

ORDINANCE NO. 12

AN ORDINANCE providing for the licensing and regulation of taxicabs and drivers thereof in the Town of Gig Harbor, providing for revocation of licenses and penalties for the violation thereof.

BE IT ORDAINED by the Council of the Town of Gig Harbor:

Section 1. DEFINITIONS. Words and phrases as used in this ordinance shall mean as follows:

"Taxicab" shall mean any automobile or other vehicle in which transportation is offered for a monetary consideration or fee, excluding, however, ambulances and other emergency vehicles.

"Operator" shall mean any person who shall own or have any interest in, or who shall drive a taxicab.

"Person" shall mean an individual, corporation, co-partnership or association.

Section 2. LICENSES. It shall be unlawful for any person to operate a taxicab within the Town of Gig Harbor without first obtaining a license for said taxicab.

It shall be unlawful for any person to drive a taxicab upon the streets of the Town of Gig Harbor without first having obtained a taxicab driver's license.

Section 3. LICENSE FEES. License fees shall be as follows:

Taxicab licenses -- Twenty-five (\$25.00) Dollars per year. If application therefor is made after the 1st day of July in any year, the license fee shall be Twelve & 50/100 (\$12.50) Dollars for the balance of such year.

Taxicab driver's licenses - Five (\$5.00) Dollars per year.

All licenses issued hereunder shall expire on December 31st of each year.

Section 4. INSPECTION. All taxicabs licensed within the Town of Gig Harbor shall be inspected by the Town Marshal, and no license shall be issued for any taxicab unless the same is in a safe condition for use.

Section 5. QUALIFICATIONS OF DRIVERS. Every person desiring to drive a taxicab within the Town of Gig Harbor shall make written application to the Town Clerk for a license so to do. Such

of the rates and prices intended to be charged by the owner or operator of said taxicab.

Section 7. ACTION BY TOWN COUNCIL. All applications for taxicab licenses shall be referred to the Town Council for its approval or rejection. In the event of a rejection of an application the applicant shall be given an opportunity to appear before the Town Council before final action of rejection is taken by the Council.

Section 8. POSTING OF FARES AND RATES. Every owner or operator of a taxicab shall cause to be posted conspicuously, in full view of all passengers, the schedule of the rates and prices filed by said owner or operator with the Town Council. Any changes in rates and prices shall be filed with the Town Council and shall be approved by it before being put into effect by the owner or operator.

Section 9. SEPARATE OFFENSES -- PENALTIES. Each day's violation of this ordinance shall be deemed a separate offense. Any person violating this ordinance shall be guilty of a misdemeanor and shall be punished by a fine not exceeding \$100.00 and by confinement in the Town jail or County jail for a term not exceeding thirty (30) days, or both.

Section 10. REVOCATION OF LICENSES. Upon complaint by the Town Marshal or written complaint by any interested citizen that any licensee hereunder has violated any of the provisions of this ordinance, the Town Council may revoke any license issued hereunder and may suspend, either temporarily or permanently, the right of said licensee to obtain further and additional licenses. In case of the revocation of the license or suspension of the right of the licensee to obtain further licenses, the Town Clerk shall refuse to issue further licenses to said licensee.

Any licensee whose right to licenses has been suspended shall have the right to a hearing before the Town Council by filing with the Town Clerk a written request therefor after the entry of the order of suspension. Said application for hearing shall specify

application shall state his name, age, place of birth, place of residence, length of time he has resided in the Town of Gig Harbor, his marital status, his last place of employment with the name and address of his employers, whether he has been previously licensed anywhere as a taxicab driver and if so, where; whether any such license and/or licenses, has or have been revoked, and if so for what cause; whether he has ever been charged with crime, and if so, the number of such charges, the approximate dates thereof, the names of the court or courts in which he was charged and the crime or crimes with which he was charged and the final disposition of the case or cases; whether he is the possessor of a driver's license under the Laws of the State of Washington licensing him to drive a taxicab.

Each such application shall be referred to the Town Council, which shall determine whether or not the applicant is entitled to a taxicab driver's license.

In the event that a license shall be denied, the Town Clerk shall return the fee theretofore paid by applicant.

Section 6. QUALIFICATION FOR TAXICAB LICENSES

Application for taxicab licenses shall be made in writing to the Town Clerk signed by the owner or owners of said taxicab, or by two duly authorized officers if the applicant be a corporation. Such application shall contain the name and address of the owner or owners of said taxicab, the place of business of said owner, satisfactory evidence that all statutes of the State of Washington, relating to the operation and licensing of taxicabs, have been complied with. Such application shall be accompanied by satisfactory evidence that property damage and public liability insurance is carried on each such taxicab in an amount of not less than \$10,000 for injury to one person and \$20,000.00 for injury to two or more persons in one accident, and of not less than \$5,000.00 for property damage. Such application shall also be accompanied by a schedule

an address at which the licensee may be given notice of said hearing. At said hearing the licensee shall have the right to appear in person and offer evidence pertaining to the suspension and the Town Marshal or the person filing complaint hereunder shall likewise be entitled to offer evidence in support of the suspension.

Section 11. PARTIAL INVALIDITY. If any section, part of a section, clause or sentence of this ordinance shall be held to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining provisions of this ordinance.

Section 12. EFFECTIVE DATE. This ordinance shall take effect and be in full force and effect from and after its passage and publication as provided by law.

Passed this 2nd day of April, 1948.

Harold H. Ryan
Mayor

Attest: Marie Gustafson
Town Clerk