(39) **Taxicabs.** To regulate and license vehicles operated for hire in the city; to limit the number of such vehicles; to require the operators thereof to be licensed; to require public liability insurance on such vehicles in the amounts to be prescribed by ordinance; and to regulate the parking of such vehicles.

(40) **Urban redevelopment.** To organize and operate an urban redevelopment program.

(41) **Other powers.** To exercise and enjoy all other powers, functions, rights, privileges, and immunities necessary or desirable to promote or protect the safety, health, peace, security, good order, comfort, convenience, or general welfare of the city and its inhabitants; to exercise all implied powers necessary to carry into execution all powers granted in this Charter as fully and completely as if such powers were fully stated in this Charter; and to exercise all powers now or in the future authorized to be exercised by other municipal governments under other laws of the State of Georgia; and no listing of particular powers in this Charter shall be held to be exclusive of others, nor restrictive of general words and phrases granting powers, but shall be held to be in addition to such powers unless expressly prohibited to municipalities under the Constitution or applicable laws of the State of Georgia.

(Ord. of 7-28-98)

**Section 1.14. Exercise of powers.**

All powers, functions, rights, privileges, and immunities of the city, its officers, agencies, or employees shall be carried into execution as provided by this Charter. If this Charter makes no provision, such shall be carried into execution as provided by ordinance or as provided by pertinent laws of the State of Georgia.

**ARTICLE II. GOVERNMENT STRUCTURE**

**Section 2.10. City council creation; number; election.**

The legislative authority of the government of this city, except as otherwise specifically provided in this Charter, shall be vested in a city council to be composed of a mayor and five (5) councilmembers. The mayor and councilmembers shall be elected in the manner provided by this Charter.

**Section 2.11. City council terms and qualifications for office.**

The members of this city council shall serve for terms of two (2) years and until their respective successors are elected and qualified. No person shall be eligible to serve as mayor or councilmember unless he shall have been a resident of the city for a period of one (1) year preceding the date of the election of the mayor or members of the city council and must be a qualified voter in municipal elections for officers of said city; and the mayor or councilmember shall continue to reside therein during his period of service and to be registered and qualified to vote in municipal elections of this city.

**Section 2.12. Vacancies; filling of vacancies.**

(a) The office of mayor or councilmember shall become vacant upon the incumbent's death, resignation, forfeiture of office, or removal from office in any manner authorized by this Charter or the general laws of the State of Georgia.

(b) A vacancy in the office of mayor or councilmember shall be filled for the remainder of the unexpired term, if any, as provided for in this Charter.

**Section 2.13. Compensation and expenses.**
ARTICLE XI. TAXICABS

*Charter reference(s)—Authority to regulate taxicabs, § 1.13(39).

Cross reference(s)—Limousine service, § 7-186 et seq.; motor vehicles and traffic, Ch. 8.

DIVISION 1. GENERALLY

Sec. 7-391. Definition.

For the purposes of this article, the word taxicab means and includes any vehicle used to carry passengers for hire but not operating on a fixed route.

(Ord. of 4-13-87(1), § 1)

Sec. 7-392. Traffic rules.

It shall be the duty of each driver of a taxicab to obey all traffic rules established by statute, this Code or ordinance.

(Ord. of 4-13-87(1), § 11)

Sec. 7-393. Unlawful use.

It shall be unlawful to knowingly permit any taxicab to be used in the perpetration of a crime or misdemeanor.

(Ord. of 4-13-87(1), § 12)
CODE OF ORDINANCES City of DULUTH, GEORGIA Codified through Ordinance of Jan. 24, 2000. (Sup
PART II CODE OF ORDINANCES
Chapter 7 LICENSES AND BUSINESS REGULATIONS*
ARTICLE XI. TAXICABS*
DIVISION 1. GENERALLY
Sec. 7-394. Passengers.

Sec. 7-394. Passengers.
(a) It shall be the duty of the driver of any taxicab to accept as a passenger any person who seeks to so use
the taxicab, provided such person conducts himself in an orderly manner. No person shall be admitted to a
taxicab occupied by a passenger without the consent of the passenger.

(b) The driver shall take his passenger to his destination by the most direct available route from the place
where the passenger enters the cab.

(Ord. of 4-13-87(1), § 13)

Sec. 7-395. Rates of fare, meters.
(a) No taxicab shall be operated unless it is equipped with a meter in good condition to record the amount to
be charged on each trip, which amount shall be shown in figures visible to the passenger. Upon paying his
fare, each passenger shall be given a receipt showing the amount so paid and the name of the company or
person operating the cab, together with the number of the cab if such company or person operates more than
one (1) taxicab in the city.

(b) It shall be unlawful for a passenger to fail or refuse to pay the lawful fare at the termination of the trip.

(c) No extra charge shall be made for baggage or parcels the size of which permits them to be carried in the
cab.

(Ord. of 4-13-87(1), § 14)

Sec. 7-396. Penalty.
Any person violating any provision of this article shall be fined not less than one hundred dollars ($100.00) nor
more than one thousand dollars ($1,000.00) for each offense, and a separate offense shall be deemed
committed on each day during or on which a violation occurs or continues.

(Ord. of 4-13-87(1), § 15)

Secs. 7-397--7-405. Reserved.

DIVISION 2. VEHICLE LICENSE

Sec. 7-406. Required.
CODE OF ORDINANCES City of DULUTH, GEORGIA Codified through Ordinance of Jan. 24, 2000. (Sup
PART II CODE OF ORDINANCES
Chapter 7 LICENSES AND BUSINESS REGULATIONS*
ARTICLE XI. TAXICABS*
DIVISION 2. VEHICLE LICENSE
Sec. 7-406. Required.

It shall be unlawful to engage in the business of operating a taxicab in the city without first having secured a
license therefor.

(Ord. of 4-13-87(1), § 2)

Sec. 7-407. Application.

Applications for a taxicab license shall be made in writing to the clerk, and shall state thereon the name of the
applicant, the intended place of business and the number of cabs to be operated. If the applicant is a
corporation, the names and addresses of the president and secretary thereof shall be given.

(Ord. of 4-13-87(1), § 3)

Sec. 7-408. Issuance.

No taxicab license shall be issued to or held by any person who is not a person of good character or who has
been convicted of a felony; nor shall such license be issued to or held by any corporation if any officer thereof
would be ineligible for a license under the foregoing conditions.

(Ord. of 4-13-87(1), § 3)

Sec. 7-409. Fee.

The annual regulatory permit fee for a license required by this article, payable in advance, for each taxicab
business shall be twenty-five ($25.00) per vehicle. Whenever the number of cabs so operated shall be
increased during the license year, the licensee shall notify the clerk of such change and shall pay any
additional fee.

(Ord. of 4-13-87(1), § 4; Ord. of 2-25-91(2); Ord. of 2-12-96, § 1)

Sec. 7-410. Nontransferability.

A license issued under this article, or any rights or privileges thereunder, may not be sold, transferred, leased
or assigned.

(Ord. of 4-13-87(1), § 5)

Sec. 7-411. Vehicle identification.
(a) The clerk or chief of police shall issue suitable tags or decals for the number of cabs covered by each license. Such tag or sticker shall be displayed in a prominent place on each taxicab while it is in use, and may be transferred to any taxicab put into service to replace one (1) withdrawn from service.

(b) The licensee shall notify the clerk of the motor number and state license number of each cab operated and of the corresponding city tag or decal number.

(Ord. of 4-13-87(1), § 6)

Sec. 7-412. Vehicle inspections.

(a) No taxicab shall be operated unless it bears a state license duly issued. No such cab shall be operated unless it is equipped with proper brakes, lights, tires, horn, muffler, rear vision mirror and windshield wiper in good condition. The operation of any cab which fails to meet the standards of safety requirements shall be discontinued until such time as the deficiency is eliminated.

(b) Each taxicab, while operated, shall have on each side, in letters readable from a distance of twenty (20) feet, the name of the licensee operating it. If more than one (1) cab is operated by a licensee, each cab shall be designated by a different number, and such number shall also appear on each side of such cab.

(Ord. of 4-13-87(1), § 7)

Sec. 7-413. Insurance.

Before a licensee operates a taxicab service within the city, it shall secure and maintain in force at all times a liability insurance policy issued by a company authorized to do business in the state covering each vehicle to be used for taxicab service, with limits that are listed by the Official Code of Georgia as minimum required insurance for a motor vehicle. A current copy of the insurance policy or certificate of insurance shall be filed in the office of the city clerk.

(Ord. of 4-13-87(1), § 9; Ord. of 4-27-92)

Sec. 7-414. Revocation and suspension.

The chief of police or the city clerk shall revoke a taxicab license for repeated violations of this article or for failure to keep in effect the insurance required by this division. No license shall be revoked without thirty (30) days' written notice specifying the reasons, and an opportunity for a public hearing.

(Ord. of 4-13-87(1), § 10)

Secs. 7-415–7-425. Reserved.

DIVISION 3. DRIVER’S PERMIT
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PART II  CODE OF ORDINANCES
Chapter 7  LICENSES AND BUSINESS REGULATIONS*
ARTICLE XI. TAXICABS*
DIVISION 3. DRIVER'S PERMIT
Sec. 7-426. Required.

Sec. 7-426. Required.
No person shall drive a taxicab unless he shall have secured a permit therefor as herein provided.
(Ord. of 4-13-87(1), §§ 8, 16)

Sec. 7-427. Qualifications.
No taxicab driver's permit shall be issued to any person who is not licensed to operate a motor vehicle or who
is not familiar with the traffic laws and ordinances in force in the city.
(Ord. of 4-13-87(1), § 18)

Sec. 7-428. Fee.
The annual fee for a city taxicab driver's permit shall be set from time to time and a schedule of such fee is on
file in the city clerk's office.
(Ord. of 4-13-87(1), § 17; Ord. of 2-25-91(2))

Sec. 7-429. Conduct.
It shall be unlawful for any driver of a taxicab while on duty to drink any intoxicating liquor, or to use any
profane or obscene language, to shout or call to prospective passengers, or to disturb the peace in any way.
(Ord. of 4-13-87(1), § 8)

Sec. 7-430. Revocation.
The chief of police may revoke any taxicab driver's permit for repeated violations of traffic laws or ordinances,
or of any provision of law regulating the conduct of such drivers.
(Ord. of 4-13-87(1), § 19)
ARTICLE III. STOPPING, STANDING AND PARKING*

*State law reference(s)—Municipal authority to regulate stopping, standing and parking. O.C.G.A. § 40-6-371 (a)(1).

Sec. 8-66. General regulations.

(a) It shall be unlawful to permit any motor vehicle to stop, stand, or park in any of the following places and locations, except when necessary to avoid conflict with other traffic or in compliance with the directions of a policeman or traffic control device:

(1) In any intersection;
(2) In any crosswalk;
(3) Upon any bridge or viaduct or approach thereto;
(4) Between a safety zone and the adjacent curb or within thirty (30) feet of a point of the curb immediately opposite the end of a safety zone;
(5) Within thirty (30) feet of a traffic signal, beacon, or sign on the approaching side;
(6) Within twenty (20) feet of any intersection or crosswalk;
(7) At any place where the standing of a vehicle will reduce the usable width of the roadway from moving traffic to less than eighteen (18) feet;
(8) Within fifteen (15) feet of a fire hydrant;
(9) At any place where the vehicle would block the use of a driveway;
(10) Within fifty (50) feet of the nearest railroad grade crossing;

(11) Within twenty (20) feet of the driveway entrance to any fire department station and on the side of the street opposite the entrance to any such station within seventy-five (75) feet of such entrance when a sign is properly posted;

(12) On any sidewalk or parkway;

(13) At any place where official signs prohibit parking.

(b) It shall be unlawful, at any time, to permit any vehicle to park or stand along any of the following streets located within the city:

(1) Ashley Lane;

(2) Meeting Street;

(3) East Bay Street;

(4) Brock Road.

(c) It shall be unlawful to permit any vehicle to park or stand along any of the following streets located within the city during the time period from 6:00 a.m. to 4:00 p.m., Monday through Friday:

(1) Oak Street;

(2) South Street;

(3) First Street;

(4) Reserved;

(5) Mason Drive;
(6) Mattison Street;
(7) Pinecrest Circle;
(8) Regency Park Drive cul-de-sac.

(d) The chief of police of the city or any other person authorized by the mayor and council or the chief of police shall cause signs to be posted in all areas where parking is limited or prohibited by provisions of this section, indicating such limitations or prohibitions.

(e) Any person, firm or corporation violating any provision of this section shall be fined not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100.00) for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

(Ord. of 5-29-90; Ord. of 3-9-92; Mo. of 4-20-92; Ord. of 6-8-92; Ord. of 3-25-96)

Sec. 8-67. Unauthorized parking.

(a) Unauthorized parking on private property prohibited. It shall be unlawful for any person to park a vehicle on any private property in an attempt to sell said vehicle unless the owner of the vehicle procures the express written consent of the owner or person in lawful possession thereof and the display of the vehicle is otherwise in compliance with the provisions of the zoning ordinance of the city and all other applicable city ordinances and state laws. In the event the identity of the driver of such vehicle is unknown, the owner or person in whose name such vehicle is registered shall be prima facie deemed to be in violation hereof.

(b) Unauthorized parking on public right-of-ways. It shall be unlawful for any person to park a vehicle on a public right-of-way in an attempt to sell said vehicle. In the event the identity of the driver of such vehicle is unknown, the owner or person in whose name such vehicle is registered shall be prima facie deemed to be in violation hereof. Any officer locating a vehicle in violation of this section shall place a notice on the vehicle warning that the vehicle will be towed if not removed within twenty-four (24) hours. Any vehicle not removed within twenty-four (24) hours may be towed in accordance with state law.

(c) Penalty. This section may be enforced by the police department or the planning and development department. Any person, firm or corporation violating any provision of this section shall be fined not less than fifty dollars ($50.00) nor more than five hundred dollars ($500.00) for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

(Ord. of 12-13-99)

Secs. 8-68–8-85. Reserved.

ARTICLE IV. ABANDONED VEHICLES*