RECOMMENDED ACTION: Approve the request from Jim Lippman for exemption from the date restrictions of Malibu Municipal Code (MMC) Section 9.36.010 to allow an offshore fireworks display from a barge in the area of 22706 Pacific Coast Highway (PCH) on Saturday, February 8, 2020.

FISCAL IMPACT: There is no fiscal impact associated with the recommended action.

WORK PLAN: This item was not included in the Adopted Work Plan for Fiscal Year 2019-2020. This project is part of normal staff operations.

DISCUSSION: MMC Section 9.36.010 restricts offshore fireworks displays to only July 1-6, December 31, January 1, or “other times as authorized by the city council.” (Attachment 1). The City received a request from Jim Lippman (Attachment 2) for Council authorization to allow a fireworks display from an offshore barge in conjunction with a private party to be held at Nobu (22706 PCH) on Saturday, February 8, 2020. The display would be scheduled to begin at 9:30 p.m. and last less than 10 minutes.

Should the Council authorize the date exemption, the applicant will be required to obtain the appropriate permit from the Los Angeles County Fire Department. A City permit for the event will also be required as the number of expected guests exceeds 100. If both permits are issued, City staff will notify the community in advance of the display through e-notifications and social media posts.

ATTACHMENTS:
1. MMC Section 9.36.010
2. Email request dated November 21, 2019
Chapter 9.36 FIREWORKS

9.36.010 Fireworks restrictions.

In addition to restrictions on the sale, possession, use, detonation, or explosion of fireworks within the city limits of Malibu, it is unlawful to use, light, detonate, or display any fireworks offshore of the Malibu coast if sound from such displays is audible from the shore at any time except on July 1st through 6th, December 31st, January 1st, or other times as authorized by the city council.

Fireworks shall commence no earlier than sunset and conclude by 10:00 p.m. (Ord. 400 § 2, 2015)
Hi Mary,

We received your information from Aaron Beargeon at Pyro Spectacular.

Below please find information regarding the event we are producing on February 8 at Nobu Malibu.

Please let us know if you have any questions!

--

Mallory Glenn & Alyson Fox

Alyson Direct: 310-569-9617
Office: 818-763-2872

** PLEASE Always Email both of us info@levinefoxevents.com & Alyson@levinefoxevents.com **

---------- Forwarded message ----------
From: Mary Linden <mlinden@malibucity.org>
Date: Thu, Nov 21, 2019 at 5:10 PM
Subject: RE: Possible Fireworks February 8th off Barge
To: Aaron Beargeon <abeargeon@pyrospec.com>

Mr. Beargeon –
Thank you for your message. This would have to go on a City Council agenda to request an exemption from the dates allowed in the City's ordinance. To do that, I'll need some details:

- Applicant’s name and address (the address will not be listed on the agenda report) Jim Lipman
- Exact date, time and location of the event February 8, 2020 at 9:30pm at Nobu Malibu
- Number of guests 115
- Starting time and duration of the fireworks display starting at 9:30pm for 5-8 minutes
- Name and contact information of fireworks operator Aaron Beargeon (Pyro Spectacular) ~ 909-938-6635

If the City Council approves the application, the applicant will need to apply for a permit from the Los Angeles County Fire Department. I can provide that contact information along with confirmation of the Council’s approval for the exemption from the dates of the ordinance.

Mary Linden, Executive Assistant
City of Malibu
City Manager’s Office
23825 Stuart Ranch Road
Malibu, CA 90265-4861
Office (310) 456-2489 ext. 232
Cell (424) 395-6447
mlinden@malibucity.org

From: Aaron Beargeon <abeargeon@pyrospec.com>
Sent: Monday, November 4, 2019 8:34 AM
To: Mary Linden <mlinden@malibucity.org>
Subject: Possible Fireworks February 8th off Barge

Mary,

I know the City of Malibu has a fireworks provision allowing fireworks on New Years and July 1-5 unless there is prior City Council approval. I have a client asking about Fireworks for an event in February off a barge near Nobu and wanted to see what the best way would be to get them started and get them in contact with the right person to help see about getting this on the council. Would that be you or someone else there at the City? Any assistance would be greatly appreciated, Thank you.

--

Aaron Beargeon
Operations Manager / PYRO Show Producer | www.pyrospec.com
abeargeon@pyrospec.com | 1-888-477-7976 - Office / 909-938-6635 - Cell
CONFIDENTIALITY NOTICE:
This message may contain confidential and privileged information. If it has been sent to you in error, please reply to advise the sender of the error and then immediately delete this message. Thank you.