

CHAPTER 58

TAXICABS

- Section 58-1.** Definitions
- Section 58-2.** General Requirements.
- Section 58-3.** Taxi Driver's License Required.
- Section 58-4.** Terms and Fees of Driver's Licenses.
- Section 58-5.** Taxicab Licenses Required.
- Section 58-6.** Terms and Fees of Taxicab Licenses.
- Section 58-7.** Certificate Conspicuously Displayed; Certificate Transfer.
- Section 58-8.** Payment of Fares.
- Section 58-9.** Rates.
- Section 58-10.** Transfer.
- Section 58-11.** Use for Unlawful Purposes.
- Section 58-12.** Parking.
- Section 58-13.** Penalties.

SECTION 58-1. DEFINITIONS

Unless otherwise expressly stated, whenever used in this Chapter, the following words shall have the meaning given to them by this section.

STREET – Shall mean and include any street, alley, avenue, land or public place in the Village.

TAXICABS – Shall mean and include any motor vehicle engaged in the business of carrying persons for hire, whether the same be operated from a taxi stand or subject to calls from garage, residence or otherwise operated for hire, except vehicles subject to the provisions of the Transportation Law, or used by undertakers in the conduct of their business.

TAXI DRIVER'S LICENSE – Shall mean and include permission granted by the Board of Trustees, to any person to drive upon the streets of said Village any licensed taxicab.

TAXICAB LICENSE – Shall mane and include permission granted by the Board of Trustees, to any person to operate or keep for hire, any taxicab in said village.

TAXICAB DRIVER – Shall mane an person who drives a taxicab, whether such person be the owner of such taxicab or employed by a taxicab owner or operator.

OPERATOR – Shall mean and include any person owning or having control of the use of one or more taxicabs used for hire upon the streets of the village or engaged in the business of operating a taxicab.

SECTION 58-2. GENERAL REQUIREMENTS

It shall be unlawful for any person to drive, operate or keep for hire or pay within the limits of the village, any taxicab without first having obtained and paid for a license to operate or keep such taxicab for pay or hire, and having the same in force and effect, under the provisions of this ordinance.

SECTION 58-3. TAXI DRIVER'S LICENSE REQUIRED

No person shall drive a taxicab, and no person shall permit anyone to drive a taxicab within the limits of the Village of Arcade, New York, without such driver having first obtained and paid for and having in force and effect a taxi driver's license under the provisions of this ordinance.

SECTION 58-4. TERMS AND FEES OF DRIVER'S LICENSES

Driver's licenses shall be issued as of January 1, in each and every year, and shall be valid to and including December 31, next succeeding. The fee for such license shall be \$1.00 per year or any part thereof.

SECTION 58-5. TAXICAB LICENSES REQUIRED

It shall be unlawful for any person to operate or permit to be operated, a taxicab upon the streets of the village, without first having obtained and paid for and having in force and effect, a taxicab license under the provisions of this ordinance.

SECTION 58-6. TERMS AND FEES OF TAXICAB LICENSES

Taxicab licenses shall be issued as of January 1, in each and every year, and shall be valid to and including December 31, next succeeding. The fee for such license shall be \$10.00 for the first taxicab per year or part thereof, and for each additional taxicab owned or operated by the same applicant, there shall be imposed the additional sum of \$5.00 per year, as a license fee, or any part thereof.

SECTION 58-7. CERTIFICATE CONSPICUOUSLY DISPLAYED; CERTIFICATE TRANSFER

Each operator licensed under Section 58-5 of this Chapter shall receive a license certificate for the particular vehicle licenses and which certificate shall be carried and conspicuously displayed in the taxicab for which it is issued at all times, and any licensee who defaces, alters, obliterates or otherwise changes any official entry made upon his or her license certificate, or permits the same to be done, shall have his or her license revoked. If a taxicab shall be disabled, disqualified for service or sold, or otherwise disposed of, the Board of Trustees may at its discretion permit the use of such license certificate granted for such taxicab to be transferred and used on another vehicle, provided such taxicab and the applicant for such transfer shall comply with the provisions of this ordinance.

SECTION 58-8. PAYMENT OF FARES

Each driver of a taxicab shall have the right to demand payment of the legal fare in advance and may refuse employment unless so prepaid, but no driver of a taxicab shall otherwise refuse or neglect to convey any orderly person or persons upon request and offer to pay therefor anywhere in the village, unless previously engaged or otherwise necessarily unable to do so.

SECTION 58-9. RATES

The rates to be charged or taken by any and all persons licenses under this ordinance to carry passengers for hire, within the limits of the Village shall be set by the licensee, uniform in nature, and be filed with the Village Clerk, subject to approval by the Village Board.

SECTION 58-10. TRANSFER

No license obtained under the provisions of any of the preceding sections shall be transferable but shall be and remain for the proper use and benefit of the parties to whom the same is issued, except as herein before provided in Section 58-7.

SECTION 58-11. USE FOR UNLAWFUL PURPOSES

It shall be unlawful for any licensed driver of any taxicab to misrepresent the name of his or her employer or knowingly to receive or transport any person or persons who intend to commit any unlawful act in such vehicle, during the trip or at the termination thereof, whether within such vehicle or elsewhere, or knowingly to permit any unlawful act or conduct therein. It shall be unlawful for any such driver to solicit or procure or to aid or assist in soliciting or procuring any person to ride in a licenses taxicab with the intent to commit any unlawful act therein or at any time during the trip or at the termination thereof, whether within the vehicle or elsewhere.

SECTION 58-12. PARKING

No taxicab shall stand or park on the streets in the village when not in use, except on such streets or portions of streets as shall be designated as taxicab stands by resolution of the Board of Trustees. No space within the parking meter zones of the village as now or as may hereafter be established, shall be designated as taxicab stands except upon written application for a permit therefor to the Board of Trustees and the payment to the Village Clerk of an annual fee for such permit of \$25.00, such annual permit period to be reckoned from July 1 of each year. Such application will not be entertained by the Board of Trustees unless the applicant is a duly licenses operator pursuant to Section 58-7, and 8 of this Chapter. Operators who do not wish to use the stands or portions of streets designated by the Board of Trustees as taxicab stands or who fail to pay the annual permit fee therefor within parking meter zones where annual permit fees are required, must provide a private stand approved by the Board of Trustees and such taxicabs must be kept at such stands at all times when not in use.

SECTION 58-13. PENALTIES

- A. Owners. Any owner or driver of a taxicab not licenses or equipped in accordance with the provisions of this Chapter or a taxicab the license of which has been revoked or suspended, who engages in the business of a taxicab as defined herein, or attempts to engage in such business or solicits passengers for hire, shall upon conviction, be punished by a penalty of not more than \$100.00
- B. Drivers. Any person, not having been duly licenses as a taxicab driver, or any person whose license as such driver has been revoked, or any person whose license has been suspended, and who, during the term of suspension drives for hire, a taxicab upon the streets of the village, shall upon conviction, be punished by a penalty of not more than \$100.00
- C. For any violations of any provisions of this Chapter for which no punishment is specifically provided, the punishment upon conviction for such violation, shall be a penalty of not more than \$100.00.
- D. Suspension, revocation of licenses. In addition to the fine authorized by this Chapter, any licensee shall be subject to the suspension or revocation of his or her license upon conviction for any violation of this Chapter or of any other Chapter or law governing the operation of motor vehicles. The Board of Trustees, may in its discretion, suspend or revoke a license granted under any provisions of this ordinance, pending or in advance of the original prosecution of the licensee.

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