

## **Pima County Clerk of the Board**

Julie Castañeda

Administration Division 130 W. Congress, 1st Floor 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

September 14, 2021

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

RE:

Fireworks Display

Applicant:

Caterpillar, Inc.

Date:

October 5, 2021 at 8:00 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 21, 2021, at approximately 9:00 a.m. or thereafter, to be held at the following location:

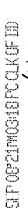
Pima County Administration Building Board of Supervisors Hearing Room 130 W. Congress, 1st Floor Tucson, AZ 85701

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

Sincerely,

Julie Castañeda Clerk of the Board

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





Deputy Clerk

## **Pima County Clerk of the Board**

Julie Castañeda

Administration Division
130 W. Congress, 5<sup>th</sup> Floor
Tucson, AZ 85701
Phone: (520)724-8449 • Fax: (520) 222-0448

Document and Micrographics Mgt. Division 1640 East Benson Highway Tucson, Arizona 85714 Phone: (520) 351-8454 • Fax: (520) 791-6666

#### 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:			
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	Phone #: 520-648-4910	
DATE AND TIME OF DISPLAY:	October 5, 2021 @ 8:00pm		
ALTERNATE DISPLAY DATE(s)/TIME* *(Alternate display date(s) must be within	7 days of the date selected above)		
PRODUCTION COMPANY: F	ireworks Productions of Arizon	1a	
DISPLAY OPERATOR:	Ron Fuchs	Phone #: 602-499-5388	
Submit this completed application  □ Pima County Permit for F information	to the Pima County Clerk of the Fireworks Display form complete		
☐ Written shot sheet including display 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/bon listed on the Certificate of L	ding (Alternative display date(s) iability Insurance.)	requested above must be	

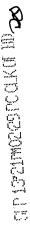
A Pima Regional Bomb Squad representative will contact you to schedule a site inspection.



## PIMA COUNTY PERMIT FOR FIREWORKS DISPLAY

ORGANIZATIO	DN:	Caterpillar inc	
ADDRESS:		5000 W Caterpillar Tr, Green Valley AZ 85614	
LOCATION OF	DISPLAY:	5000 W Caterpillar Tr, Green Valley AZ 85614	
DATE AND TIM	ME OF DISPLAY:	October 5, 2021 @ 8:00pm	
ALTERNATIVE	E DISPLAY DATE(s)/TIMI	E: none	
	PRODUCTION COMPANY: Fireworks Productions of Arizona		
conducted a s	ite inspection and recorformance to the provising is required.	50, the Pima County Sheriff's Department has mmends approval of the Permit for Fireworks ons on the attached <i>Pima County Fireworks</i> County Sheriff	
the location, da	ate and time, or alternat nergency is declared, a	approves the Permit for Fireworks Display for tive date(s) and time, specified above. In the dherence to any restriction(s) set forth in that	
Dated this	day of, 2	0	
ATTEST		Chairman, Pima County Board of Supervisors	
CLERK C	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.



COPY



# 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 signing this document assume criminal and civil responsibility for compliance with these provisions.

Ke	presentati	AA Signing this opported assume a miner of a control of a	4	
YES	NO.	DATE OF INSPECTION: 13 SEP	1	
	_	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)		
1		Site plan submitted to inspecting authority (NFPA 1123 5.1.2.1)	* *	
Æ		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)	* \$	
Z		Minimum radius of display site equals 70 feet per inch shell diameter (NFPA 1123 5.1.3.1)		
4	<del></del>	Distance exemption required Reason: 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)		
P		Spectator site is more than (200') two hundred feet from the point at which the fireworks are to be discharged (09.04.080)		
		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)		
1		Mortar rack set to be designed at as near vertical as possible (09.04.080)		
		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)	8	
		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)		
Æ		Debris from the discharged fireworks will be properly disposed of by the operator before operator leaves the premises (09.04.080)	Ş	
		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: GNKRN VALLY F.D. (NFPA 1123 8.1.1)	in s	
P		Evidence of all site crew meeting NFPA training requirements provided (NFPA 1123 8.1.3.3)		
P		Display site meets crowd control requirements including the use of ropes, boundary lines and/or spotters (NFPA 1123 8.1.2)		
	_ 🗆	Operator will conduct display in compliance with the provisions set forth in NFPA 1123 and Pima County Code 9.04		
		Permit approved by Sheriff's Department(09.04.050)		
			n AD	
	DI	Mandry alder Rates	SHOTER	
insper	ctor	Site Representative Operator's Representative OUT OF TO	J.J.	
	WHO	FKIN KALLSH 1222 Hotel		
		CATERPILLAK INC  Revised 28 OCT 2012		



## CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 9/8/2021

S

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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(les) 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 hol	der in lieu of such endorsement(s).	:		
PRODUCER		CONTACT NAME: Janet Nau		
The Partners Group Ltd 11225 SE 6th St., Suite 110	PHONE (A/C, No. Ext): 425-455-5640	FAX (A/C, No): 425-455	5- <b>672</b> 7	
Bellevue WA 9		E-MAIL ADDRESS: jnau@tpgrp.com		
		INSURER(S) AFF	ORDING COVERAGE	NAIC#
		INSURER A: T.H.E. Insurance C	ompany	12866
INSURED EDA I TO	1602	INSURER B : Travelers Property	Casualty Co of America	25674
FPA, LTD Fireworks Productions of Arizona 17034 S. 54th Street Chandler AZ 85226	INSURER C:			
	Street	INSURER D:		
	5226	INSURER E :		
		INSURER F :		
COVERAGES	CERTIFICATE NUMBER: 1776224329		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. ADDL SUBR POLICY EFF POLICY EXP (MM/DD/YYYY) (MM/DD/YYYY TYPE OF INSURANCE LIMITS POLICY NUMBER **GENERAL LIABILITY** CPP010586204 10/9/2020 10/9/2021 EACH OCCURRENCE DAMAGE TO RENTED \$1,000,000 COMMERCIAL GENERAL LIABILITY \$ 500,000 PREMISES (Ea occurrence) CLAIMS-MADE X OCCUR MED EXP (Any one person) \$ N/A Х \$2000 Deductible PERSONAL & ADV INJURY \$1,000,000 **GENERAL AGGREGATE** \$ 10,000,000 GEN'L AGGREGATE LIMIT APPLIES PER: PRODUCTS - COMP/OP AGG \$2,000,000 X POLICY PRO-JECT COMBINED SINGLE LIMIT **AUTOMOBILE LIABILITY** CPP010586204 10/9/2020 10/9/2021 \$1,000,000 BODILY INJURY (Per person) \$ ANY AUTO SCHEDULED AUTOS NON-OWNED AUTOS ALL OWNED AUTOS X BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident) Х Х \$ HIRED AUTOS UMBRELLA LIAB Х ELP001232904 10/9/2020 10/9/2021 OCCUR **EACH OCCURRENCE** \$9,000,000 Х EXCESS LIAB CLAIMS-MADE **AGGREGATE** \$9,000,000 DED RETENTION \$ \$ GL Only WORKERS COMPENSATION AND EMPLOYERS' LIABILITY 1K643590 10/9/2020 10/9/2021 X WC STATU-TORY LIMITS ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory In NH) E.L. EACH ACCIDENT \$1,000,000 N/A E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 If yes, describe under DESCRIPTION OF OPERATIONS below E.L. DISEASE - POLICY LIMIT \$1,000,000 Auto Excess Liability - Occurrenc ELP001291102 10/9/2020 10/9/2021 Each Occurrence Aggregate DESCRIPTION OF OPERATIONS / LOCATIONS / YEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required) The following are included as Additional Insured on General Liability as their interest may appear as respects operations performed by or on behalf of the Named Insured, as required by written contract:
Date of Display: October 5, 2021
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 CANCELLATION** SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. Caterpillar, Inc. 5000 W. Caterillar Trail

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Green Valley AZ 85614

**AUTHORIZED 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

Bond No. AZ 42	3905
KNOW ALL PERSONS BY THESE PRESENTS, that we	
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	
State of A In the sum of One Thousand Dollars DOLLARS (\$\$1,000.00	
lawful money of the United States, to the payment of which sum, well a truly to be made, the Principal and Surety bind themselves, their and of their heirs, executors, administrators, successors and assigns, joint and severally, firmly by these presents.	nd each
WHEREAS the above bounden Principal Fireworks Productions of Arizona LTD	100
desires to have a permit for Fireworks Display and in order to have display it is necessary for said Fireworks Productions of Arizona LTD	such
to execute a surety bond in the amount of One Thousand Dollars	10 10 M
Dollars (\$ \$1,000.00 ) conditioned for the payment of all damages who 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 requires	
terms and provisions of the Ordinances of the Board of Supervisions  Pima County, State of A	ors of
conditioned for the payment of all damages which may be caused to persproperty by reason of the permitted display as provided in Chapter Arizona Legislative Session Laws of 1941, for a period from 12:01 May 7,2021 to 12:01 A.M. May 7,2022 the	ons or er 46,
obligation to be void, and of no effect.	
SIGNED, sealed and dated this 16th day of March , 2021	
Fireworks Productions of Arizona LTD Principal  MERCHANTS BONDING COMPANY (MUTUAL) By Name Auch berg	
Attorney-in-fact Shannon Lindeberg	

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 (herein collectively called the "Companies") do hereby make, constitute and appoint, individually,

#### Shannon Lindeberg

their true and lawful Attorney(s)-in-Fact, to sign its name as surety(les) 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 16th day of

2021

MERCHANTS BONDING COMPANY (MUTUAL) MERCHANTS NATIONAL BONDING, INC.

STATE OF IOWA COUNTY OF DALLAS ss.

On this 16th day of March , 2021 , 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.



**POLLY MASON** Commission Number 750576

My Commission Expires January 07, 2023

Notary Public

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

I, William Warner, Jr., Secretary of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by sald 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 16th day of

2021 •

POA 0018 (1/20) For bond verification contact verify@merchantsbonding.com

# ( " 7 "



# **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 1804205 Permit Description RON J. FUCHS, COF Project 18-3604		Expires 16-DE0-2021
Address NOT FOUND		Zoning
Description/Scope of Work:	FIREWORKS/PYRO NEW CERT OF FIT	NESS CARD
PERMIT TO CONDUCT FIREWORKS SHOWS IN THE CITY (	OF PHOENIX:	•
OUTDOOR & THEATRICAL FIREWORKS CARD HOLDER: Ron J. Fuchs		
EMPLOYED BY: Fireworks Productions of Arizona 17034 S. 54 Street Chandler, AZ 85226 480 948-0090		
THIS PERMIT IS NOT TRANSFERABLE		بر المراجعة المراجعة المراجعة المراجعة ا
		T 30 1970 C A A D 37 27 27 27 27 27 27 27 27 27 27 27 27 27
		\$ 
		lenge Luc s
Valuation: \$0		
Owner Information Name Address	-	Certificate of Occupancy Type: COFC
Contractor Information		(
. •		
Instructions and Comments	Permit Issued By CMCC	Entered By CMCC
Inspections Required: FIRE-GEN		



# **EXHIBIT A**

# Caterpillar Inc.

Tinaja Hills Tuesday, October 5, 2021

**Total Aerial Effects 926** 

Total Shells 276

Total in Basins 650

## TWO TRAILER DISPLAY



GT CB21mCM3PC CLKGF

## **Close Proximity Pyro:**

**10** – 8 Shot x 6 Sec Yellow, Red, White Crackle Crossette Plates **10** - Strobes

**14** – 100mm Yellow, Red, White or Glitter Crackle Mines

2 - 10 Gallon Gas Mortars

5 – 20 Sec x 20 Ft Silver Waterfall Fountains

3 - Mortar Hits w/ Concussions

## Opening:

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

14 - 3" Titanium Salutes

## Aerial Display:

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

Your Aerial Display will contain a total of 190 Aerial Shells.

1 ½" - 6 FPA Premier Specialty Basins

3" - 100 Chinese Fancy's & Specials

4" - 60 Chinese Fancy's & Specials

5" - 24 Chinese Fancy's & Specials with Designer Pattern Specials

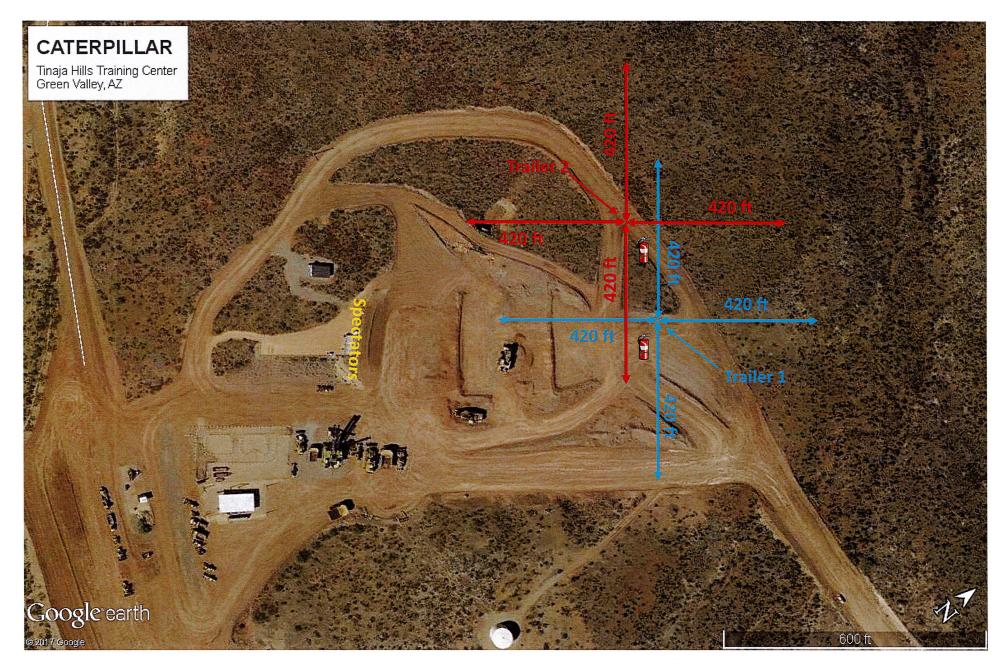
6 Chinese Fancy's & Specials with Designer Pattern Specials

#### **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 **72** Aerial Shells:

Your Grande Finale:  $\underline{42}$  - 3" shells,  $\underline{24}$  – 4" shells and  $\underline{6}$  - 6" shells.



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

STP 08°21°M03°19°PC CLK OF BD



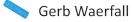
Mortar Hits & Concussions

Mines, Comets & Crossettes



10 Gallon Gas Mortar

Site Map



Fireworks Productions of Arizona

 $480-948-0090 \\ \texttt{CLKOFLinfo} \\ \textbf{@fireworksaz.com}$ 

