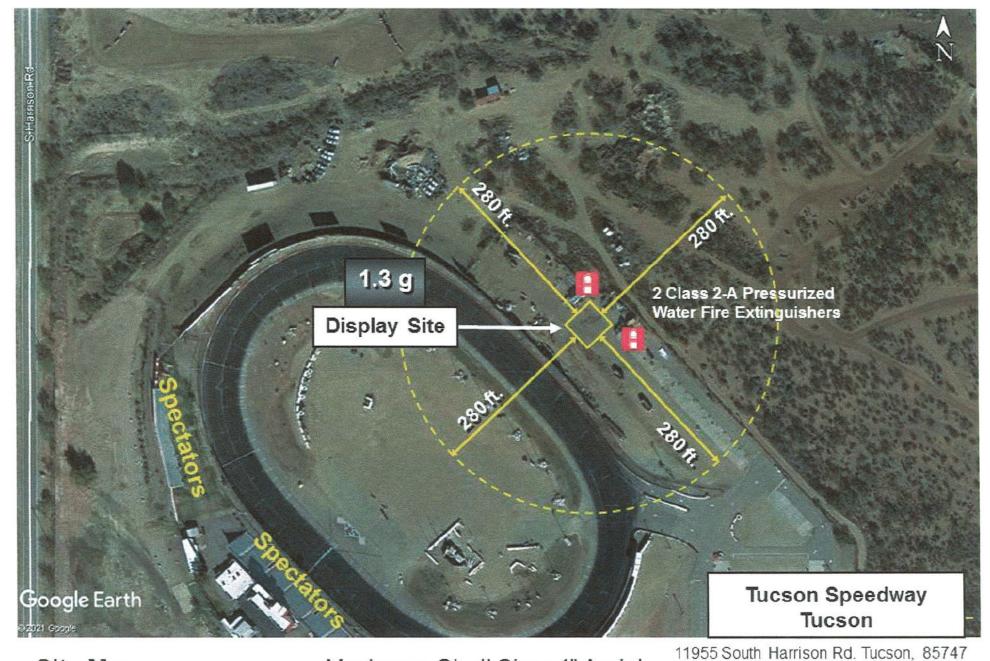
4" - 72 Chinese Fancy's & Specials

GRANDE FINALE:

Your celebration will close in spectacular excitement as multiple styles of brilliantly-colored shells, rocket skyward growing and glowing in breath-taking Blues, Golds, Greens, Silvers, Yellows, Purples and Red.

Your Grande Finale consists of 40 aerial shells:

Your Grande Finale: 28 - 3" shells and 12 - 4" shells.



Site Map

Maximum Shell Size: 4" Aerial

info@fireworksaz.com

Fireworks Productions of Arizona 480-948-0090