



# City of Killeen

## Legislation Details (With Text)

**File #:** RS-23-069    **Version:** 1    **Name:** Fireworks Display Application  
**Type:** Resolution    **Status:** Passed  
**File created:** 3/10/2023    **In control:** City Council  
**On agenda:** 4/25/2023    **Final action:** 4/25/2023  
**Title:** Consider a memorandum/resolution approving a fireworks display application at the Killeen Athletic Complex on July 1, 2023.  
**Sponsors:** City Manager Department  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Application, 2. Certificate of Insurance, 3. Presentation

Date	Ver.	Action By	Action	Result
4/25/2023	1	City Council	Approved	Pass
4/18/2023	1	City Council Workshop		

Consider a memorandum/resolution approving a fireworks display application at the Killeen Athletic Complex on July 1, 2023.

**DATE:**        **April 18, 2023**  
**TO:**            **Kent Cagle, City Manager**  
**FROM:**        **Danielle Singh, Assistant City Manager**  
**SUBJECT:**    **Fireworks Display Application**

### **BACKGROUND AND FINDINGS:**

Section 11-6 of the Killeen Code of Ordinances provides that the City Council may permit the use of fireworks for public display. The ordinance requires an applicant to provide the following information: name of person/group sponsoring the display; evidence of financial responsibility naming the City as an additional insured; date and time of the display; confirmation of a permit from the State of Texas; the approximate number and kinds of fireworks to be discharged; the manner and place of storage; and a detailed diagram of the area of this display.

On March 9, 2023, the City Secretary received an application via the Assistant City Manager’s office from Magic Display Pyrotechnics FX for public fireworks display on July 1, 2023 from 9:30 - 10:00 pm. The proposed location for firework setup is at the Killeen Athletic Complex. The public fireworks display will be held in conjunction with a downtown event hosted by the City of Killeen celebrating Independence Day.

Magic Display Pyrotechnics FX has provided the required information outlined in the ordinance except for a State of Texas permit for the display. The application for the state requires the approval of the local fire

authority before issuance. The applicant indicated the number and size of fireworks to be discharged and that they will be stored at the operator's location in Copperas Cove until the day of the display at which time they will be stored in a trailer at the site during setup. A diagram was also provided. Number & Size of Shells to be discharged: 12" (x2), 10" (x12) 8" (x24), 6" (x70), 5" (x60), 4" (x80), 3" (x400). In the event of rain/bad weather- the makeup date is Sunday, July 2, 2023.

The Killeen Fire Marshal and other staff have reviewed the application for compliance with fire codes.

**THE ALTERNATIVES CONSIDERED:**

1. Deny the fireworks display application.
2. Approve the fireworks display application with specific stipulations.
3. Approve the fireworks display application as submitted.

**Which alternative is recommended? Why?**

Staff recommends approving the application as the proposed fireworks display will be a part of the scheduled downtown event celebrating Independence Day.

**CONFORMITY TO CITY POLICY:**

This action confirms to city ordinances and policies.

**FINANCIAL IMPACT:**

**What is the amount of the expenditure in the current fiscal year? For future years?**

There is no expenditure associated with the approval or denial of a public display of fireworks application.

**Is this a one-time or recurring expenditure?**

N/A

**Is this expenditure budgeted?**

N/A

**If not, where will the money come from?**

N/A

**Is there a sufficient amount in the budgeted line-item for this expenditure?**

N/A

**RECOMMENDATION:**

Staff recommends that the City Council approve the application of Magic Display Pyrotechnics FX for a fireworks display on July 1, 2023.

**DEPARTMENTAL CLEARANCES:**

Fire Department  
Police Department  
Legal

**ATTACHED SUPPORTING DOCUMENTS:**

Application  
Certificate of Insurance  
Presentation