



CITY OF BLAINE
SAFETY SERVICES
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Consumer Fireworks Sales Requirements

Minnesota State Statute 624.20 allows for the retail sale of non-explosive consumer fireworks. The sale of fireworks in the City of Blaine is regulated by Minnesota State Statute 624.20, Spring Lake Park – Blaine – Mounds View (SBM) Fire Department Fire Regulation 6-02, City of Blaine Code of Ordinances and the City of Blaine Zoning Ordinance.

The permitted sale of consumer fireworks shall be one of three classifications:

In-store Retail Sales: The sale of consumer fireworks which are displayed and purchased from within a retail occupancy and is operated by the retail occupancy employees.

Outdoor Retail Sales: The sale of consumer fireworks which are displayed and purchased from an outdoor temporary structure (tent) that is located on the property of the retail occupancy and is operated by the retail occupancy employees.

Transient Merchant Sales: The sale of consumer fireworks by any person who engages temporarily in the business of selling and delivering goods, wares and merchandise within the city outside of a building with a valid certificate of occupancy, and who, in furtherance of such purpose, hires, leases, uses or occupies any vacant lot, lot, motor vehicle, trailer, tent or railroad car. Transient sales are allowed only in Heavy Industrial (I-2) zoning districts per City of Blaine Zone Ordinance Section 31.10

The following are the requirements for obtaining a consumer fireworks sales permit:

In-store Retail Sales:

1. Complete and return permit application and fee for the sale of consumer fireworks.
2. Fire inspection required of the proposed location for code compliance.
3. Comply with the requirements of SBM Fire Department - Fire Regulation 6-02.

Outdoor Retail Sales:

1. Complete and return permit application and fee for the sale of consumer fireworks.
2. Complete and return permit application and fee for Temporary Assembly and Tents, if tent exceeds 200 square feet or canopy exceeds 400 square feet.
3. Complete and return, to the Planning Department, a permit application and fee for a Temporary Sign Permit.
4. Fire inspection required of the proposed location for code compliance.
5. Comply with the requirements of SBM Fire Department Fire Regulation 6-02.

Transient Merchant Sales:

1. Apply for a Conditional Use Permit (CUP) with the planning department. The approval for a CUP requires City Council action.
2. Apply for and obtain a Transient Merchant License from the City Clerks office. The approval for a Transient Merchant License requires City Council action.
3. Complete and return permit application and fee for the Sale of Consumer Fireworks.
4. Complete and return permit application and fee for Temporary Assembly and Tents, if tent exceeds 200 square feet or canopy exceeds 400 square feet.
5. Complete and return, to the Planning Department, a permit application and fee for a Temporary Sign Permit.
6. Fire inspection required of the proposed location for code compliance.
7. Comply with the requirements of SBM Fire Department Fire Regulation 6-02.
8. Comply with the requirements of Blaine Zoning Ordinance Section 31.195, Standards for Transient Sales.

31.195 STANDARDS FOR TRANSIENT SALES (Added 3/1/90, Ord. No. 89-1168)

- (a) Location of the sale shall have a minimum 150 foot setback from any intersection.
- (b) No sales shall be located within or upon any public right-of-way, landscaped area, required front and side yard setbacks when the side yard abuts a street, fire lane, or designated drive aisle.
- (c) The space used for transient sales, including off-street parking in connection with the transient sales, shall not exceed the space needed for any existing business at the site.
- (d) Merchandise offered for sale shall not occupy more than one hundred square feet.
- (e) Adequate off-street parking must be available to serve both the principal use of the property and the use of the property for transient sales.
- (f) Use of the property for transient sales shall not exceed eight (8) days within a maximum period of six (6) months.
- (g) Transient sales shall not take place between the hours of 6:00 p.m. and 10:00 a.m.
- (h) No overnight storage of transient merchant equipment or merchandise shall be allowed. Transient merchant equipment or merchandise shall be permitted on the premises only between the hours of 8:00 a.m. and 8:00 p.m. on a day transient sales are to take place.
- (i) Signs shall be subject to the requirements of Chapter 34 of the Blaine Zoning Ordinance.
- (j) The use of any horn, bell, or any loud or unusual noise to call attention to a transient sale is prohibited.
- (k) A license shall be issued pursuant to Sections 22-271 through 22-298 of the Blaine Code.

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- (l) *The license required by Minnesota Statutes Section 329.11 shall be filed with the City Clerk and shall be conspicuously posted in the transient merchant's place of business.*
- (m) *Written permission to occupy the property shall be filed with the City Clerk and shall be conspicuously posted in the transient merchant's place of business.*

Violations of these regulations, city ordinances and/or state statutes may result in the revocation of the permit pursuant to Minnesota State Fire Code Section 105.5, in addition to, possible imprisonment and/or fines pursuant to MN Statute 624.25.