

ORDINANCE NO. 4765

AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE CHAPTER 5.12, TAXICABS.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: Albany Municipal Code Section 5.12.010 is hereby amended to read as follows:

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

(1) "Taxicab" means every motor vehicle having seating capacity of five passengers or less, as per manufacturer's rating, except cars for rent without drivers, used for the transportation of passengers for hire, and not operated exclusively over a fixed and defined route.

(2) "Street" means any street, alley, avenue, court, bridge, lane or public place in the city.

(3) "Operator" means any person owning, having control of the use or engaged in the business of operating one or more taxicabs within the city.

(4) "Taxicab driver" means any person who drives a taxicab, whether such person owns the taxicab or is employed by the operator of a taxicab.

(5) "Taxicab stand" means any place along the street which is exclusively reserved by the City for the use of taxicabs.

(6) "Person" means and includes one or more persons of either sex, natural persons, corporations, partnerships and associations.

(7) "Council" means the council of the City of Albany, Oregon. (Ord. 2334 §1, 1952).

(8) "**Convalescent taxi**" means a motor vehicle designed for transportation of nonambulatory persons on a cot, stretcher, or other recumbent means.

(9) "**Wheelchair taxi**" means a motor vehicle designed for transportation of persons in a wheelchair.

Section 2: Albany Municipal Code Section 5.12.035 is hereby amended to read as follows:

5.12.035 License/Permit Revocation. (a) A taxicab driver's permit shall be revoked by the recorder of the city upon conviction of an offense which would prohibit issuance of the license pursuant to 5.12.030(a).

(b) No taxicab driver shall knowingly deceive any passenger who may ride with him, or who may desire to ride with him, as to his destination or distance traveled or to be traveled.

(c) The taxicab driver shall promptly notify the nearest police station within twenty-four hours, of all property of value left in his vehicle by any passenger.

(d) No taxicab driver shall drive or operate the same while intoxicated, or operate the same in a careless or reckless manner, or use any profane or obscene language, or smoke without the consent of the passenger.

(e) No taxicab driver shall knowingly transport persons who appear to need an ambulance without advising the rider that emergency medical care or equipment is not available.

~~(e)~~(f) The council may revoke any taxicab driver's permit or operator's license for violation of any provision of this chapter. (Ord. 4736 §3, 11-19-1986; Ord. 4334 §1, 1980; Ord. 2334 §3, 1952).

Section 3: Albany Municipal Code Section 5.12.040 is hereby amended to read as follows:

5.12.040 Taxicabs. (a) Every taxicab shall be so designated as such by plain visible letters on the side thereof. This shall not be construed as a limitation.

(b) **Convalescent and wheelchair taxis may not display or use emergency vehicle signs, lettering, or warning devices of any kind.**

~~(b)~~(c) Every taxicab will be provided with windows in the entire seating compartment sufficient in number and size that at all times persons may be readily seen through the windows with sufficient distinctness to identify the person.

(d) **Convalescent and wheelchair taxis must be equipped to securely mount a cot, stretcher, wheelchair, or other nonambulatory device. Persons being transported on a cot, stretcher, or other nonambulatory device must be secured with seatbelt type straps which will prevent vertical, horizontal, or longitudinal dislodgement. Persons being transported in a wheelchair must be secured with at least one seatbelt type strap.**

~~(e)~~(e) All taxicabs shall **may** be inspected from time to time by the chief of police for the purpose of determining whether the same are in clean, safe condition, and properly equipped.

~~(d)~~(f) No driver of any taxicab shall carry more than two persons in excess of the ordinary seating capacity for which the taxicab or vehicle was designed and built. No more than two persons shall be permitted in the front seat with the driver, and all persons or passengers shall be enclosed within the taxicab while same is in motion. (Ord. 4736 §4, 11-19-1986; Ord. 4334 §2, §3, 1980; Ord. 2334 §4, 1952).

Passed by the City Council: April 8, 1987

Approved by the Mayor: April 10, 1987

Effective Date: May 8, 1987


MAYOR

ATTEST:


CITY RECORDER