Chapter 78 VEHICLES FOR HIRE

ARTICLE I. IN GENERAL

Secs. 78-1--78-25. Reserved.

ARTICLE II. TAXICABS

DIVISION 1. GENERALLY

Sec. 78-26. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Driver, operator* means any person in charge of or driving or operating a taxicab, as defined in this section, whether as owner, agent, employee or otherwise.

*Driver's permit* means the permission granted by the city council to a person to drive a taxicab within the city.

*Highway* means any of the public streets, alleys, lanes, boulevards, avenues, drives, circles, or roads of the city.

*License* means the license or authority granted by the governing body to engage in the taxicab business within the city.

*Owner* means any person having control of the operation or maintenance and collection of the revenue derived from taxicabs.

*Taxicab* means a motor vehicle operated for hire, the destination of which is under the direction of the passenger transported therein.

(Code 1976, § 20-20)

Cross reference(s)--Definitions generally, § 1-2.
CODE City of RIVERDALE, GEORGIA  Codified through Ord. No. 00-01, enacted January 10, 2000. (Supplement No. 8)

PART II CODE
Chapter 78 VEHICLES FOR HIRE
ARTICLE II. TAXICABS
DIVISION 1. GENERALLY
Sec. 78-27. Compliance with article prerequisite to operation.

Sec. 78-27. Compliance with article prerequisite to operation.

It shall be unlawful for any taxicab to be operated within the city unless and until the owner and operator shall have complied with the provisions of this article.

(Code 1976, § 20-21)

Sec. 78-28. Operation of business, driving vehicle; license and permit prerequisite.

No person shall operate any taxicab business within the city until the license provided for in this article has been granted and issued. No person shall drive a taxicab within the city without first having obtained a driver's permit as provided in this article.

(Code 1976, § 20-22)

Sec. 78-29. Examination, inspection and condition of vehicles.

Prior to the use and operation of any vehicle as a taxicab under the provisions of this article the vehicle shall be thoroughly examined and inspected by the chief of police or someone authorized by him who is familiar with the mechanical condition of vehicles. Such vehicle shall comply with such reasonable rules and regulations as may be prescribed by the chief of police in order to provide safe transportation. When the chief of police finds that a vehicle has met the standards of being a safe vehicle, he shall so notify the city clerk, who shall not issue a license until receiving the approval from the chief of police. Every vehicle operating under this article shall be periodically inspected by the chief of police at such intervals as shall be established by the city manager in order to ensure the continued maintenance of safe-operating taxicabs within the city. Every vehicle operating under this article shall be kept in a clean and sanitary condition.

(Code 1976, § 20-33)

Sec. 78-30. Information to be painted on vehicle.

The correct name, or trade name, and telephone number of the owner of each taxicab to distinguish such taxicab from other taxicabs operated in the city shall be painted or otherwise firmly and substantially affixed on each side of such taxicab, such numbers and lettering to be prescribed by the city manager and chief of police. All such words, letters, and figures shall be of sufficient size and height to be readily distinguished at a distance of 50 yards in the daytime.

(Code 1976, § 20-34)

Sec. 78-31. Regulation of fares and business generally; rate schedule to be posted.

The city council reserves the right to regulate the rates and fares from time to time to be charged by taxicabs and owners of taxicabs in the city, and to further regulate the taxicab business. The owner and driver of every taxicab operated in the city shall have posted at a conspicuous place inside the taxicab where all passengers may see the same, the rates charged for carrying passengers and the manner of determining the fare to be charged passengers.

(Code 1976, § 20-35)
Sec. 78-32. Stands.

Taxicabs shall be operated only from an established place of business, and before using the streets as parking places, operators of such taxicab must secure a permit from the city traffic engineer to park at a particular place, and no space shall be allowed for more than two vehicles in one particular locality; provided, nothing herein shall prohibit the concentration of a larger number of taxicabs at places where the public is assembled in large groups, such as baseball and football games, city auditoriums, churches, schools, and like gathering places.

(Code 1976, § 20-36)

Sec. 78-33. Discharging or receiving passengers; location restricted.

It shall be unlawful for any taxicab operator to stop his taxicab for the purpose of discharging or receiving passengers except at a point as near the righthand curb as possible.

(Code 1976, § 20-37)

Secs. 78-34–78-50. Reserved.

DIVISION 2. BUSINESS LICENSE

Sec. 78-51. Application required; contents.

(a) No license to operate or conduct a taxicab business within the city shall be granted except upon written application to the city manager, which application shall be filed with the city clerk, and shall contain:

(1) The full name and address of the person proposing to operate a taxicab or conduct a taxicab business within the city.

(2) The location from which the business is to be operated.

(3) Whether the operator of the taxicab business for which the license is sought is a corporation, and if so the names and addresses of all officers thereof and the amount of its capital stock.

(4) If the owner of the business to be conducted under the license is a partnership, such application must disclose the full name and residence, street and post office address of each of the partners interested in such partnership and the extent of such interest.

(b) Each application shall contain a full and complete statement of the business to be engaged in, the type of equipment to be used, the number and a particular description of all vehicles to be operated under such license, if granted, including the name and passenger capacity of each vehicle to be used.
CODE City of RIVERDALE, GEORGIA Codified through Ord. No. 00-01, enacted January 10, 2000. (Supplement No. 8)

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DIVISION 2. BUSINESS LICENSE

Sec. 78-51. Application required; contents.

(c) Such application shall show any other information required by the city council, city manager, city clerk or chief of police, and among other things shall affirmatively allege that any business conducted under the license granted upon such application shall be in full and complete compliance with all national, state, county, municipal and local laws, ordinances, rules and regulations with reference to wages, hours, and conditions of employment, and the protection by liability insurance of all persons whom the law requires the operators of such a business to protect.

(Code 1976, § 20-23)

Sec. 78-52. Investigation of application; public hearing and notice.

The application for a license to operate a taxicab business within the city shall be referred to the city manager, who shall investigate the application and thereafter report to the city council whether the application seems in the public interest.

(Code 1976, § 20-24)

Sec. 78-53. Report after investigation; issuance of license.

After receiving an application and acting thereon as provided for in section 78-52, the city manager shall make a report to the next regular meeting of the city council, at which time the council may either adopt or reject such report. If the city council then votes to grant the license, the city clerk shall issue the same to the applicant, provided the applicant files a copy of the liability insurance policy as required by this division.

(Code 1976, § 20-25)

Sec. 78-54. Form of license.

The license to operate a taxicab business provided for in this division shall be in the following language:

License

is hereby granted a license, subject to the rules and regulations of the city, to conduct the business of transporting passengers for hire under direction of the passenger in compliance with all laws, rules, and regulations of the City of Riverdale for twelve months, subject to the right of the governing body of the City of Riverdale to revoke this license at any time. Not transferable. This _______ day of ________, 19______.

City Clerk

Approved by:

City Manager

(Code 1976, § 20-26)

Sec. 78-55. License tax payment.
CODE City of RIVERDALE, GEORGIA Codified through Ord. No. 00-01, enacted January 10, 2000. (Supplement No. 8)

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DIVISION 2. BUSINESS LICENSE

Sec. 78-55. License tax payment.

Every person engaged in the business of conducting a taxicab business in the city shall pay to the city an annual occupation tax for the privilege of using the streets for carrying on the same.

(Code 1976, § 20-27)

Sec. 78-56. Minimum age of operators.

No license to operate a taxicab business shall be granted to any person under 21 years of age.

(Code 1976, § 20-28)

Sec. 78-57. Assignment, etc., of license.

No license granted under the provisions of this division may be sold, assigned, transferred, leased or otherwise disposed of except upon approval of the city council.

(Code 1976, § 20-29)

Sec. 78-58. Temporary permit prohibited.

It shall be unlawful for any temporary permit to be issued for the operation of taxicabs in the city.

(Code 1976, § 20-30)

Sec. 78-59. Insurance required.

No license to operate any taxicab business within the city shall be issued or continued in operation unless there is in full force and effect a liability insurance policy for each vehicle authorized in the amount of $100,000.00 for bodily injury to any one person; in the amount of $300,000.00 for injuries to more than one person which are sustained in the same accident; and $50,000.00 for property damage resulting from any one accident. Such insurance policy shall inure to the benefit of any person who shall be injured or who shall sustain damage to property proximately caused by the negligence of the holder of any taxicab license, his servants, or agents. Such insurance shall be with a company authorized to do business in the state and such insurance shall be kept of force; and it shall be the duty of the chief of police of the city to enforce this requirement. Such insurance shall be subject to approval of the city council; and termination of the insurance protection shall automatically operate as a revocation of the license to operate a taxicab business within the city. Certified certificate of insurance shall be filed with the city clerk and provisions made with the insurance companies that the city be given ten days' written notice before cancellation of any policy.

(Code 1976, § 20-31)

Sec. 78-60. Revocation and suspension of license.
CODE City of RIVERDALE, GEORGIA Codified through Ord. No. 00-01, enacted January 10, 2000. (Supplement No. 8)

PART II CODE

Chapter 78 VEHICLES FOR HIRE

ARTICLE II. TAXICABS

DIVISION 2. BUSINESS LICENSE

Sec. 78-60. Revocation and suspension of license.

(a) Upon a violation of any provision of this article, a license to operate a taxicab business in the city may be suspended or revoked in addition to any other penalty that may be imposed as authorized by law.

(b) Notice of proposed suspension or revocation shall be provided to the licensee at least ten days prior to the effective date of such action. The notice shall be in writing and shall inform the licensee of the time, date and place for hearing the proposed suspension or revocation. The hearing shall be conducted by the city manager who shall issue his decision in writing. Appeals from the city manager’s decision may be taken to the city council by filing written notice of appeal within ten days of the city manager’s determination.

(Code 1976, § 20-32)

Secs. 78-61–78-75. Reserved.

DIVISION 3. DRIVERS’ PERMITS

Sec. 78-76. Required.

No person shall drive a taxicab for hire upon the streets of the city, and no person who owns or controls a taxicab shall permit it to be so driven, and no taxicab licensed by the city shall be so driven at any time for hire, unless the driver of the taxicab shall have first obtained and shall have then in force a taxicab driver’s permit issued under the provisions of this division.

(Code 1976, § 20-40)

Sec. 78-77. Application; addenda; fee.

(a) Before any person may drive any taxicab within the city, he shall make a written application to the city manager for a permit, and shall furnish the city with a recognizable wallet size photograph of himself, such application to be under oath. The application shall be filed with the chief of police. The application shall give the full correct name, age, height, weight, color, home, street and post office address of such applicant, and state whether he is of sound mind, has good eyesight, and whether he has ever been convicted of or pleaded guilty or nolo contendere to any federal, state, or city law governing traffic, motor vehicles or the use of alcoholic beverages, narcotics or drugs, and, if so, the number of times and the kinds of offenses for which he has been convicted and the times when and the places where such convictions occurred. Such application shall also show for whom the applicant desires to drive and shall furnish any other information desired by the city council, the city manager, or the chief of police.

(b) Each application shall be accompanied by a certificate from a reputable physician of the city certifying that, in his opinion, the applicant is not inflicted with any disease or infirmity which might make him an unsafe or unsatisfactory driver.

(c) At the time the application is filed, the applicant shall pay to the city clerk a fee as set forth in the schedule of fees and charges.

(Code 1976, § 20-41)

Sec. 78-78. Investigation of application; report; issuance; effective period.
The city manager and the chief of police are charged with the duty of investigating all applications for permits to drive taxicabs and to report to the city council the results of their investigation, and thereafter, upon approval by the council of the application for a taxicab driver's permit, the city clerk shall issue the permit to the applicant, which shall bear the name, address, color, age, signature and photograph of the applicant. Such license shall be in effect for the remainder of the calendar year. A permit for every calendar year thereafter shall issue to the applicant upon the payment of an amount set by the city council unless the permit for the preceding year of the applicant has been revoked.
CODE City of RIVERDALE, GEORGIA Codified through Ord. No. 00-01, enacted January 10, 2000. (Supplement No. 8)
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DIVISION 3. DRIVERS' PERMITS
Sec. 78-78. Investigation of application; report; issuance; effective period.

(Code 1976, § 20-42)

Sec. 78-79. Posting in cab.

Every driver who has been issued a permit under this division shall post his driver's permit in such a place as to be in full view of all passengers while such driver is driving a taxicab.

(Code 1976, § 20-43)

Sec. 78-80. Suspension and revocation--Grounds.

Every driver holding a permit under this division shall comply with all city, state, and federal laws pertaining to the business of driving a taxicab, and failure to do so will justify the suspending or revoking of the permit as set forth herein.

(Code 1976, § 20-44)

Sec. 78-81. Same--Procedure.

(a) The chief of police or the city manager is hereby given the authority to suspend any driver's permit issued under this division for a driver's failing or refusing to comply with the provisions of this article, such suspension to last for a period of not more than 30 days.

(b) Notice of proposed suspension or revocation shall be provided to the permittee at least ten days prior to the effective date of such action. The notice shall be in writing and shall inform the permittee of the time, date and place for hearing the proposed suspension or revocation. The hearing shall be conducted by the city manager, who shall issue his decision in writing. Appeals from the city manager's decision may be taken to the city council by filing written notice of appeal within ten days of the city manager's determination.

(Code 1976, § 20-45)

Sec. 78-82. Temporary permits.

Upon the concurrence of the mayor, the city manager, and the chief of police a temporary driver's permit for any person to drive a taxicab within the city may be issued for a period not to exceed 30 days, provided the recipient has a state driver's permit that has never been revoked, suspended, canceled or modified and which does not show the holder thereof to have been convicted of operating an automobile under the influence of intoxicants or for violating any state statute governing the operating of motor vehicles. Every temporary driver's permit issued pursuant to the provisions of this section shall have written or printed thereon the name, the person for whom the applicant is to drive, the age, height, color, and address of such driver; the date of issuance of such permit and "Temporary Permit Expiring __________ Days from Date Hereof," which quoted words shall be in black face type. The permit shall be signed by the chief of police and the mayor.

(Code 1976, § 20-47)

APPENDIX A ZONING*