

ORDINANCE NO.: 2013-28 (AMENDED JANUARY 14, 2014)
SPONSOR: MAYOR NORTON
INTRODUCED: DECEMBER 10, 2013 **ASSIGNED TO:** INTERGOV. & UTIL.

AN ORDINANCE REQUIRING TAXICABS AND TRANSPORTATION SERVICES OPERATING IN THE CITY OF GREEN TO CONSPICUOUSLY POST THEIR RATES OF FARE, AND DECLARING AN EMERGENCY.

WHEREAS, the City has received a number of complaints from individuals who were the victims of unlawful and exorbitant charges by individuals operating taxicab service within the City; and

WHEREAS, the City desire to develop regulations that require taxicab and/or transportation services to conspicuously post the rates of fare within their vehicles; and

WHEREAS, requiring taxicabs and/or transportation services to post the rates of fare within their vehicle serves the best interest of the public health, safety, and welfare to ensure visitors and residents of the City of Green using taxicab services consistently pay the same rates for the services; and, are not charged exorbitant and/or unlawful rates.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE: Definitions. For the purpose of this Ordinance the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Rate Card. A printed document which list the rates of fare charged by the taxicabs and/or transportation companies on the date services were provided and is consistent with the rates of fare filed with the City's Service Director.

Street. Any public street, alley or public way within the corporate limits of the City.

Taxicab, Taxi and Cab. All motor-driven vehicles equipped with a taximeter engaged in the business of carrying passengers for hire on the streets of the City.

Taxicab Company. Every corporation, company, association, joint stock association, person, firm or partnership, or their lessees, trustees, receivers or trustees appointed by any court owning, controlling, operating or managing any taxicab engaged in the business of transporting persons for hire on the streets of the City.

Taximeter. A mechanical instrument or device by which the charge for hire of a taxicab is mechanically calculated, either for distance travelled or for waiting time or for both, and upon which such charge is indicated by means of monetary figures.

Transportation Company. Every corporation, company, association, joint stock association, person, firm or partnership, or their lessees, trustees and trustees appointed by any court owning, controlling, operating or managing any vehicle engaged in the business of transporting persons for hire on the streets of the City, except taxicabs and motor vehicles owned or operated by a taxiing authority or district of the State of Ohio.

SECTION TWO: Rates of Fare.

- A. The rates of fare to be charged by taxicabs and/or transportation companies operating in the City of Green shall be provided in writing to the City's Service Director at least thirty (30) days prior to the implementation of those rates.
- B. The rates of fare provided to the City of Green shall be conspicuously posted within the taxicab or transportation vehicle and all meters within the taxicab or transportation vehicle shall be programmed for the rates of fare previously provided to the City of Green, pursuant to subsection A. ~~The rates of fare established by taxicab companies shall be accurately metered by all taxicab vehicles.~~
1. Rates of fare established by taxicab companies shall be effective thirty (30) days following written notice of such new fares delivered to the Service Director or after all taximeters have been programmed for the new rates of fare and the new rates of fare have been conspicuously posted in all taxicabs vehicles, whichever occurs later.
 2. Rates of fare established by taxicab companies shall be accurately metered by all taxicab vehicles.
 3. Rates of fare established by taxicab companies may be based on different rate schedules in effect during specified days of the week or hours of the day, or both, provided each of such different schedule of rates is metered and the meter at all times conspicuously displays the schedule of rates being recorded and charged to passengers.
- C. Any taxicab or transportation company providing services within the City of Green shall provided to passengers, upon request, dated and signed receipt for services rendered. In the event a transportation company receives advance payment from passenger(s), the company shall provided a dated and signed receipt that specifies all the material terms, conditions, rates and fares of the transportation service to be provided during such future purchase and upon request, both the date and drivers identity on such receipt after each trip is concluded. A transportation Company may not solicit, either directly or indirectly, additional compensation for the services.
- D. **Any taxicab or transportation company providing services within the City of Green shall provide to passengers, upon request, a rate card which identifies their current rates of fare.**

SECTION THREE: Penalties.

- A. Any individual operating a taxicab on the streets of the City of Green in violation of this Ordinance shall be guilty of a Misdemeanor in the Fourth Degree and the Court, upon conviction, shall impose a definite jail term of not more than thirty (30) days and a fine of not more than \$2,000.00.
- B. Any entity; i.e. any corporation, limited liability company, partnership or limited liability partnership, operating taxicab or transportation services in the City of Green, which violates any term of this Ordinance, shall be fined by the Court for not more than \$2,000.00.

SECTION FOUR:

This Ordinance shall be effective and enforceable on April 1, 2014 regardless of the date it is approved by City Council.

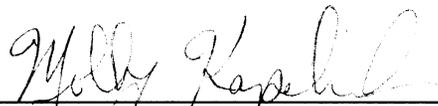
SECTION FIVE FOUR:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in open meeting of this Council and any deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION FIVE:

~~Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.~~

ADOPTED: Feb. 11, 2014

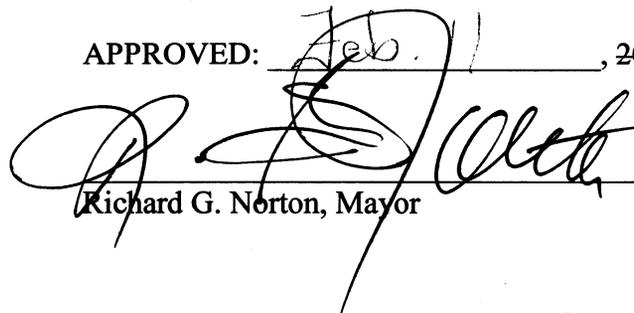


Molly Kapeluck, Clerk



David Francee Gerard Neugebauer,
Council President

APPROVED: Feb. 11, 2013-2014



Richard G. Norton, Mayor

Ordinance 2013-28 (AMENDED JANUARY 14, 2014)

ENACTED EFFECTIVE: March 13, 2013 2014

ON ROLL CALL: Colopy Ahlstrom -yea France Humphrey -yea Knodel -yea
Neugebauer -yea Reed -yea Young -yea Summerville -Absent
Adopted 6-0

Suburbanite publication on Feb 16 and Feb 23, 2014

Molly Kapeluck
Molly Kapeluck, Clerk

1/08/2014 Approved as to form and content by Stephen J. Pruneski, Law Director [Signature] 1/7/14

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