

(ITEM) A resolution by Supervisor Weishan, Jr., amending Section 4.05.01 of the Milwaukee County Code of General Ordinances, by eliminating the cap for the number of taxicab permits at General Mitchell International Airport (GMIA), and an ordinance creating new classes of taxicab permits, establishing the duration for new taxicab permits at GMIA to a three-year period, and limiting the number of permits held by an individual owner or operator, by recommending adoption of the following:

AN AMENDED RESOLUTION/ORDINANCE

WHEREAS, the City of Milwaukee revised its taxicab licensing and permit regulations in response to a lawsuit filed by several taxicab operators and by the activities of Transportation Network Companies (TNCs) such as Uber and Lyft – otherwise known as ridesharing services; and

WHEREAS, in the summer of 2014 the City of Milwaukee revised its ordinances to allow for the operation of additional taxicabs and TNCs within the City by lifting the cap on the number of permits awarded by the City; and

WHEREAS, the City of Milwaukee’s revised taxicab permitting ordinance provides for increased competition and the access of new entrants into the City’s for-hire automobile transport; and

WHEREAS, the City’s revised ordinance requires (1) a public passenger vehicle license (with a driver background check by the Milwaukee Police Department [MPD] or a vendor selected by the MPD), (2) a vehicle inspection by the Milwaukee Department of Public Works (DPW) (or a regulated outside vendor approved by the DPW), and (3) that vehicles demonstrate proof of insurance for passengers and the general public; and

WHEREAS, following the revisions to the City’s taxicab ordinance, the Milwaukee County Board of Supervisors (County Board) enacted a resolution requesting that the Airport Director assess ground transportation issues at General Mitchell International Airport (GMIA) and provide a recommendation to the Committee on Transportation, Public Works, and Transit; and

WHEREAS, during the last several months Airport staff have reviewed the applicable ordinances, met with stakeholders (including members of the County Board), and consulted with experts and representatives from other airports; and

WHEREAS, at its meeting of March 11, 2015, the Committee on Transportation, Public Works, and Transit heard from a number of citizens on the topic, including from those indicating there was a demand for additional permits at GMIA; and

WHEREAS, it is not in the public interest for qualified individuals who seek such permits not to obtain them; and

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48 WHEREAS, the County Board does not wish to see the former 440th Air Reserve
49 Station turned into a permanent parking lot; and

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51 WHEREAS, Corporation Counsel has provided a legal analysis of relevant
52 issues; and

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54 WHEREAS, Milwaukee County is interested in improving service to consumers,
55 including by, where possible, increasing competition through the access of new entrants
56 into the taxicab market at GMIA; and

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58 WHEREAS, the issues regarding TNCs are more complex and less settled,
59 however, Airport staff believes that these revisions to the Milwaukee County Code of
60 General Ordinances (MCCGO) should take place in two phases; and

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62 WHEREAS, since Airport staff has not yet completed their analysis of the issues
63 related to TNC operations at GMIA, they will return to the Committee on Transportation,
64 Public Works, and Transit at a later date with those recommendations; and

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66 WHEREAS, accordingly, Airport staff and Corporation Counsel have
67 recommended at this time to revise MCCGO Section 4.05 to: 1) eliminate the cap for
68 the number of taxicab permits at GMIA; 2) create two classes of taxicab permits at
69 GMIA – Class I and Class A; 3) establish the duration for taxicab permits at GMIA to a
70 three-year period; and 4) limit the number of permits held by any individual owner or
71 operator to five permits.

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73 WHEREAS, the permit fee for both Class I and Class A permits would remain
74 \$125 per year or \$375 for each three-year term; and

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76 WHEREAS, the other regulatory measures contained in MCCGO Section 4.05,
77 such as vehicle inspection, insurance, and licensing, would remain; and

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79 WHEREAS, the Committee on Transportation, Public Works, and Transit, at its
80 meeting of May 6, 2015, recommended adoption as amended (vote 7-0); now,
81 therefore,

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83 BE IT RESOLVED, the Airport Director or Interim Airport Director will report back
84 to the Committee on Transportation, Public Works, and Transit regarding all options
85 available for accommodating the physical presence of additional permit holders,
86 including but not limited to, options for the introduction of an electronic app-based
87 queuing system that would reduce traffic congestion at GMIA; and

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89 BE IT FURTHER RESOLVED, the Milwaukee County Board of Supervisors
90 hereby amends Section 4.05.01 of the Milwaukee County Code of General Ordinances
91 by adopting the following:

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93 **AN ORDINANCE**
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95 The Milwaukee County Board of Supervisors does ordain as follows:
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97 **SECTION 1.** Section 4.05.01 of the General Ordinances of Milwaukee County is
98 amended as follows:
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100 **4.05.01. - Metered taxicab.**

- 101 (1) *Definition.* "Metered taxicab." Under this section a metered taxicab is a motor
102 vehicle regularly engaged in the business of carrying passengers for hire, with
103 heating and air conditioning, in good operating condition, metered, and not
104 operated on an affixed route or on a reserved ride basis and charging for its
105 service by the use of a metered fare.
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- 107 (2) *Licenses, permits, fees.*
- 108 (a) An owner or operator of a metered taxicab shall not do business or
109 attempt to do business on General Mitchell International Airport (GMIA)
110 unless such owner or operator has received all necessary licenses or
111 permits as owner or operator of a metered taxicab business by any city,
112 county, village, or town consistent with Wis. Stats., s. 349.24, and unless
113 such license or permit remains in full force and effect. ~~(b)~~ The requirement
114 described in this subsection 4.05.01(2)(a) shall not apply to the owners of
115 the following airport metered taxicab permits: OC 7 (Helen Tsatsis) and
116 WA 37 (A & ME, Inc.), provided the identified permittees maintain the
117 airport metered taxicab permits in full force and effect as required by
118 Milwaukee County Ordinance and do not sell, assign, or otherwise transfer
119 said airport metered taxicab permits.
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- 121 (b) Airport metered taxicab permits. In order to do business at GMIA the
122 owner or operator of a metered taxicab must possess a GMIA metered
123 taxicab permit. Two classes of metered taxicab permits are created for
124 operation at GMIA: Class I and Class A permits.
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- 126 (c) ~~(4)~~ Class I Permits. On and after September 1, 1990, Class I metered
127 taxicab owner permits will be issued only to those owners whose
128 vehicle(s) have been permitted during the period October 1, 1989, through
129 July 5, 1990. Class I Mmetered taxicab owner permits must be renewed
130 and remain in full force and effect on a continuous basis, in accordance
131 with subparagraph ~~(e)(2)~~ (g) below. In the event an owner does not renew
132 the Class I metered taxicab owner permit prior to the annual dates
133 prescribed herein below, that owner shall forfeit his/her privilege to
134 operate at the airport. The addition of new Class I permits will be at the
135 discretion of the Milwaukee County Board of Supervisors. At such time
136 that the total number of Class I metered taxicab permits issued decreases

137 below fifty (50), additional Class I permits, to maintain the total issued at
138 fifty (50), will be issued to those metered taxicab owners who are on the
139 waiting list. Permits will be issued based upon date of request on the
140 waiting list. In the event of extraordinary circumstances, i.e., large
141 conventions, inclement weather or inability of the permitted metered
142 taxicab fleet to meet immediate passenger demand, the airport director or
143 his/her designated representative is authorized to request temporary
144 metered taxicab service from local providers in order to meet such
145 extraordinary demand. Additional metered taxicabs will follow all policies,
146 rules and regulations pertaining to the operation of metered taxicabs at
147 General Mitchell International Airport.
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149 (1) If an owner of a Class I permit dies or becomes disabled, the Class
150 I permit may be transferred for the remainder of the term of the
151 permit, upon notification to the airport director by the claimant, to
152 the surviving spouse and if there is no surviving spouse, to the legal
153 representative of the permittee or the estate, who would be eligible
154 for the operation of the vehicle for the remainder of the permit
155 period. A permit may also be transferred with the permittee's
156 consent to the spouse for good cause and upon approval of the
157 director or his/her designated representative. Upon expiration of the
158 Class I permit, the surviving spouse or legal representative may
159 apply for the permit in his/her own name. Such applications shall
160 not result in an increase in the number of Class I permits in
161 existence and shall be exempt from the requirement of subsection
162 4.05.01(2)(c) which reads "On and after September 1, 1990, Class I
163 metered taxicab owners permits will be issued only to those whose
164 vehicle(s) have been permitted during the period October 1, 1989,
165 through July 5, 1990." Class A permits shall not, under any
166 circumstances, be transferred.
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168 (2) This section and any amendments hereto shall not affect the
169 exclusions contained in Section 4.05.01(2)(a) and any amendments
170 made thereto.
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172 (d) *Class A Permits.* No later than August 1, 2015, the Airport Director shall
173 begin accepting applications for an unlimited number of Class A metered
174 taxicab permits for operation at GMIA with an implementation date of
175 October 1, 2015. Class A metered taxicab permits (a) shall be awarded
176 for a term of three (3) years; (b) shall not, under any circumstances, be
177 transferable to another person or entity; (c) shall be revocable at the
178 discretion of the Airport Director; and (d) shall require a \$50.00 application
179 fee to defray the costs resulting in the award of a Class A permit;

180 (1) *Who may obtain a Class A permit under this section.* Any individual
181 owner of a metered taxicab who a) is licensed by the appropriate

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municipality to operate a metered taxicab; and b) meets the requirements of this section.

- (e) The Airport Director shall designate an appropriate staging area for taxicabs serving GMIA and shall develop appropriate guidelines for the operation of such staging area and for taxicab operator conduct. The staging area operation guidelines shall not give preference to either Class I or Class A permit holders. Any taxicab operator or any other person operating a taxicab under such permit who violates any guidelines for operations or conduct at GMIA shall, as a consequence of such violation, cause the permit holder to lose all rights to the remainder of the term of the permit and such offending individual shall be ineligible from operating a metered taxicab at GMIA for the succeeding three-year period of time.

- (f) The annual airport permit fee for each Class I and Class A airport metered taxicab shall be one hundred twenty-five dollars (\$125.00). Application for annual metered taxicab owners permits must be submitted prior to October 1 each year. The application fee for Class I and Class A permits shall be fifty dollars (\$50.00). Late applications will not be considered after the October 1 date. The airport director or his/her designated representative will then issue a decal for each vehicle. The decal shall be mounted on the lower left hand corner of the windshield; the left corner being on the driver's left when seated behind the wheel. This permit shall be issued for each metered taxicab and shall not be transferred to any other metered taxicab. If owner replaces a vehicle which has previously been permitted, the permit shall be canceled and application shall be made to the airport director or his/her designated representative for a replacement permit and pay an additional fee of ten dollars (\$10.00).

- ~~(3) If an owner dies or becomes disabled, the permit may be transferred, upon notification to the airport director by the claimant, to the surviving spouse and if there is no surviving spouse, to the legal representative of the permittee or the estate, who would be eligible for the operation of the vehicle for the remainder of the permit period. A permit may also be transferred with the permittee's consent to the spouse for good cause and upon approval of the director or his/her designated representative. Upon expiration of the permit, the surviving spouse or legal representative may apply for the permit in his/her own name. Such applications shall not result in an increase in the number of permits in existence and shall be exempt from the requirement of subsection 4.05.01(2)(c)(1) which reads "On and after September 1, 1990, metered taxicab owners permit will be issued only to those whose vehicle(s) have been permitted during the period October 1, 1989, through July 5, 1990."~~
- ~~(4) This section and any amendments hereto shall not affect the exclusions contained in Section 4.05.01(2)(b) and any amendments~~

made thereto.

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229 (g) In addition to the vehicle permit, each driver of a metered taxicab shall
230 possess a valid airport driver's permit issued by the airport director for the
231 privilege of doing business at General Mitchell International Airport.
232 Application for this permit and payment of the annual driver's permit fee of
233 twenty-five dollars (\$25.00) shall be made to the airport director. This
234 permit shall be placed on the right front sun visor of any airport authorized
235 metered taxicab. Upon entering the airport property, each driver shall
236 lower the sun visor to display the permit. If the metered taxicab is not
237 equipped with a right front sun visor, the permit shall be displayed in such
238 manner as directed by the airport director.
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- 240 (h) Any person who is not in possession of the necessary permits required
241 under this section and who operates a metered taxicab at General Mitchell
242 International Airport in such a manner as to constitute doing business, or
243 who attempts to do business thereon shall, without limitation because of
244 enumeration, be deemed to be in violation of chapter 4 of the Code. A
245 metered taxicab driver entering upon General Mitchell International Airport
246 for the sole purpose of discharging a metered taxicab patron at said
247 airport shall not be deemed to be doing business thereon if, after
248 discharging said passenger, he/she shall immediately leave the airport
249 premises without accepting another fare.
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- 251 (i) For the privilege of operating a metered taxicab(s) on the premises of
252 General Mitchell International Airport, in addition to any required permit(s),
253 the driver shall pay to the county a fee of one dollar (\$1.00) for each cab
254 leaving the airport with one (1) or more passengers, such fee to be paid at
255 the time and in the manner designated by the airport director. This fee
256 includes those metered taxicab owners, operators or drivers having
257 personal, government or corporate accounts as herein defined.
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- 259 (j) ~~The airport director may approve or deny any application for a permit as~~
260 ~~described in this subsection.~~ Operations by unpermitted metered taxicabs,
261 when allowed. In the event of extraordinary circumstances (such as large
262 conventions, inclement weather or the inability of the permitted metered
263 taxicab fleet to meet immediate passenger demand), the airport director or
264 his/her designated representative is authorized to request temporary
265 metered taxicab service from local providers in order to meet such
266 extraordinary demand. Additional temporary metered taxicabs will follow
267 all policies, rules and regulations pertaining to the operation of metered
268 taxicabs at General Mitchell International Airport.
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- 270 (k) A temporary metered taxicab permit, for a period not exceeding ten (10)
271 days, may be issued by the airport director. The temporary airport permit

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fee shall be ten dollars (\$10.00). Said temporary permit cannot be renewed. All rights and privileges granted herein for the annual permit being replaced by said temporary permit shall be suspended for the duration of the temporary permit.

(3) *Insurance and bond requirements.*

(a) Upon application for owner's permit, owner shall furnish to the airport director evidence in the form of an insurance policy, or an insurance certificate, that he or she carries current insurance in a company authorized to do business in the state, insuring the owner, as well as the operators or chauffeurs of its metered taxicab(s) doing business on General Mitchell International Airport, against loss or damage that may result to any person(s) or property from the operation or defective condition of said metered taxicab. Said policy of insurance is to be in minimum amounts of fifty thousand dollars (\$50,000.00) each accident for any one (1) person injured or killed; one hundred thousand dollars (\$100,000.00) for each accident resulting in bodily injury or death to more than one (1) person; and ten thousand dollars (\$10,000.00) each accident for damage to or destruction of any property. Said policy shall guarantee payment of any final judgment rendered against said owner or operator of said metered taxicab within the limits hereinabove provided irrespective of the financial responsibility or act or omission of said metered taxicab owner or operator. If at any time said policy of insurance is cancelled by the issuing company or the authority of said issuing company to do business in the state shall be revoked, the airport director shall be immediately notified by the owner. Owner shall immediately replace said policy with another policy satisfactory to the airport director and, upon failure to do so, the owner's permit(s) issued hereunder shall be revoked. In addition to the foregoing, every policy of insurance shall contain a clause by which the person or corporation issuing such policy of insurance shall be required to serve upon the airport director, by personal service or certified or registered mail, a ten-day notice of the expiration date of such policy of insurance.

(b) Owner shall, after the issuance of the initial owner's permit, furnish additional certification to the airport director of any changes to such insurance not less than ten (10) days prior to any such change. Owner's permit shall be revoked upon lapse of the required insurance.

(c) In lieu of the policy of insurance provided for above, the owner of the metered taxicab(s) shall file with the airport director, a bond written and issued by a responsible surety company or association authorized to do business under the laws of the state in the sum of three hundred thousand dollars (\$300,000.00) conditioned that the owner or operator of said metered taxicab(s), for which a permit has been applied, will pay any final

317 judgment rendered against said owner or operator of said metered taxicab
318 within the limits herein provided, irrespective of the financial responsibility
319 or any act or omission of said metered taxicab owner or operator for loss
320 or damages that may result to any person or property from the negligent
321 operation or defective condition or construction of said metered taxicab or
322 which may arise or result from any violation of any of the provisions of this
323 section or the laws of the state. The recovery upon such bond shall be
324 limited to one hundred thousand dollars (\$100,000.00) for the injury or
325 death of one (1) person and to the extent of three hundred thousand
326 dollars (\$300,000.00) for the death or injury of two (2) or more persons
327 injured or killed in the same accident and to the extent of fifty thousand
328 dollars (\$50,000.00) for the damage to or destruction of property. Such
329 bond shall be given to the county and shall inure to the benefit of any and
330 all persons suffering loss or damage either to person or property as herein
331 provided, and suit may be brought in any court of competent jurisdiction
332 upon said bond by any person(s) or corporation suffering any loss or
333 damage as herein provided. Said bond shall be a continual liability
334 notwithstanding any recovery thereon and if at any time in the judgment of
335 the airport director said bond is not sufficient for any cause, the airport
336 director may require the party to whom the owner's permit is issued, as
337 herein provided, to replace said bond with another bond satisfactory to the
338 airport director, and, in default thereof, said permit(s) may be revoked.
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340 (4) *Chapter compliance.* Operators of metered taxicabs shall abide by the provisions
341 of this chapter 4 of the Code and all rules and regulations pertaining to the
342 conduct of metered taxicab operations on General Mitchell International Airport
343 as may be prescribed from time to time by the airport director, pursuant to the
344 authority delegated to him/her under section 4.07 of this chapter.
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346 (5) *Metered taxicab standards.* Metered taxicab(s) shall meet all safety standards
347 required by law and be kept in good operating condition and appearance,
348 including, but not limited to the following:
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350 (a) A metered taxicab shall not have a windshield or any window which is
351 cracked or broken.
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353 (b) A metered taxicab interior and exterior shall be free of dirt, mud, oil, rips,
354 tears, exposed springs, foodstuff, trash, waste material or any other
355 substance or object capable of harm, damage or injury to, or interference
356 with the person, clothing, personal property, comfort or convenience of
357 any passenger, whether upon ingress or egress of such vehicle, or while
358 riding therein.
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360 (c) A metered taxicab shall have an exterior which is free of any misshapen or
361 deformed condition arising from collision, crash or other impact, excepting

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minor dents. A metered taxicab shall be free of holes in floorboards, and trunk shall be empty except for emergency equipment. A metered taxicab shall be free of exterior rust and exterior(s) must be painted a uniform color so as not to have patches of un-matching paint on the vehicle.

- (d) All metered taxicabs using the airport shall be equipped with electronic meters and such meters shall be in good mechanical condition.
- (e) A metered taxicab shall be identified with company or owner name painted on both exterior sides of each vehicle.

(6) *Driver conduct and appearance.*

- (a) It shall be a violation of chapter 4 of the Code for any driver of a metered taxicab to do any of the following upon the premises of General Mitchell International Airport:
 - (1) Interfere, or attempt to interfere in any manner whatsoever with a passenger's selection of ground transportation service.
 - (2) Solicit, or attempt to solicit any passenger, by the utterance of words, by repeated and persistent canvassing or loitering upon the approaches or exits to the airport terminal building, or by other acts which are calculated to induce persons to engage the metered taxicab.
 - (3) Move, or attempt to move, baggage, parcels or other personal property of another at a metered taxicab loading or unloading zone, except to move such baggage, parcels or other personal property to or from the interior of such metered taxicab at such zone curb area for the assistance of any passenger who has engaged such metered taxicab.
 - (4) Fail to diligently remove, or cause to be removed, his/her metered taxicab(s) from airport premises in the event such vehicle becomes inoperative.
 - (5) Perform, or attempt to perform, or cause to be attempted or performed, mechanical or maintenance activity, including, but not limited to, car washing, oil changing, or mechanical repair on any metered taxicab(s), except such activity minimally necessary for removal of an inoperative vehicle from airport premises.
 - (6) Engage in the use of profanity or obscenity within the hearing of any member of the public, display any rudeness or discourtesy to any member of the public or, while in a metered taxicab loading or

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unloading zone, sleep or recline in or on any motor vehicle, or sit on the exterior thereof.

- (7) Operate any metered taxicab(s) upon which there is not displayed, in the manner required, the airport permit issued for such vehicle.
- (8) Refuse to provide any authorized service to any passenger who requests such service, solely on the basis of the passenger's age, handicap, disability, sex, race, or national origin, or any combination of any of the foregoing.
- (9) Fail to render service to any passenger, when driver is able and requested to do so, provided that the provisions of this section shall not apply when to render such service would violate any law or ordinance, or it is physically impossible to do so because of an act of God or when the prospective passenger fails to render and pay the fare in advance when specifically requested to do so by the driver.
- (10) Load or unload, or attempt to load or unload, any passenger at any location other than a designated zone.
- (11) Fail or refuse to remain within ten (10) feet of his/her vehicle while such vehicle is parked at a loading or unloading zone, except as may otherwise be required by reason of personal necessity, or as authorized by rules or regulations issued by the airport director. The driver of a metered taxicab is permitted to leave his/her vehicle for a period not to exceed five (5) minutes and may enter the terminal building one (1) time per trip to the airport.
- (12) Dispose of garbage, papers, refuse or other material on airport property, except in receptacles provided for that purpose, or use a comfort station other than in a clean and sanitary manner, or expectorate on floors, walls or other surfaces of any airport facility.
- (13) Drink intoxicating beverages, be intoxicated or in a drugged condition, or commit any disorderly, obscene or indecent act, or commit any act of nuisance, nor conduct or engage in any form of gambling, or violate any federal, state or local laws on the airport property.
- (14) Allow any other person, except individuals employing the metered taxicab, to occupy or ride in the metered taxicab; with the exception of a driver trainee who is in possession of the necessary permits required under this section. The trainee shall be required to obtain

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a nonrenewable temporary training permit from the ground transportation office. This permit will be valid for not more than two (2) consecutive days, and will be issued at no cost to the driver.

- (15) Allow any pets or animals, other than pets or animals of individuals employing the metered taxicab, to occupy or ride in the metered taxicab.
 - (16) Charge more than the rate prescribed by the city or village under which he/she is licensed for transportation originating at the airport, whether the overcharge occurs on or off airport premises.
 - (17) Fail or refuse to comply with, or otherwise violate any administrative regulation promulgated by the airport director, or any lawful directive of the airport director or the sheriff.
- (b) The driver taking a fare from the airport shall, upon request of the passenger, give his/her name, address, metered taxicab number and airport driver's permit number, or a receipt for fare to the passenger.
 - (c) Drivers of metered taxicabs shall be neat and clean, well groomed in appearance and suitably dressed, and free from offending body odor.
 - (1) Drivers shall be well groomed and neatly dressed. Male drivers shall be clean shaven and hair shall be neatly trimmed. If a beard or moustache is worn, it shall be well groomed and neatly trimmed at all times in order not to present a ragged appearance.
 - (2) Factors to be considered in judging the suitability of a driver's attire shall include, but shall not be limited to, fraying, rips, tears, holes and cleanliness.
 - (3) The following articles of clothing, when worn as an outer garment, are considered inappropriate and are prohibited for drivers of airport permitted metered taxicabs: T-shirts, underwear, tank tops, body shirts, swimwear, shorts, jogging suits, halter tops, sandals or other similar types of attire.
 - (d) Double loading of metered taxicabs, as defined by the ordinances of the City of Milwaukee, is prohibited.
 - (e) Drivers shall be courteous and shall assist passengers, when requested, with their luggage in and out of their metered taxicab. Drivers are not permitted to perform any service normally or traditionally performed by "skycaps" when a "skycap" is on duty.

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- (f) All metered taxicabs and drivers may be inspected, at any time, for compliance with these standards.

- (7) *Parking and short haul requirements.*
 - (a) All metered taxicabs shall be parked in such manner and in such areas as may be designated from time to time by the ground transportation coordinator.

 - (b) All authorized metered taxicab drivers desiring to transport passengers from the airport to locations off the airport shall, in the order of their arrival at the designated departure area, form a single line leading up to the head of the departure area. A driver who shall reach the head of the departure line shall be obligated to take the passenger(s) assigned to the metered taxicab by the ground transportation coordinator. No deviation from this obligation to take the passenger(s) assigned to it by the coordinator will be permitted. The metered taxicab driver shall depart the airport as soon as the coordinator shall order said departure.

 - (c) Any owner, operator, or driver having personal, government, or corporate accounts shall have the privilege of handling said personal, government or corporate accounts upon call and the ground transportation coordinator shall permit such metered taxicab to leave the metered taxicab waiting line to handle such service. "Personal, government or corporate accounts" as used above shall refer to accounts previously contracted for by persons, firms, corporations or government agencies with a metered taxicab owner, operator or driver.

- (8) *Permit revocation: hearing.* Any owner, operator or driver of a metered taxicab who fails to comply with the provisions of chapter 4 of the Code, governing the permitting or operation of metered taxicabs on General Mitchell International Airport, may forfeit the right to operate on said airport provided:
 - (a) The owner, operator or driver is furnished with a written notice by the airport director that contains the section(s) of this chapter that is alleged to have been violated together with the factual basis of the violation.

 - (b) The owner, operator or driver has seventy-two (72) hours from the receipt of said written notice to request in writing a hearing with respect to the section(s) of this chapter that is alleged to have been violated.

 - (c) If the request in writing is made within seventy-two (72) hours, in accordance with subparagraph (8)(b) above, a hearing shall be conducted by the airport director, or such hearing officer as he/she shall designate, at a time and place determined by the airport director or designee.

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- (d) The hearing may be informal in nature but shall be transcribed. The person who is alleged to have violated a section(s) of this chapter may appear with counsel and has the right to call and cross-examine witnesses.
- (e) At the conclusion of the hearing, the hearing officer shall, within a reasonable time, reduce his/her decision to writing and furnish copies to all parties. The hearing officer may, based upon the number and seriousness of the violation(s), suspend the permittee's right to operate on the airport for a period he/she deems necessary up to a maximum suspension period of ninety (90) days or revoke said permit(s) for not less than three (3) months or more than two (2) years.
- (f) If no written request for a hearing is made within seventy-two (72) hours, in accordance with subparagraph (8)(b) above, the hearing is deemed waived and the airport director may suspend or revoke the right to operate on airport grounds pursuant to the time periods established by subparagraph (8)(e) above.
- (g) At the end of any period of revocation, the owner, operator or driver of a metered taxicab may apply for the permits required to operate at the airport and such application shall be approved provided the applicant complies with chapter 4 of the Code.

SECTION 2. The provisions of this ordinance shall be effective upon adoption.

srb
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