

ORDINANCE NO. 1439

AN ORDINANCE TO REGULATE AND LICENSE TAXI CABS AND DRIVERS THEREOF, PROHIBITING CERTAIN ACTS, DECLARING PENALTIES AND REPEALING ORDINANCE NO. 933.

THE CITY OF HOOD RIVER ORDAINS AS FOLLOWS:

Section 1: No person shall operate the business of a taxi cab in the City without first being licensed as provided in this ordinance. "Operate the business of a taxi cab" as used in this ordinance, shall mean the regular solicitation and acceptance of fares and the carrying of packages for a fee within the City.

This ordinance shall apply to those who operate taxi cabs from another city and who regularly solicit and do business within this city, but shall not apply to those who operate taxi cabs from another city and from that city bring a fare into this city and who then may not solicit but take a fare from this city to the city in which they regularly operate taxi cabs.

Section 2: The applicant for taxi cab license shall make application and provide the following information:

- a. Name, business address of resident owner or owners of the business or in the case of a corporation those owning more than 20% of the stock of said corporation.
- b. Make, year, type and passenger seating capacity of each vehicle for which application is made.
- c. A statement whether the owner or owners of the business or those having an interest in more than 20% of the corporate stock has ever been convicted of any crime, misdemeanor, or violation of municipal ordinance other than parking or minor traffic violation.
- d. Such other information as the council may

deem necessary for the proper protection of the public.

Section 3: Such license shall be for a period of one year. Before any license is granted the city recorder shall direct the Chief of Police to conduct an investigation of the applicant and in connection therewith may require the applicant to be fingerprinted. The Chief of Police shall, within thirty days of receipt by the city recorder of the request for license, make his report as to the applicant's financial ability and whether applicant has prior convictions for violations as set forth in subparagraph c of Section 2 above.

Section 4: The City Council, upon receiving the report, shall approve or disapprove the request for a license. The Council may deny any application for a license if it finds that:

- a. The applicant's financial responsibility and experience would be such that his operation of a taxi cab business would pose a reasonable hazard to the public health, safety and welfare of the citizens of Hood River.
- b. The applicant or officers thereof have prior criminal convictions.
- c. Such other reasons as the council deems proper.

Section 5: Prior to granting the license council shall establish by resolution rates which shall be charged for transport of persons and packages by taxi cab. Such rates shall be posted in plain view of the occupants of the passenger compartment and no other rate than that so established shall be charged.

Section 6: No person shall operate the business of a taxi cab in this city unless each vehicle so used is in proper repair and equipped in accordance with the motor vehicle code of this state.

Section 7: No person shall drive or operate any

taxi cab unless there is first filed with the city recorder a policy of public liability insurance issued by an insurance company licensed to conduct business in this state attesting that such insurance company will assume responsibility for injuries to person or property caused by the operation of the taxi cab in the following amounts:

a. For the death or injury to any one person or any one accident - \$100,000.00;

b. For death or injury to two or more persons in one accident - \$300,000.00;

c. For damage of property of others resulting from one accident - \$50,000.00;

with such policy of insurance to contain a provision against cancellation except upon thirty (30) days prior written notice to the city.

Section 8: The license fee for each vehicle proposed to be used as a taxi cab shall be \$50.00 per calendar year. Such annual payments shall be made not later than January 15th of any calendar year. An application for a license commencing after July 1 shall be \$37.50. The fee shall accompany the application and is not refundable.

Section 9: No person driving or operating a taxi cab licensed under this ordinance shall make delivery of any package, bottle or other container containing any alcoholic beverage, drug or other thing whose sale is prohibited by statute, ordinance or charter within the corporate limits of this city. This section shall not permit the carrying of such beverage, drug, or thing as an incident to the carrying of passenger in whose lawful possession such item is held.

Section 10: No license to operate the business of a taxi cab may be sold, assigned, mortgaged or otherwise transferred without prior approval of the city council.

Section 11: No person shall act as a taxi cab driver under this ordinance unless such person has first obtained the

written approval of the Chief of Police and been issued a permit as a taxi cab driver by the city recorder.

Section 12: No driver's permit shall be issued:

a. To a person who has been convicted of a crime involving moral turpitude or a dangerous drug as defined by state statute.

b. Person convicted of a major traffic offense as defined in the Motor Vehicle Code of the State of Oregon within two (2) years immediately preceding the application for permit.

c. Person not possessing a valid chauffer's license issued by the State of Oregon.

Section 13: The application for a driver's permit shall be accompanied by payment of \$25.00 which will constitute the fee for the remainder of the calendar year. Thereafter for a renewal of an existing permit that is requested within the first 15 days of the following year the fee shall be \$10.00. A request for a renewal not made before January 15th of the new year shall be treated as a new application.

Section 14: The city recorder may revoke a driver's permit upon a finding by the Chief of Police reported in writing to the city recorder that a condition exists or has existed that would make such driver ineligible to obtain such a permit.

Section 15: Any decision of the city recorder not to issue a driver's permit or to revoke a driver's permit may be appealed to the council within fifteen (15) days after the city recorder's decision thereon has been made and if not so appealed will be final.

Section 16: The council may revoke the taxi cab license of any holder upon finding that such holder has violated any provision of this ordinance. Written notice of intention to revoke together with a statement of the reasons therefore shall be given to the holder not less than seven (7) days nor more than

twenty-one (21) days before the final hearing on the proposal to revoke. That failure of holder to file written objections thereto more than forty-eight (48) hours prior to the time for hearing shall constitute sufficient evidence of the violation so charged that the council may revoke without a full hearing.

Section 17: Any notice to a licensee or permittee shall be sufficient if sent by certified mail to such licensee or permittee at the address given on the most current license or permit application or renewal with the running of time to start the day following the mailing of such notice.

Section 18: Violations of this ordinance shall be punished by a fine of not more than \$300.00 or imprisonment of not more than 30 days, or both, and each day for which such violation occurred shall constitute a separate offense.

Section 19: Ordinance No. 933 heretofore passed by the council on December 18, 1950, shall be and is hereby repealed and of no further force and effect.

Read for the first time: October 24, 1978.

Read for the second time: October 24, 1978.

PASSED by the Council of the City of Hood River
this 24th day of October, 1978.



City Recorder

APPROVED by the Mayor of the City of Hood River
this 24th day of October, 1978.



Mayor