

**FIREWORKS PERMIT APPLICATION**  
**Village of Lomira, Dodge County, Wisconsin**

Wisconsin statute 167.10 prohibits the use or possession of fireworks, as defined under 167.10 (1), without a user's permit issued by the mayor of a city, president of a village, or chairperson of a town in which the possession or use is to occur. Permits can only be issued to one of the following; 1) A public authority; 2) A fair association; 3) An amusement park; 4) A park board; 5) A civic organization; 6) A group of resident or nonresident individuals; 7) An agricultural producer for the protection of crops from predatory birds or animals. NOTE: Permits cannot be issued to a minor; they must be 18 years of age, under 167.10 (3)(h). A copy of this permit shall be on file with the clerk of the city, village, or town.

<https://docs.legis.wisconsin.gov/statutes/statutes/167#/statutes/statutes/167/5>

**Fireworks Applicant:**

*(Print name and address of the public authority, fair association, amusement park, park board, civic organization, group of resident or non-resident individuals or agricultural producer of crops)*

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Contact Name: \_\_\_\_\_ Phone Number: \_\_\_\_\_

*(Print the name of the person authorized to represent the permit holder and their phone number)*

Email Address: \_\_\_\_\_

**The class and quantity of fireworks requesting to be used:**

*(If firing anything other than "Consumer Class" as defined by A.T.F., applicant must include a copy of Federal explosives license (F.E.L.) or permit from A.T.F. for dates specified below)*

\_\_\_\_\_  
\_\_\_\_\_

**Date on or after which fireworks were purchased:** \_\_\_\_\_

**Date(s) requested to use fireworks:** \_\_\_\_\_

\_\_\_\_\_

**Location of Fireworks Display** \_\_\_\_\_

*(Insert the physical address i.e. W3120 Center Road)*

The applicant is required to send a copy of this application and proof of insurance to the Village of Lomira Clerk-Treasurer's office at least 2 days prior to the date of the requested use date of the listed fireworks. Municipal Code Section 12-273 requires a copy of proof of \$2,000,000 liability insurance for the payment of all claims that may arise by reason of injury to person or property from the handling, use, or discharge of fireworks.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

*(Signature of and dated by the person authorized to represent the permit holder)*

Printed Name of Signed: \_\_\_\_\_

**The issuing authority may list other conditions, which will void a permit i.e. high fire danger. Or such other special requirements that the permit holder must adhere to prior to the use or during the use of the permitted fireworks.**

**This side for Village use only:**

**Date Application Filed:** \_\_\_\_\_

**Date Approved/Denied:** \_\_\_\_\_

**Reason for Denied Permit:** \_\_\_\_\_

\_\_\_\_\_

**Signed:** \_\_\_\_\_  
Donald Luedtke, Village President

**Date:** \_\_\_\_\_

**Date Permit Provided to Applicant:** \_\_\_\_\_

**Sec. 12-273. - Regulation of fireworks.**

(3) A permit under this subsection may be issued only to the following:

- a. A public authority.
- b. A fair association.
- c. An amusement park.
- d. A park board.
- e. A civic organization.
- f. Any individual or group of individuals. A permit issued to a group of individuals confers the privileges under the permit to each member of the group.
- g. An agricultural producer for the protection of crops from predatory birds or animals.

(5) The village, when issuing a permit under this subsection, may require an indemnity bond with good and sufficient sureties or policy of liability insurance for the payment of all claims that may arise by reason of injuries to person or property from the handling, use or discharge of fireworks under the permit. The bond or policy, if required, shall be taken in the name of the village wherein the fireworks are to be used, and any person injured thereby may bring an action on the bond or policy in the person's own name to recover the damage the person has sustained, but the aggregate liability of the surety or insurer to all persons shall not exceed the amount of the bond or policy. The bond or policy, if required, together with a copy of the permit shall be filed in the office of the village clerk/treasurer.

(6) A permit under this subsection shall specify all of the following:

- a. The name and address of the permit holder.
- b. The date on and after which fireworks may be purchased.
- c. The kind and quantity of fireworks which may be purchased.
- d. The date and location of permitted use.
- e. Proof of \$2,000,000.00 liability insurance.

(7) A permit under this subsection shall not be issued to a minor.

(8) A copy of a permit under this subsection shall be given to the municipal fire or law enforcement official at least two days before the date of authorized use. This subsection does not apply to a permit authorizing only the sale or possession of fireworks that are classified by the federal Department of Transportation as division 1.4 explosives, as defined in 49 CFR 173.50.

**(h) Enforcement.**

(1) In accordance with Wis. Stats. § 167.10(8)(a), the village may petition the circuit court for an order enjoining violation of subsection (c), (d) or (f) of this section.

(2) Fireworks stored, handled, sold, possessed or used by a person who violates this section or a court order under subsection (d)(1) of this section shall be seized. The fireworks shall be destroyed after conviction for a violation, unless be returned by court order.

(3) A parent or legal guardian of a minor who consents to the use of fireworks by the minor shall forfeit not more than \$1,000.00.

(4) The prohibitions and penalties provided in this section shall not apply to a gold star producing sparklers on wires which contain no magnesium, chlorate or perchlorate and toy snakes which contain no mercury; the sale and use of which shall be permitted at all times.

(5) The prohibitions and penalties provided in this section shall not apply to smoke novelties and party novelties which contain less than 25/100 of a grain of explosive mixture.