

Leigh Wilkins
23 Glenwood Road
Harrison, NY 10528

E-8

June 8, 2022

In regard to a fireworks permit and to waive fees associated

Dear Distinguished Town Board Members,

On behalf of myself and the Andrew L. Gurgitano Memorial Committee, we are seeking the permission of the Town/Village of Harrison to display fireworks at the Harrison Meadows Country Club on June 27th during a memorial tribute to Andrew preceding the annual golf tournament. As such we are furthermore requesting fees associated with the issuance of the fireworks permit be waived by the Town.

If you are not familiar with this event, please let me know if you would like any more information. It is a special day to remember a special young man who was a Harrison resident and Harrison High School Varsity baseball player who died suddenly at the age of 16.

An area resident with close ties to the Harrison community has offered to be a sponsor for the event, donating the fireworks and providing all insurance coverage at no charge to us.

We hope to have the support of the Harrison Town Board.

Thank you for your time and consideration

Respectfully submitted,

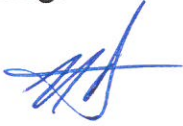
Leigh Wilkins

Leigh Wilkins

Harrison Meadows
123 North Street
Harrison, NY 10528

Land Use Letter

I, Nick Schremser, Director of Golf at The Harrison Meadows Country Club, authorize the SpecialFX Wizard to use the property on Monday June 27, 2022 for the purposes of displaying fireworks for the Andrew Gurgitano Memorial Golf Outing.



6/8/2022

June 4, 2022

TO: Town/Village of Harrison
Alfred f. Sulla, JR. Municipal, Building
ADDRESS: 1 Heineman Place
Harrison, NY 10528
PHONE: 914-835-2000



Re: Andrew L. Gurgitano Memorial:

Date: June 27, 2022 with rain date June 28, 2022
Time: approximately 12:00pm
Location: Harrison Meadows Country Club
Address: Address: 123 North St., Harrison, NY 10528

Dear Sirs,

Please find attached an application packet for the above mentioned display.

- 1) Fireworks Permit Application
- 2) Special Event Indemnification, Release and Discharge Agreement
- 3) FAA Letter of no objection
- 4) Site Plan
- 5) Product Data Sheet
- 6) Pyrotechnician Data Sheet
- 7) Certificate of Insurance

If you have any questions, or if I can be of further assistance, please do not hesitate to contact me.
Thank you for your cooperation in this matter.

Sincerely,

Edward Rubio
Special FX Wizard, Inc.
Cell #: 516-658-4486

TOWN/VILLAGE OF HARRISON

FIREWORKS PERMIT APPLICATION

Permit #
Date:
Amount
Receipt #

FOR OFFICIAL USE ONLY

PURSUANT TO CHAPTER 145, FIREWORKS, OF THE CODE OF THE
TOWN/VILLAGE OF HARRISON, NY

PROPERTY LOCATION HARRISON MEADOWS COUNTRY CLUB

EXACT LOCATION OF DISPLAY

OWNER TOWN OF HARRISON

PHONE (914) 925-7001

ADDRESS 123 NORTH ST. HARRISON, NY

DATE(S) OF EVENT: JUNE 27, 2022 TIME:

DESCRIPTION OF EVENT: ANDREW L GURGITANO MEMORIAL GOLF OUTING

12:30 P.M.

PLEASE SUBMIT THE FOLLOWING:

1. Company, contact, address, phone number, age, experience of persons in charge of firing display
2. Number and type of fireworks to be discharged
3. Place of storage of fireworks prior to display
4. Diagram of grounds, showing point where fireworks are discharged, location of all buildings, highways, lines of communication, audience lines, all overhead obstructions.
5. Liability Insurance
6. Indemnification Form (Attached)
7. Fireworks Permit Fee of \$250, checks are to be made payable to: Town of Harrison.
8. Payable at the Town Clerk's Office.

Leigh Wilkins
(Owner)

being duly sworn,

deposes and says that Leigh Wilkins is the owner in fee of the premises to which this application applies; that he/she (the applicant) is duly authorized to make this application; and that the statements contained herein are true to the best of his/her knowledge and belief.

Sworn to before me this 8th
day of June 2022

(Acting Fire Marshall)

Leigh Wilkins
(Signature of Applicant)
(Notary Public)

(Chief of Police)

(Town Village Clerk)

#4966920

2026



TOWN OF HARRISON
VILLAGE OF HARRISON

ALFRED F. SULLA, JR. MUNICIPAL BUILDING
1 HEINEMAN PLACE
HARRISON, NEW YORK 10528

Telephone: (914) 835-2000



Special Event Indemnification, Release and Discharge Agreement

_____, (hereinafter "Indemnitor") agrees to protect, defend, indemnify and hold the Town of Harrison and the Village of Harrison, their officers, agents and employees free and harmless from and against any and all losses, penalties, damages, settlements, costs, charges, professional fees, or other expenses or liabilities of every kind and character arising out of or relating to any and all claims, liens, demands, obligations, actions, proceedings or causes of action of every kind of character in connection with or arising, directly or indirectly, out of the Indemnitor or any participant at any event held or sponsored by the Indemnitor's use of the Town of Harrison's right-of-ways, roads, sidewalks, property, or facilities of any kind. Without limiting the generality of the foregoing, all such claims, etc., relating to personal injury, death, damage to property, defects in material, workmanship, actual or alleged infringement on any other tangible or intangible personal property or property right, or any alleged violation of any applicable statute, ordinance, administrative order, rule or regulation, or decree of any court shall be included in the indemnity hereunder.

The Indemnitor, further agrees to investigate, handle, respond to, provide defense for and defend any such claims, etc., at its sole expense and agrees to bear all other costs and expenses related thereto, even if it (claims, etc.) is groundless, false or fraudulent. In any case in which such indemnification would violate Section 5-322.1 of the New York General Obligations Law, or any other applicable legal prohibition, the foregoing provisions concerning indemnification shall not be construed to indemnify the owner for damage arising out of bodily injury to persons or damage to property caused by or resulting from the sole negligence of the owner or its employees.

In consideration of the Town permitting the Special Event, I, for myself, my organization, my executors, administrators, and our respective successors and assignees, do hereby release and discharge the Town & Village of Harrison, and its representatives, officers, employees, agents and successors and assigns from all claims, damages, demands, action and causes of actions whatsoever, in any manner arising growing out of or concerning the special event.

By: Leigh Wilkins
Authorized Signature

Title: _____

Organization: _____

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss:

On the 8th day of June, in the year 2022, before me, the undersigned, personally appeared Leigh Wilkins personally known to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

[Signature]
Notary Public

AMY SCATENATO
Notary Public, State of New York
No. 4966920
Qualified in Westchester County
Commission Expires May 21, 2026



U.S. Department
of Transportation
**Federal Aviation
Administration**

Air Traffic Organization
Eastern Service Center

1701 Columbia Avenue
College Park, GA 30337

Dear Fireworks Proponent:

Thank you for informing us of your proposed fireworks display.

Although there are currently no federal regulations specific to fireworks displays, the Federal Aviation Administration (FAA) has been tasked with regulating the safe and efficient use of the navigable airspace (49 U.S.C. § 40103). In recognition of this role in promoting aviation safety, many jurisdictions require notice to the FAA as a condition of approval of a fireworks permit.

We acknowledge your notification and have no objection to the fireworks display, provided it is conducted in a manner that does not create a hazard to other persons or their property.

To enhance the safety of your event, we recommend the following actions:

- Fireworks staff should remain vigilant to ensure that no aircraft are in the area prior to beginning the fireworks display.
- If your event is within 5 miles of a public use airport, or if the display will exceed 500 feet Above Ground Level (AGL), contact Leidos Flight Service at 1-877-4-US-NTMS (1-877-487-6867) at least 24 hours (but not more than 7 days) in advance to request a Notice to Air Missions (NOTAM). You will need to provide the following information:
 - Name and address of the person filing the NOTAM
 - Date, time(s), and event location (City, State, and location in reference to the airport)
 - Maximum altitude of the display

This letter should not be construed as superseding or invalidating any existing rules or regulations promulgated by any other federal, state, county, or municipal government which may be required for this display.

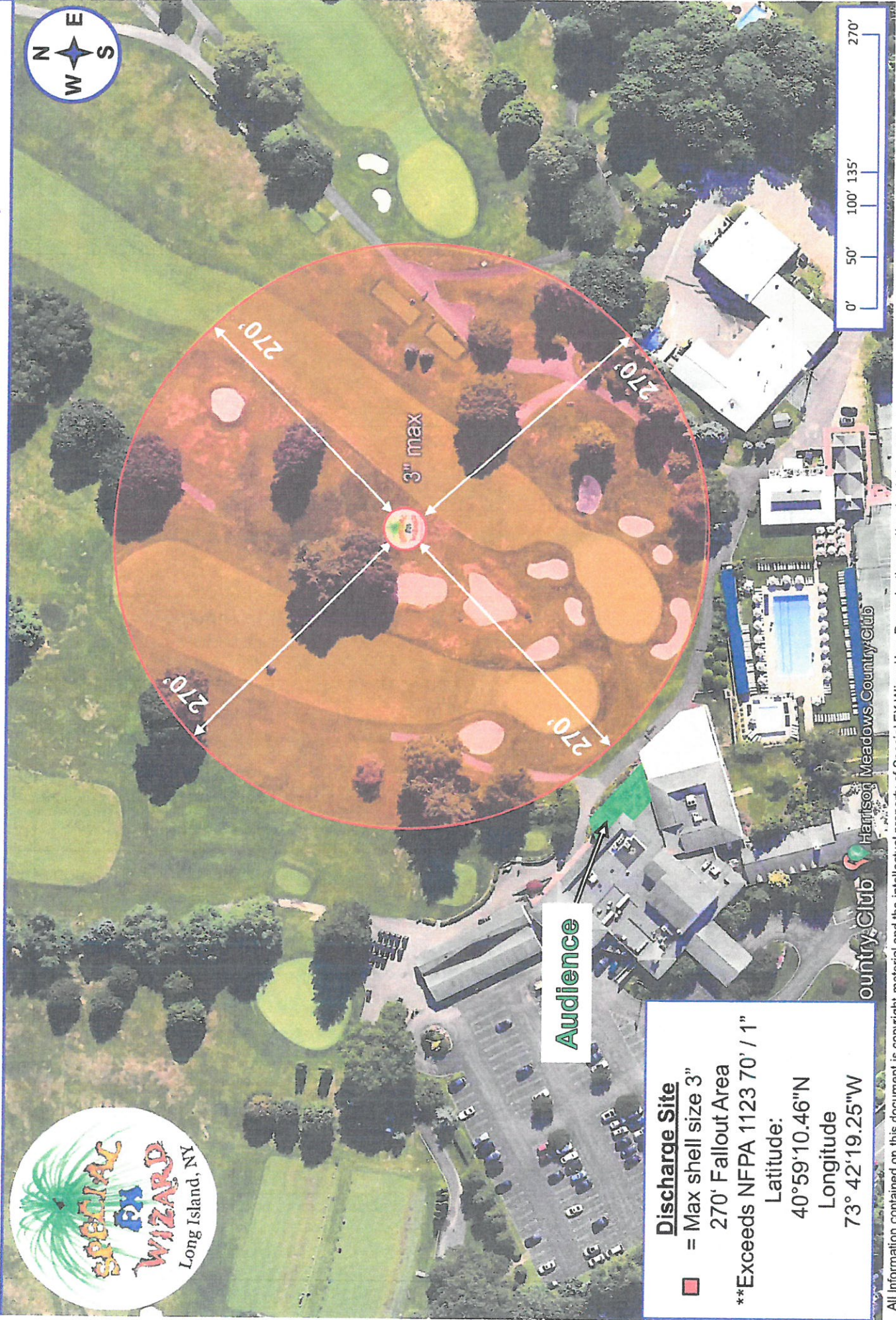
If you have any questions regarding this information, please contact our office at (404) 305-5570 or 9-ATO-ESA-OSG-Fireworks@faa.gov

Sincerely,

Matthew Cathcart

Matthew N. Cathcart
Manager, Operations Support Group

Andrew L. Gurgitano Memorial Harrison Meadows Country Club, Harrison, NY – June 27, 2022



Audience

Discharge Site

- = Max shell size 3"
- 270' Fallout Area

**Exceeds NFPA 1123 70' / 1"

Latitude:

40°59'10.46"N

Longitude

73° 42'19.25"W

Harrison Meadows Country Club

Product Data Sheet

June 5, 2022

Re: **Andrew L. Gurgitano Memorial:**

Date: June 27, 2022 with rain date June 28, 2022

Time: approximately 12:00pm

Location: Harrison Meadows Country Club

Address: Address: 123 North St., Harrison, NY 10528



Fireworks will be stored in U.N. Approved cardboard boxes in a D.O.T. approved company vehicle per DOT, ATF, local and NY State Regulations.

SHELL SIZE NOT TO EXCEED 3"

<u>SHELL SIZE:</u>	<u>QUANTITY IN PCS.</u>
Illuminations -	500
2.5" -	50
3" -	50
4" -	N/A
5" -	N/A
6" -	N/A
8" -	N/A
10" -	N/A

Illuminations = Gerbs, Mines, SPX, Comets, Roman Candles, Waterfalls, Strobe Pots, MSB's (cakes), MSB's up to 1.2" aerial shells

Total: Not to exceed 100 Firework Shells and 500 Illuminations

Fireworks UN0336 (Special Effects, Consumer Fireworks) (Explosive 1.4G)

Fireworks UN0335 (Display Fireworks) (Explosive 1.3G)

The above information is submitted and verified by:

Edward Rubio

Edward Rubio

Special FX Wizard, Inc.

Cell #: 516-658-4486

Pyrotechnician Data Sheet



Re: **Andrew L. Gurgitano Memorial:**

Date: June 27, 2022 with rain date June 28, 2022

Time: approximately 12:00pm

Location: Harrison Meadows Country Club

Address: 123 North St., Harrison, NY 10528

Please find the Pyrotechnician Data for the above mentioned display:

Chief Pyrotechnician:

Name	Health:	Age	Years Experience:
Edward Rubio	Excellent	53	33

Assistant Pyrotechnicians:

Name	Health:	Age	Years Experience:
Charlie DeSalvo	Excellent	52	24

The above information is submitted and verified by:

Edward Rubio

Edward Rubio
Special FX Wizard, Inc.
Cell #: 516-658-4486



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
06-07-2022

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).

PRODUCER PROFESSIONAL PROGRAM INSURANCE BROKERAGE DIVISION OF SPG INSURANCE SOLUTIONS, LLC 1304 SOUTHPOINT BLVD., #101 PETALUMA CA, 94954	CONTACT NAME: PHONE (A/C, No, Ext): 415-475-4300 FAX (A/C, No): 415-475-4304 E-MAIL ADDRESS: INSURER(S) AFFORDING COVERAGE INSURER A: Certain Underwriters at Lloyd's, London INSURER B: NYSIF INSURER C: INSURER D: INSURER E: INSURER F:
INSURED Special FX Wizard Inc. P.O Box 266 Mastic Beach, NY 11951	NAIC # 15792

COVERAGES**CERTIFICATE NUMBER:****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.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input checked="" type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR	<input checked="" type="checkbox"/>	PY/22-0087	05/05/2022	05/05/2023	EACH OCCURRENCE \$ 5,000,000
	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 50,000					
	MED EXP (Any one person) \$					
	PERSONAL & ADV INJURY \$					
	GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC					GENERAL AGGREGATE \$ 5,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS					COMBINED SINGLE LIMIT (Ea accident) \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION S <input type="checkbox"/>					BODILY INJURY (Per person) \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	N/A	2513 166-5	05/23/2022	05/23/2023	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
	E.L. EACH ACCIDENT \$ 1,000,000					
	E.L. DISEASE - EA EMPLOYEE \$ 1,000,000					
	E.L. DISEASE - POLICY LIMIT \$ 1,000,000					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Harrison Meadows Country Club; Town of Harrison; Village of Harrison; State of New York are Additional Insured as respects the Class B & C Aerial Fireworks display(s) on 06/27/2022 located in the rough between fairways. This policy provides a two-year extended reporting period from the date of the display. 30-day notice of cancellation applies.

CERTIFICATE HOLDER**CANCELLATION**

Harrison Meadows Country Club
123 North St.
Harrison NY 10528

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

POLICY NUMBER: PY/22-0087

PYROTECHNIC LIABILITY

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED

Underwriter's at Lloyd's, London: Referred to in this endorsement as either the "Insurer" or the "Underwriters"

This endorsement modifies insurance provided under the following:

SECTION III. PERSONS INSURED

In consideration of the premium charged for the Policy, it is hereby understood and agreed that the following entity(ies) is an additional insured pursuant to Section III. e), but only as respects the specific Display or Special Effects listed on the attached Certificate of Insurance:

Name of Person or Organization (Additional Insured):

Harrison Meadows Country Club
123 North St.
Harrison NY 10528

Any coverage afforded to any above person or entity as an Additional Insured shall apply only with respect to **Bodily Injury** or **Property Damage** directly resulting from (1) the **Named Insured's** ongoing operations performed for such specific person and entity; or (2) acts or omissions of the Additional Insured in connection with their general supervisions of the **Named Insured's** ongoing operations. Coverage for such person or entity as an Additional Insured does not apply to:

- (i) **Personal Injury** and **Advertising Injury** Liability;
- (ii) Fire Legal Liability;
- (iii) Employee Benefits Liability;
- (iv) **Bodily Injury** or **Property Damage** which the person or entity is obligated to pay as damages by reason of the assumption of liability under a contract or agreement but this shall not apply to liability for damages the person or entity would have in the absence of the contract or agreement;
- (v) **Property Damage** to: (1) property owned, used or occupied by or rented to such person or entity; (2) property in the care custody, or control of such person or entity or over which such person or entity is for any purpose exercising physical control; or (3) any work, including materials, parts or equipment furnished in connection with such work, which is performed for the person or entity by or on behalf of the **Named Insured**.
- (vi) **Products-Completed Operations Hazards**;
- (vii) Any obligation assumed by the Additional Insured in any contract related to the Display or Special Effects listed in the attached Certificate of Insurance.
- (viii) Such other **Claims, Accidents**, offenses, damages and/or liabilities which may be excluded pursuant to Section V. Exclusions of the Policy.

All other terms, exclusions and conditions of this Policy remain unchanged.