



Application

To operate a Taxi for Hire within the City Limits of the City of Port Clinton

Name of company: _____

Name of Owner/Contact for Business: _____

Phone number for company: _____

Address of company _____

Name and Address of Insurance Company: _____

Liability Limits should be at least but not less than the following limits:

Bodily injury

Per person \$ 100,000

Per occurrence \$ 300,000

Property damage \$ 100,000

Uninsured motorist \$ 50,000/100,000

A certificate naming the City of Port Clinton as additionally insured will be required at the time of application. Please attach and initial _____

Owner or operator must provide a schedule of fares or rates to be charged and the method of charging the same. Please attach and initial _____

Owner will register with the Port Clinton City Income Tax Department and will provide the Safety Service Office a written statement from said Tax Department stating income tax is in good standing. Taxi company will provide a list of all driver not receiving a W-2. Please attach and initial _____

Owner/ operator certifies that he/she has not been convicted of a felony. Please initial _____

Owner/ operator certifies that all vehicles for hire will have a valid license and Ohio Highway Patrol inspection number. Please initial _____

Owner/ operator will require all drivers to submit a back ground check from the Port Clinton Police Dept. prior to licensing to operate a taxi for hire within the City limits of Port Clinton. Please initial _____

Owner/operator understands that no person with a felony record will be licensed to operate a taxi for hire within the City limits of Port Clinton. Appeals may be made in writing to the President of Council for a hearing. Please initial _____

Fees for operating a Taxi for hire within the City Limits of Port Clinton will be as follows, and due on April 1st of each year:

Company license \$100.00

Vehicle license and Sticker (Per vehicle) \$50.00

Driver license (Per driver) \$20.00

"I CERTIFY THAT THE FACTS CONTAINED IN THIS APPLICATION ARE TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE AND UNDERSTAND THAT, IF APPROVED FALSIFIED STATEMENTS ON THIS APPLICATION SHALL BE GROUNDS FOR REVOKED LICENSES. I FURTHER AUTHORIZE INVESTIGATION OF ALL STATEMENTS CONTAINED AND ATTACHED HEREIN"

DATE _____

SIGNATURE _____



Office Use Only

Check list of all items required and attached

Liability Certificate ___ 2nd Quarter ___ 3rd Quarter ___ 4th Quarter ___

Fare Schedule ___

Income Tax Documents ___

Proudly Protecting and Serving the community since 1898



Chief David M. Scott
Port Clinton Police Department
1868 E. Perry Street
Port Clinton, Ohio 43452
Office: (419) 734-3121
Fax: (419) 734-6510
pcpdchief@portclinton-oh.gov



RECORDS CHECK

I hereby authorize the Port Clinton Police Department, Port Clinton, Ohio, to give any information that it may have or has obtained bearing upon any Criminal or Misdemeanor record that I may have. In signing the authorization, I hereby release the above Law Enforcement Agency of any right, claims, or demands, actions, or causes of any action arising from the release of such information or from any other actions.

Please Print

NAME _____

ANY OTHER LAST NAMES _____

ADDRESS _____

DRIVERS LICENSE # _____ DOB ____/____/____

LAST FOUR DIGITS OF SSN # _____

SIGNATURE _____ DATE ____/____/____

The above named subject has the following record with Port Clinton Police Dept:

M.L. Anderson, Records Clerk, Port Clinton P.D. _____ Date: _____

CHAPTER 721

Taxicabs

- 721.01 **Definitions.**
- 721.02 **License to operate.**
- 721.03 **Application for license.**
- 721.04 **Investigation, granting of license, expiration and renewal, display of license.**
- 721.05 **Liability insurance.**
- 721.06 **Annual license fees.**
- 721.07 **Inspection of vehicles.**
- 721.08 **Driver's license.**
- 721.09 **Application information.**
- 721.10 **Photographs required.**
- 721.11 **Examination of applicant.**
- 721.12 **Notification of criminal records.**
- 721.13 **Issuance of license.**
- 721.14 **Driver's identification card.**
- 721.15 **Suspension, revocation and appeal.**
- 721.16 **Director of Safety and Service may make additional regulations.**
- 721.99 **Penalty.**

CROSS REFERENCES

Power to regulate - see Ohio R.C. 715.22, 715.66

Power to establish stands and fix rates - see Ohio R.C. 715.25

721.01 DEFINITIONS.

The following words and phrases when used in this Chapter shall have the meaning set forth herein:

- (a) "Taxicab" shall mean all public passenger motor vehicles carrying the public generally as passengers for hire, reward, gift, donation or other consideration either direct or indirect on the streets of the city, where route traveled and trip destination are controlled by the passenger and at a charge or fare. In addition to such motor vehicles as are commonly known as taxicabs, the term "taxicab" includes all motor vehicles of every kind, character, and description which are used as taxicabs, cabs or for-hire cars, and engaged as such in the carriage of passengers for hire, reward, gift, donation or other consideration, either direct or indirect. Motor buses, and sight-seeing vehicles are specifically excluded.
- (b) "Cab" shall mean taxicab.
- (c) "Taxicab driver" or "driver" shall mean the person driving a taxicab.
- (d) "Taxicab owner" or "Owner" shall mean every corporation, association, joint stock association, person, firm or copartnership, their lessees, directors, receivers, trustees, appointed by any court whatsoever, or the heirs, executors, administrators, or personal representatives or assigns of any deceased owner, owning, controlling, operating or managing any taxicab, provided, however, that a taxicab driver, driving a taxicab pursuant to a contract of employment or a lease arrangement with the holder of a license for such taxicab shall not be deemed a "taxicab owner".
- (e) "Director" means the City Director of Safety and Service, or his/her authorized designee. (Ord. 09-11. Passed 4-26-11.)

721.02 LICENSE TO OPERATE.

No person shall operate or permit to be operated a Taxicab within or from the City unless the owner or operator thereof shall hold a license to operate such vehicle for public hire, duly issued pursuant to the provisions of this chapter, except where the vehicle so operated is a motor bus or sightseeing bus operating over a regular route between fixed termini and on a fixed schedule, or is a vehicle used solely for funerals, weddings and christenings.

(Ord. 09-11. Passed 4-26-11.)

721.03 APPLICATION FOR LICENSE.

Any person desiring to secure a license to operate one or more taxicabs as required by Section 721.02 shall make a written application therefor to the Director of Public Safety and Service upon such form as prescribed by the Director. A fee of one hundred dollars (\$100.00) shall accompany the written application, to cover the cost of investigating and processing the application.

Applications shall set forth:

- (a) The full name, age and residence of the applicant; if the applicant is a partnership, the full name, age and residence of each partner, and if the applicant is a corporation, a limited liability company, or other entity, its principal address and the full names and addresses of its principal officers and members.
- (b) The name under which the applicant proposes to do business, which business must have a physical business location within the area encompassed by Bay Township, Erie Township, Portage Township, Catawba Island Township, Danbury Township or the City of Port Clinton.
- (c) The number, type, make, model, markings and capacity of each vehicle to be used as a taxicab, and the names of the drivers or operators thereof with such information as will show such drivers or operators can or do comply with the provisions of Section 721.09.
- (d) A schedule of fares or rates to be charged and the method of charging the same.
- (e) That the applicant is capable of and will carry liability insurance in the amounts hereinafter provided.
- (f) That the applicant has not been convicted of a felony, and consents to a criminal background investigation of the principal owners of the applicant.
- (g) That the applicant has registered with the Port Clinton Income Tax Department.
- (h) Such other information as the Director of Public Safety and Service shall desire.

The Applicant shall furnish with the application a permit fee of fifty dollars (\$50.00) per taxicab to be operated, and proof that each vehicle to be used as a taxicab has, within thirty (30) days of making the application, passed a vehicle inspection performed by the Ohio State Highway Patrol, arranged for by the owner and obtained at the owners expense.

(Ord. 09-11. Passed 4-26-11.)

721.04 INVESTIGATION, GRANTING OF LICENSE, EXPIRATION AND RENEWAL, DISPLAY OF LICENSE.

(a) The Director, upon the filing of such application, shall investigate the statements made therein, and if he determines that the public welfare will be served by the granting of the license so applied for, he shall issue in writing to the applicant a license for each vehicle which the applicant desires to operate for public hire within and from the City. Any license issued hereunder shall expire on April 30 of the year following the year in which it is issued, unless sooner terminated hereunder. A license which is in good standing may be renewed from year to year by the Director upon the applicant paying the required annual license fee set forth in Section 721.06, furnishing the liability insurance required by Section 721.05, and complying with the provisions of Section 721.03. Such license so renewed shall be subject to all the provisions of this chapter.

(b) Every taxicab operated upon the streets of the City shall have displayed at all times in the taxicab in plain view of the passengers, a copy of the license or permit under which the taxicab is operating, as well as the driver's identification card of the driver of the taxicab.

(c) In addition to the license issued by the Director, the Director shall also issue to the owner an annual license decal which a city Police Officer shall affix to the lower right hand corner of the rear window of the licensed taxicab. Failure to clearly display the annual license decal on the rear window of the taxicab shall be a violation of this ordinance.

(Ord. 09-11. Passed 4-26-11.)

721.05 LIABILITY INSURANCE.

(a) No person shall operate a taxicab, except as provided in Section 721.02, or permit such vehicle to be so operated, and no license shall be issued hereunder, until and unless the applicant for such license shall deposit with the Director, and keep in full force and effect the following:

(b) A policy or certificate of liability insurance, for each taxicab for which a license is sought, acceptable to the Director of Public Safety and Service and the Law Director, insuring the applicant in the following sums:

Bodily injury	
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per person	\$ 100,000
per occurrence	300,000
Property damage	100,000
Uninsured motorist	50,000/100,000

(c) Such policy shall contain a clause obligating the insurance company to give at least ten days written notice to the Director before any cancellation, change of coverage of the policy, or change of vehicles covered by the policy. Any license issued pursuant to the provisions of this Chapter shall be immediately revoked by the Director upon the cancellation, lapse or termination of the policy of insurance, or change of coverage without notice to the City. A license revoked for failure to maintain insurance coverage or cancellation of insurance coverage shall not be reinstated by the Director, until the applicant complies with all original licensing requirements of this Chapter.

(d) The City of Port Clinton shall be named as an additional insured on all insurance policies required under this section. (Ord. 09-11. Passed 4-26-11.)

721.06 ANNUAL LICENSE FEES.

Every person granted a license hereunder to operate a taxicab shall pay annually, beginning on or before May 1 of each year, a fee of fifty dollars (\$50.00) for each taxicab operated for hire under a license issued by the City. (Ord. 09-11. Passed 4-26-11.)

721.07 INSPECTION OF VEHICLES.

Each taxicab shall be inspected annually by the Ohio State Highway Patrol, by May 1 of each year, and shall bear a safety inspection sticker showing that it has successfully passed the inspection. The annual inspection is to be made immediately prior to application for the annual re-licensing of taxicabs required under this chapter. (Ord. 09-11. Passed 4-26-11.)

721.08 DRIVER'S LICENSE.

No person shall drive or be allowed to drive any taxicab required to be licensed by Section 721.02 unless the owner of the taxicab has been duly issued a license to operate the same under this chapter, and the person driving the taxicab has submitted an application for and been issued a license to drive a taxicab by the City. (Ord. 09-11. Passed 4-26-11.)

721.09 APPLICATION INFORMATION.

Every applicant for a license as a driver of a taxicab shall make an application to the Director on forms provided by the Director and shall set forth in the application that the applicant is:

- (a) A citizen of the United States or a legal alien;
- (b) Able to speak, read and write the English language;
- (c) Twenty-one (21) years of age or over;
- (d) Free of defective or uncorrected vision, defective or uncorrected hearing, epilepsy, vertigo, heart trouble, and any other infirmity, physical or mental, which in the opinion of the Director may render him unfit for the safe operation of the taxicab;
- (e) Not addicted to the use of alcohol or drugs;
- (f) In possession of a valid motor vehicle operators license issued by the state of Ohio.

The applicant shall also furnish any other information required by the Director. An application fee of \$20.00 shall be paid with each application. Applications shall be sworn to by the applicant. Each application shall be kept on file in the Director's Office.

(Ord. 09-11. Passed 4-26-11.)

721.10 PHOTOGRAPHS REQUIRED.

Every applicant for a Taxicab drivers license under the provisions of this chapter shall have his/her photograph taken at the time of application for a license for the purpose of issuing a photo identification card pursuant to Section 721.14 of this Chapter.

(Ord. 09-11. Passed 4-26-11.)

721.11 EXAMINATION OF APPLICANT.

(a) Every applicant for a license to drive a taxicab may be examined by the Director as to the applicant's knowledge of the provisions governing the operation of a vehicle for hire, and as to the applicant's knowledge of

the city and the traffic regulations. The applicant shall produce evidence that he has had at least six (6) months' experience in operating a motor vehicle, and shall, if required, demonstrate his skill and ability in operating a motor vehicle.

(b) Every applicant shall be examined by the Director, particularly as to the applicant's criminal record, if any, and especially as to whether or not the applicant has been convicted of a felony at any time. (Ord. 09-11. Passed 4-26-11.)

721.12 NOTIFICATION OF CRIMINAL RECORD.

The chief of police shall furnish the Director, upon forms provided by the Chief of Police, with information on the arrests or convictions of any applicant for a taxicab owners license, a taxicab drivers license, or of any licensed cab driver for any violation of city ordinance, or state or federal statute.

(Ord. 09-11. Passed 4-26-11.)

721.13 ISSUANCE OF LICENSE.

(a) If the Director is satisfied that the applicant is a suitable and proper person to drive a vehicle for hire and the applicant's examination discloses no matter which in the opinion of the Director should be called to the attention of the City Council, then the Director shall have the authority to issue the license upon payment of the proper fee as provided in Section 721.09.

(b) It shall be within the discretion of the Director to refer his findings to the City Council which shall then investigate and hold a hearing as to such application for a license. No such license shall be issued until the payment of the proper taxicab driver's license fee and upon compliance with all other requirements of Chapter 721 and the rules and regulations adopted by the Director for the issuance of a license. The applicant shall be notified of the Council's findings.

(c) No license to drive a taxicab shall be issued to any applicant that has been convicted of the following offenses:

- (1) Manslaughter or homicide of any degree resulting from the operation of a motor vehicle;
- (2) Driving a motor vehicle while under the influence of intoxicating liquor or drugs;
- (3) Any felony in which physical violence is used;
- (4) Any state offense described below or its equivalent in a city code.
 - A. Rape
 - B. Sexual Battery
 - C. Corruption of a minor
 - D. Gross sexual imposition
 - E. Sexual imposition

(d) Any applicant who has accumulated eight (8) or more points on his or her Ohio Driver's License within the two year period proceeding the date of application may be required to appear before the Director who shall determine if such license should be issued.

(e) Nothing in this section shall be construed to limit the discretion of the Director, regardless of time limit stated, to refuse to issue a license for these or other background related issues.

(f) A Taxicab drivers license issued pursuant to this chapter shall expire annually on April 1 of each year. A taxicab drivers license may be renewed each year upon payment of \$20.00 fee and complying with the provisions of Section 721.08 to 721.12 of this chapter.

(Ord. 09-11. Passed 4-26-11.)

721.14 DRIVER'S IDENTIFICATION CARD.

At the time of the issuance of a taxicab driver's license under the provisions of this chapter, the Director shall also issue a photo identification card, the specifications of which shall be designed by the Director. No person shall drive a taxicab for hire before a taxicab drivers license is issued, and the Taxicab drivers license and photo identification card must be posted in the taxicab in a position where they may be clearly read by passengers in the vehicle, at all times when the driver is operating the taxicab. (Ord. 09-11. Passed 4-26-11.)

721.15 SUSPENSION, REVOCATION AND APPEAL.

Any license or privilege issued hereunder to operate or to drive any vehicle for public hire may be suspended for a period not to exceed sixty days by the Director of Public Safety and Service for the following causes:

- (a) When subsequent investigation proves that the record of a taxicab owner or driver of a taxicab, is unsatisfactory or that statements made in an application for license or registration are false, or

that Section 721.07 is being violated.

- (b) When the Owner, his agents or employees fail to drive vehicles for public hire in accordance with this chapter or other ordinances of the City or the laws of the State of Ohio.
- (c) When the Owner, his agents or employees (taxicab driver) shall drive a vehicle for public hire while under the influence of intoxicating liquor or drugs, or he or they shall act in an improper or insulting manner toward passengers or others.
- (d) When a Owner, his agents or employees shall permit a vehicle for public hire to be used for any immoral or illegal purpose.
- (e) When the Owner shall cease to operate such vehicle for public hire in the City for a period of thirty consecutive days without first obtaining the consent, in writing, of the Director.
- (f) When the Owner shall fail to keep on deposit with the City a liability insurance policy as hereinbefore required.
- (g) Knowingly permitting the operation of a taxicab which is in such unsafe condition as to endanger any person or property.

Prior to suspension, except in the case of cancellation or termination of insurance coverage, the holder of a license shall be given three days notice, in writing, and shall have an opportunity to be heard by the Director. The Director shall report the suspension to Council at its first meeting after the date of the suspension. Council shall then set a date for a public hearing and the Director shall notify all parties concerned of such date. The person whose license has been suspended or revoked shall have the opportunity to appear before Council and present evidence in support of their case. Council shall have the authority to set aside or affirm such suspension or may extend or reduce such suspension for a greater or lesser period of time, or may revoke entirely the license to operate or privilege to drive vehicles for public hire within and from the City after all evidence has been presented to it by the parties affected at the public hearing or at any continuation thereof.

(Ord. 09-11. Passed 4-26-11.)

721.16 DIRECTOR OF SAFETY AND SERVICE MAY MAKE ADDITIONAL REGULATIONS.

(a) The Director is hereby authorized and directed to promulgate and adopt, subject to approval of Council, such additional rules and regulations governing the operation of Taxicabs, including, but not limited to, granting and revocation of owners licenses to operate a taxicab and licenses to drive a taxicab, as may be reasonable and necessary and not inconsistent with the provisions of this Chapter.

(b) The Director shall have continuing jurisdiction as to licenses granted hereunder. In the event of misconduct on the part of a licensed taxicab owner or a licensed taxicab driver which would show him or her to be an unsuitable person to operate or to drive a taxicab, or which would be sufficient to justify the refusal of a license in the case of an original applicant, the Director shall suspend or revoke a license already granted.

(Ord. 09-11. Passed 4-26-11.)

721.99 PENALTY.

Whoever violates any provision of this chapter is guilty of a misdemeanor of the third degree. If, within one year of the offense, the person charged with a violation of any provision of this chapter previously has been convicted of, or plead guilty to, a violation of any provision of this chapter, then whoever violates of any provision of this chapter is guilty of a misdemeanor of the second degree. (Ord. 09-11. Passed 4-26-11.)