

#### § 73.01 PERMIT REQUIRED FOR TAXICABS

All drivers and operators of taxicabs engaged in the business of transporting passengers for hire over the public streets within the corporate limits of the Town shall be required to obtain a permit from the Town prior to engaging in said business activity. Excepted from this Ordinance are taxicabs licensed by other municipalities based and operating in that municipality. Penalty, See §73.12

#### § 73.02 DEFINITIONS

(A) *Chief of Police* shall mean chief of police or his designee.

(B) *Permit* shall mean a permit for the operation of a taxicab issued to a driver in accordance with the provisions of this article, unless otherwise defined herein.

(C) *Taxicab* shall mean any motor vehicle seating nine (9) or fewer passengers operated on any street or highway on call or on demand, accepting or soliciting passengers indiscriminately for hire between such points along streets or highways as may be directed by the passenger so being transported.

#### § 73.03 APPLICATION

The application required of applicants to drive a taxicab shall be made upon forms furnished by the Town for such purposes and shall, among other things, state the name, address, physical condition, physical description, former employer, court record, and state chauffeur's license number, for each driver. Such application shall be signed and sworn to by the applicant and all of his drivers. The applicant and all of his drivers shall further appear at the office of the Police Department for the purpose of having their fingerprints taken and photograph made, both of which shall constitute a part of the application.

#### § 73.05 INVESTIGATION

The Chief of Police is hereby charged with the duty of investigating the facts stated in such application, and shall report his findings and recommendations to the Town Council.

#### § 73.06 CONDITIONS OF PERMIT; ISSUANCE AND FEE

(A) If the Town Council finds that the Applicant has not been convicted of a felony; a violation of any federal and state statutes relating to the use, possession, or sale of intoxicating liquors; any federal or state statute relating to prostitution; any federal or state statute relating to the use, possession or sale of narcotic drugs; and has not been a habitual violator of traffic laws, the Town Council may issue a permit to the applicant to drive a taxicab upon receipt of an annual \$15 fee, which shall be renewed each year thereafter.

(B) No permit shall be issued unless the applicant first files with the Town proof of financial responsibility as required by G.S. §20-280.

#### § 73.07 REVOCATION

At any time after the issuance of a permit to any person to drive a taxicab, the Town Council may revoke such permit, if the person holding such permit, or any driver employed by such person is convicted of:

(A) A felony;

(B) A violation of any federal or state statute relating to use, possession or sale of intoxicating liquors;

(C) A violation of any federal or state statute relating to the use, possession or sale of narcotic drugs;

(D) Repeated violations of traffic laws and ordinances;

(E) A violation of any state or federal statute relating to prostitution; or if the person holding such permit, or any driver employed by such person:

(F) Becomes a habitual user of intoxicating liquors or narcotic drugs; or

(G) Fails to maintain a policy of liability insurance as required as G.S. §20-280.

#### § 73.08 GROUNDS FOR REFUSAL OR REVOCATION

(A)The following factors shall be grounds to refuse to issue a permit or to revoke a permit already issued:

- (1) Conviction of a felony against the state or conviction of any offense in another state which would have been a felony if committed in this state;
- (2) Violation of any federal or state law relating to the use, possession or sale of alcoholic beverages or narcotic or barbiturate drugs;
- (3) Addiction to or habitual use of alcoholic beverages or narcotic or barbiturate drugs;
- (4) Violation of any federal or state law relating to prostitution;
- (5) Non-citizenship in the United States;
- (6) Habitual violation of traffic laws or ordinances.
- (7) Failure to obtain and maintain a policy of liability insurance as required by G.S. §20-280.

(B) These factors apply to the person requesting the permit, any drivers to be employed by such person, the person holding the permit, and any drivers employed by such person.

#### § 73.09 DISPLAY OF PERMIT, SCHEDULE OF FARES, DRIVER'S PHOTOGRAPH

All drivers and operators of taxicabs shall prominently display in each taxicab, so as to be visible to the passengers, the town taxi permits, the schedule of fares, and a photograph of the driver. Penalty, see §73.12.

#### § 73.10 SIGNS IDENTIFYING VEHICLE AS TAXI

Every person operating taxicabs shall have permanent signs at

conspicuous places on each taxicab showing that it is a taxi.  
Penalty, see §73.12.

#### §73.11 NONTRANSFERABILITY OF PERMIT

A permit is not transferable without the consent of the Town Council.

#### §73.12 PENALTIES

A violation of any provision herein shall be a misdemeanor as provided in §514-14, punishable on conviction by a fine not exceeding \$50 and/or by imprisonment not exceeding 30 days. Each days continuing violation shall be a separate and distinct offense.

Authority GS §160A-304, §20-280, §14-4 and § 160A-175.

