

ORDINANCE NO. 086-044

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE MOTOR VEHICLES AND TRAFFIC ORDINANCE OF THE TOWN OF ADDISON, TEXAS, TO ADD SECTIONS 9-54 THROUGH 9-57 TO ARTICLE I., IN GENERAL, TO PROVIDE FOR OPERATION OF TAXICABS IN ADDISON; PROVIDING DEFINITIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That the Motor Vehicles and Traffic Ordinance of the Town of Addison, Texas is hereby amended to read as follows:

ARTICLE I. IN GENERAL

Sec. 9-54. Definitions

(1) "Taxicab" means a chauffeured motor vehicle with a rated passenger capacity of eight or less, used to transport persons for hire that typically operates on irregular routes, irregular schedules, and a call and demand basis, but not including limousines, car pools, buses or ambulances.

(2) "Operating authority" means a current and valid franchise, annual permit or temporary permit.

(3) "Person" means an individual; corporation; government or governmental subdivision; or agency, trust, partnership, or two or more persons having a joint or common economic interest.

(4) "Taxicab service" means a passenger transportation service operated for hire that uses taxicabs in the opera-

Published
5/22/86



tion of the service and includes (but is not limited to) a facility from which the service is operated, taxicabs used in the operation, and a person who owns, controls, or operates the service.

(5) "Approved city" means the City of Dallas or any other city approved by the City Council.

Sec. 9-55. Applicability of Chapter to Vehicles From Outside of City.

A vehicle which is lawfully transporting a passenger from a point outside of the city to a destination within the city, or, after discharging such a passenger within the city, is returning empty by the most direct route to its regular place of business outside the city, is excepted from the provisions of this chapter; provided that no such vehicle shall solicit or accept a passenger from any point within the city for transportation to any destination whatsoever.

Sec. 9-56. Operating Authority Required.

(1) A person may not operate a taxicab service inside the corporate limits of the Town of Addison without first obtaining operating authority by an approved city, as that term is defined in this chapter.

(2) A person may not transport a passenger for hire inside the corporate limits of the Town of Addison by taxicab unless the person driving the taxicab or another who employs or contracts with the driver has been granted operating authority by an approved city, as that term is defined in this chapter.

Sec. 9-57. Authority to Inspect.

Officers of the Police Department may inspect a taxicab service operating under this chapter to determine whether the service complies with this chapter or other applicable law and may demand to see the permit or license of such taxicab service to determine if such permit or license is in effect, current and valid.

SECTION 2. Any person, firm or corporation violating any of the provisions of this Ordinance, shall upon commission be deemed guilty of a misdemeanor, and shall be subject to a fine

not to exceed the sum of Two Hundred and no/100 Dollars (\$200.00) for each offense, and each day such violation continues shall constitute a separate offense.

SECTION 3. That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 5. The fact that the present Code does not provide for operation of taxicabs within the City, and is therefore inadequate to properly safeguard the general public, health and safety, creates an emergency and an imperative public necessity, and the ordinance shall take effect and be in force from and after its adoption.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, this the 13th day of May, 1986.


MAYOR

ATTEST:


CITY SECRETARY