



# AMERICAN FIREWORKS

1315 Hwy 71 W • P.O. Box 64  
Bastrop, Texas 78602  
Phone 512-321-4416 • Fax 512-321-7272

32326A FM 249  
Pinehurst, Texas 77362  
Phone 281-356-9419 • Fax 281-259-8065



March 25, 2013

The Honorable Bobby Lane  
Mayor Pro Tem, City of Buda  
121 Main Street  
Buda, Texas 78610

Re: **Annexation of +/- 36 acres, April 2013**

Dear Mr. Lane::

This letter is in reference to the possible annexation by the City of Buda of the 36 +/- acres along the access road of IH-35. The property I am concerned about is the 12.942 acres where my fireworks store and Big Tex Trailers are located. I am not against the annexation of the property. However to change the use of the property when and if the property becomes part of the City of Buda, destroy's everything I have accomplished and built on the property. Currently, the City of Buda does not allow fireworks to be sold inside the City limits or Corporate boundaries of the City. Therefore, if my property is annexed, I would no longer be able to use my property the 24 days per year necessary to sell fireworks. However, if I am allowed to continue using the property 24 days per year for the sale of fireworks, I believe there would be a fifty thousand dollar ( \$50,000) plus impact for the City of Buda. Here is how the City would realize the financial impact.

- \* The sales tax revenue from American Fireworks, based on sales of \$500,000 annual sales and possibly more each year.
- \* The sales tax revenue from Big Tex trailers, is at least the same as fireworks
- \* The property tax revenue
- \* American would give the City of Buda a \$20,000 fireworks show for the 4<sup>th</sup> of July, or more than one show, but a total of \$20,000 per year.

The other important facts for and about the property are:

- \* The property is being used for it's only use because of the hazardous waste. Under current conditions, nothing can be built on the property. This is based on soil samples and test.
- \* It only looks like a fireworks store 11 days in June and July (June 24<sup>th</sup> thru July 4<sup>th</sup>) and 13 days (December 20<sup>th</sup> through January 1<sup>st</sup>). Otherwise it is trailer sales.

**[www.BuyAmericanFireworks.com](http://www.BuyAmericanFireworks.com)**

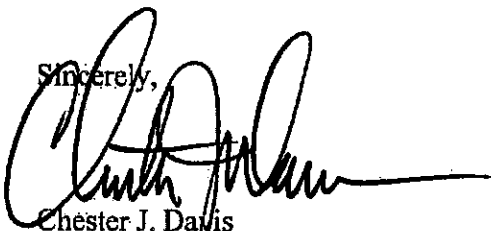
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- \* Only 6.0 acres in the front along the IH-35 access road, is available for use out of the 12.942 acres. The back part of the property that backs up to Old San Antonio Road is unusable because of ground gases.
- \* The property is well maintained 365 days per year and does not look like a fireworks store.

I am requesting a seven (7) year variance from the City of Buda to allow me to continue using my property for the sell of fireworks, 24 days per year. This request is based on several similar situations in other cities around the State of Texas where I have been annexed into the Corporate limits of a city. Some of those cities are Beeville, Cuero, Troy, Luling, Wharton, Reno, Marble Falls, Lufkin, Bellmead, Bastrop, Waxahachie and Seguin. In all of these cases in other cities, the economic impact for each city has not been equal to the positive impact the City of Buda would realize if I am allowed to continue doing business at my property in Buda. It is because Buda is my home place, and I want to continue being a part of the community for years to come.

In closing, I have noted the positive impact the City of Buda would receive if I am allowed to continue doing business after the annexation of the property. However, if I, after 35 years of building my business in Buda, Texas, lose the ability to sell fireworks from the property I have developed, it will create a hardship for my business and family. My prayer is that you will allow the variance for the use of fireworks, just 24 days per year, after the annexation.

Sincerely,



Chester J. Davis  
CEO/Owner  
Ches-Lee Enterprises, Inc.  
DBA American Fireworks