



**TOWN OF BLACKFALDS
BYLAW 1158/13**

BEING A BYLAW OF THE TOWN OF BLACKFALDS IN THE PROVINCE OF ALBERTA TO ESTABLISH A BYLAW FOR THE LICENSING AND CONTROL OF TAXIS WITHIN THE TOWN OF BLACKFALDS

A BYLAW of the Town of Blackfalds, in the Province of Alberta, pursuant to the provisions of the Municipal Government Act, being Chapter M 26.1 of the Revised Statutes of Alberta, 2000 and amendments thereto,

WHEREAS pursuant to Part 2 Sections 7 and 8 of the *Municipal Government Act*, R.S.A., 2000, and amendments thereto, Council may pass bylaws for municipal purposes, including the following matters:

- a) the safety and protection of people;
- b) transportation and transportation systems;
- c) business and business activities;
- d) licensing;
- e) fees, rates, and fares that may be charged for the hire of taxis;

and may generally pass bylaws to regulate or prohibit businesses, deal with any business activity, and provide for any system of licenses;

AND WHEREAS Council deems it advisable to generally regulate the Taxi business in the Town of Blackfalds, including the number of taxis, licensing, as well as rates and fares;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE TOWN OF BLACKFALDS, IN THE PROVINCE OF ALBERTA ENACTS AS FOLLOWS:

PART 1 – GENERAL

TITLE AND DEFINITIONS

1. This Bylaw may be called the "Taxi Business Bylaw".

2. In this bylaw:

"Applicant" means a person who applies for a license or renewal of a license by this bylaw;

"Broker" means a person to whom a Taxi Broker license has been issued;

"Character" shall be defined as the aggregate of features and traits that form the individual nature of some person; moral or ethical quality; qualities of honesty, courage, or integrity; reputation; having good repute; an account of the qualities or peculiarities of a person; a person, especially with reference to behavior or personality.

"Independent Owner/Operator" means a person who owns and operates a Taxi without the service of a Taxi Broker;

"Licensee" means a person holding a valid and subsisting license issued pursuant to this bylaw;

"License Inspector" means the Planning & Development Manager for the Town or any person designated to act as License Inspector on his behalf;

“Limousine” means a luxury class Taxi cab

“Mechanical Fitness Report” means a report in conformance with an Alberta Transportation recognized inspection station in a form approved by the License Inspector and signed by a licensed mechanic, which report shall contain such information as the License Inspector may require, but in any event, shall certify that the vehicle is safe, fit, and suitable for use as a Taxi and include information as to the safety and condition of the steering mechanism, brake system, body work, including condition of doors and locks, windows, electrical light and signal systems, exhaust system and tire wear and condition, and that the vehicle is suitable for the conveyance of passengers;

“Motor Vehicle” means an automobile;

“Peace Officer” means any member of the Royal Canadian Mounted Police (RCMP), a Community Peace Officer for the Town of Blackfalds or a Bylaw Enforcement Officer for the Town of Blackfalds and authorized to enforce Town Bylaws

“Person” means a natural person or a body corporate and includes a partnership, a group of persons acting in concert, or an association, unless the context explicitly or by necessary implication otherwise requires;

“Qualified Applicant” means a person who is approved to have a taxi or broker license in the Town of Blackfalds

“Registered Owner” means a person who is the owner of a motor vehicle, or who is purchasing a motor vehicle under a lease-option to purchase or similar purchase agreement;

“Resident means a person, firm or corporation that:

- (a) Is located or resides within the boundaries of the Town; or
- (b) Provides the space and services including office area and telephone from premises that are listed on the Town’s business tax roll; or
- (c) Has an occupancy (development and final inspection) permit under the Town’s Land Use Bylaw, and
- (d) Satisfies the License Inspector that the person intends to carry on the business within the Town for not less than six months;

“Taxi Business” means the business of operating taxis and includes accepting calls for the dispatch of taxis and the dispatching taxis, as well as the operation of any motor vehicles such as a bus, mini-bus or van for hire by the public at large, but does not include handicap busing, private courtesy transportation such as provided by a car dealership or garage for its customers, or busing operations connected with adult or senior residences;

“Taxi Brokers License” means a license issued by the License Inspector under this bylaw, authorizing a person to operate a Taxi business;

“Taxi” and “Taxicab” means a motor vehicle equipped with a meter and operated by a driver licensed and in compliance with the requirements of this Bylaw;

“Taxi Driver” means any person who is licensed to drive a Taxi and is the holder of a valid and subsisting Taxi Driver’s License issued under this Bylaw;

“Taxi License Plate” means the Town identification plate issued under this bylaw for attachment to a motor vehicle licensing such vehicle for use as a Taxi;

“Taxi Licensee” means a person who holds a subsisting Taxi license plate issued under this Bylaw;

“Wheelchair Accessible Vehicle Taxi License Plate” means the Town identification plate issued under this Bylaw for attachment to a wheelchair accessible motor vehicle, licensing such vehicle for use as a wheelchair accessible Taxi.

PART 2 – LICENSING OF BUSINESSES

GENERAL

3. Any person who wishes to operate a Taxi or Limousine business in the Town of Blackfalds must obtain and hold a valid license in accordance with the provisions of this Bylaw.

TAXI LICENSEE

4. (1) An application for a Taxi or Limousine License shall be made in writing in the form specified by the License Inspector, signed by the Applicant and enclosing the License Fee specified in Schedule A. The application shall include the following information:
 - (a) the full and correct name, address and telephone number of the Applicant(s);
 - (b) a list of all convictions of the Applicant for a period of ten (10) years prior to the date of the application for any offences under the laws of Canada or of any of its provinces or territories, or of the person’s country of origin before residing in Canada;
 - (c) in the case of a corporation, a copy of the corporate minutes and articles of incorporation, including the Certificate of Incorporation and a Certificate of Good Standing relative to the corporation;
 - (d) a color or combination of colors proposed for the taxis, distinctive from other Taxi Business Licensees (“identification colors”);
 - (e) a list of the motor vehicles proposed to be used in the Taxi business.
 - (f) the location of the business office proposed for the business;
 - (g) such other information as the License Inspector may reasonably require; and
 - (h) the license fee specified in Schedule A.
- (2) Where the Applicant is two or more natural persons, a partnership or a corporation, the information described in paragraphs (a) and (b) shall be provided for each of the individual persons, and in the case of a corporation for each of the individual officers, directors and shareholders.

OBLIGATION TO UPDATE INFORMATION

5. (1) A Taxi Licensee must inform the License inspector in writing of any changes to the information provided as part of the licensee application, within 72 hours of any such changes.

OPERATIONAL OBLIGATIONS

6. (1) A Taxi Licensee must:
 - (a) maintain a business address approved by the License Inspector;
 - (b) maintain a telephone communication system between the business address and the Taxis it operates;
 - (c) ensure that all of its taxis adhere to the design and colours approved for its business.
- (2) A Taxi Licensee shall locate its office and communication center in an area designated in or approved under the Town Land Use Bylaw for such use.

HOURS OF OPERATION

7. Each Broker shall provide 7 days per week and 24 hours per day Taxi service available to the residents of the Town.

TERM AND RENEWAL OF TAXI BUSINESS LICENSE

8. (1) A Taxi Business license is valid only until January 31 of the year following its issuance.
- (2) An application for a renewal of a Taxi Business License shall be made not later than January 31 of the year for which the license is to be renewed. In all cases the application shall include:
 - (a) payment of the fee required in Schedule 'A'
 - (b) any changes from the information provided in the original application as updated by the Licensee from time to time;

REVOCAION OF TAXI BUSINESS LICENSE

9. Should a Taxi Licensee at any time cease to meet any of the requirements of this Bylaw the license is automatically revoked.

OWNERSHIP OF TAXI BUSINESS LICENSE

10. A Taxi Business License is and always remains the property of the Town and cannot be sold, assigned or transferred to any person except in accordance with this Bylaw.

DISPUTES RESPECTING COLORS

11. (1) The License Inspector has the authority to approve the overall design of Taxicabs in order to ensure that Taxicabs associated with different Taxi Business Licensees can be readily distinguished. This authority shall include approval of the color of all or any part of the vehicle, the design, size, color of lettering, logos, and insignia, and the type of signs or accessories that may be marked upon or affixed to the exterior of the vehicle.
- (2) Should a dispute arise between Taxi Business Licensees respecting the registration and use of the same or similar identification colors, priority of choice may be given to a Taxi Business Licensee who has utilized the colors in dispute in the Town for the longest period of time. With the approval of the License Inspector, two or more Taxi Business Licensee may agree on the same color.

TRANSFER OR SALE OF TAXI BUSINESS

12. (1) A Taxi Business Licensee who intends to sell or dispose of its Taxi business either in whole or in part shall immediately notify the License Inspector or the name or names of the proposed purchaser, the proposed date of such date and the particulars of the proposed sale or disposition.
- (2) For the purposes of subsection (1) above, an assignment of a partnership interest or a change in control of a corporate Taxi Business Licensee is deemed to be a sale or disposition of the Taxi Business.
13. The purchaser of a Taxi Business Licensee's business must apply for a Taxi Business license as required under this Bylaw.
14. If a purchaser qualifies under this Bylaw for a Taxi Business license, upon the payment of fees required, and upon the seller surrendering to the Town its Taxi Business License and the delivery of all Taxi License plates, the License Inspector shall issue to the purchaser a Taxi Business License and the Taxi License plates.

PART 4 – REGULATION OF TAXI VEHICLES

NUMBER AND ALLOCATION OF TAXI LICENSE PLATES

15. (1) The maximum number of Taxi License Plates that may be issued each year under this Bylaw (the licenses available) shall be as follows:
 - (a) equal to the number of licenses issued as of December 31 in the immediately preceding year and under which Taxis were, in fact, operated for a minimum of 30 weeks in the calendar year; or
 - (b) one Taxi license plate per 500 persons of the Town population based on the population of the Town determined in the most recent census, whichever is greater; and
 - (c) no broker shall be issued more than 50% of the allotted taxis allowed in the Town.
 - (d) wheelchair accessible vehicle Taxi license plates will be included in the allotted number of taxis that a broker may have issued.
- (2) For the purpose of determining compliance with the requirement that Taxis shall have been operated under a particular Taxi license plate for the necessary 30 weeks, the License Inspector may require the operator to show proof that the applicant has had a license plate for that period or such other proof as the License Inspector may reasonably deem necessary.
- (3) Notwithstanding the foregoing, where, because of a combination of factors such as illness, vacation or other special circumstances, the Taxi is not operated for a period of 30 consecutive weeks, the License Inspector may decide that the Taxi shall nevertheless be included in the calculations for the purpose of determining the maximum number of Taxi license plates to be issued.
- (4) A qualified applicant who held a Taxi license plate or plates in the immediately preceding year shall be entitled, on application to be made on or before January 31 of the current year, to receive the same number of Taxi license plates for the current year in priority to new applicants, provided that no Taxi license plate(s) have been revoked in accordance

with this Bylaw. Thereafter, if additional Taxi license plates are still available, and there are more qualified applicants, the allocation of those license plates shall be determined by a random draw conducted by the License Inspector in the last week of August each year.

- (5) License plates which are surrendered or revoked shall not thereafter be reissued.
- (6) A qualified applicant who held a Wheelchair Accessible Vehicle Taxi license plate or plates in the immediately preceding year shall be entitled on application to be made on or before January 31 of the current year, to receive the same number of Wheelchair Accessible Vehicle Taxi license plates for the current year in priority to new applicants. Thereafter, if additional Wheelchair Vehicle Taxi license plates are still available, the allocation of those Wheelchair Vehicle Taxi license plates shall be determined by an evaluation of proposals received by the License Inspector on or before August 1. The proposals shall be evaluated based on preset criteria established by the License Inspector from time to time.
- (7) Should any company not apply for its Wheelchair Accessible license plate, the allocation of that plate or plates shall be determined by an evaluation of proposals received by the License Inspector on or before August 1. The proposals shall be evaluated based on preset criteria established by the License Inspector from time to time.

APPLICATION FOR TAXI LICENSE PLATE

16. Any person who wishes to obtain a Taxi License Plate shall deliver to the License Inspector an application in writing in a form required by the License Inspector, signed by the applicant, and include the following information:
 - (a) the full and correct name, address and telephone number of the applicant;
 - (b) evidence that the applicant is a qualified applicant as defined by this Bylaw
 - (c) proof of:
 - i. the registered owner of the motor vehicle proposed for use as a Taxi;
 - ii. the holder of valid insurance for the operation of the vehicle as a Taxi;
 - (d) a mechanical fitness report for such motor vehicle and the presentation of the motor vehicle for inspection by the License Inspector at such time and place as may be required by the License Inspector. No license will be issued without compliance with this section and unless the License Inspector is satisfied that the motor vehicle is safe, fit and suitable for use as a Taxi.
 - (e) payment of the fee required
 - (f) the name of the Taxi Business Licensee to which the vehicle will be operated

TRANSFER OF TAXI LICENSE PLATES TO ANOTHER VEHICLE

17. (1) Should a Taxi Licensee desire to substitute another motor vehicle for any Taxi for which a Taxi License Plate has been issued, such Licensee shall deliver to the License Inspector the Taxi License Plate issued for such Taxi, together with such information concerning the motor vehicle to be substituted as the License Inspector may require, including a Mechanical Fitness Report
- (2) When the License Inspector is satisfied that the motor vehicle proposed to be substituted complies with this Bylaw and is safe, fit and suitable for use as a Taxi, shall, upon payment by the Taxi Licensee of the fee

required in Schedule "A", reissue to the Taxi Licensee the Taxi License Plate for the motor vehicle so substituted. Notwithstanding the foregoing, no Taxi License Plate shall be reissued if by so doing, the Taxi Licensee would hold more Taxi License Plates than the number permitted under this Bylaw.

TRANSFER OF TAXI LICENSE PLATES TO ANOTHER PERSON

18. (1) Should a Taxi Licensee desire to transfer his Taxi and the Taxi License Plate for such Taxi to another person, such Licensee shall deliver to the License Inspector the Taxi License Plate issued for such Taxi, together with such information concerning the proposed transferee as the License Inspector may require in accordance with this Bylaw
- (2) The proposed transferee shall apply to the License Inspector for the transfer of the Taxi License Plate
- (3) No transfer of a Taxi License Plate shall be approved unless:
- (a) the proposed transferee complies with the requirements of Section 16; and;
 - (b) the proposed transferee has paid the fee required under Schedule "A".
- (4) If a transferee who has acquired a Taxi License Plate from a Taxi Business Licensee later surrenders such Taxi License Plate to the Town, the License Inspector shall give notice of surrender to the transferring Licensee. Subject to compliance with the maximum number of Taxi License Plates to which that Licensee is entitled, the transferring Licensee shall, upon application to the License Inspector within three months of the date of receiving notice of the surrender of the Taxi License Plate, be entitled to have the Taxi License Plate reissued to them.

PART 5 – REGULATION OF TAXI DRIVERS

LICENSING OF TAXI DRIVERS

19. (1) Any person who wishes to obtain a Taxi Driver's License or to renew such license, shall apply to the License Inspector in writing in a form supplied by the License Inspector, signed by the applicant, and including the following information:
- (a) the full and correct name, address and telephone number of the applicant;
 - (b) the physical description of the applicant;
 - (c) the Social Insurance Number of the applicant;
 - (d) a criminal record check from the RCMP or local detachment dated within 30 days of the application
 - (e) a list of all convictions of the applicant during the 10 years prior to the date of the application for any offences under the laws of Canada or of any of its provinces, or territories, or country of origin before residing in Canada;
 - (f) a declaration of any physical or medical disability of the applicant;

- (g) a list of all the provinces or territories in Canada in which the applicant has at any time been issued a license to operate a motor vehicle;
 - (h) a letter from the Taxi Business Licensee confirming the applicant's affiliation with such Taxi Business Licensee;
 - (i) evidence that the applicant is properly licensed to operate a motor vehicle under the laws of the Province of Alberta;
 - (j) a copy of the applicant's current driving abstract from the Motor Vehicles Branch of the Solicitor General's Office for the Province of Alberta, said abstract to contain a ten year driving record;
 - (k) evidence that the applicant has completed a driver improvement course recognized by the Town for the initial application only, or for subsequent applications when a Taxi Driver's License lapses for one year or has been revoked by the License Inspector.
- 20.** A Taxi Driver's License shall be valid to December 31 in the year during which it is issued.
- 21.** Each Taxi driver shall, at all times when in charge of a Taxi:
- (a) prominently display his Taxi Driver's License in such a position inside the Taxi that is clearly visible to all passengers in the Taxi;
 - (b) be neatly dressed, clean, well-behaved and courteous to passengers;
 - (c) not permit to be carried in his Taxi, at any time, a greater number of passengers than the proper seating capacity;
 - (d) after completion of every trip, check the Taxi and if the driver finds any article lost or left herein, deliver the same to the Taxi Business Licensee for return to the owner, if known. If the owner is not known, the Taxi Business Licensee shall deliver the article to the Town Peace Officer. If unclaimed after ninety (90) day, such article shall be returned to the Taxi Business Licensee for return to the Taxi driver;
 - (e) unless otherwise directed by a passenger, passengers must be driven by the most direct route to their destination;
 - (f) whenever requested by a passenger, issue a receipt for the amount of the Taxi fare paid by such passenger.

REGULATIONS RESPECTING TAXI CONDITIONS

- 22.** A Taxi Business Licensee shall once every 6 months following the issuance of the Taxi License Plate, have a complete mechanical inspection made of the Taxi by a licensed mechanic, who is not affiliated with the Taxi Business Licensee, and provide a Mechanical Fitness Report to the License Inspector.
- 23.** If a Mechanical Fitness Report does not certify that a Taxi is safe, fit and suitable for such use, no person shall permit the Taxi to be operated as a Taxi unless and until all deficiencies have been corrected and repaired and a further Mechanical Fitness Report for such Taxi confirming the repairs and certify that it is safe, fit and suitable for use as a Taxi has been delivered to the License Inspector.
- (a) the License Inspector may require a Taxi to be inspected by a licensed mechanic designated by the Town, at such time and place as the License Inspector may designate;

- (b) the Taxi Business Licensee shall deliver such Taxi at the time and place so designated;
 - (c) all costs of inspection of a Taxi shall be paid by the Taxi license
24. No person shall obstruct or interfere with any inspection that may be required under this Bylaw.
 25. (1) The Taxi Business Licensee shall at all times ensure that all taxis owned by or affiliated with him under his Taxi Business License are clean and in good interior and exterior condition, and that they are mechanically maintained so that all are safe, fit and suitable for use as a Taxi
 26. (1) No Taxi Business Licensee shall operate or permit the operation of a Taxi in its business which a licensed mechanic is unable to certify to be safe, fit and suitable for use as a Taxi
 - (2) No Taxi Business Licensee shall disconnect the odometer or pedometer of any licensed vehicle the Licensee is operating, nor shall a Taxi Business Licensee operate a vehicle in which the odometer or speedometer has been disconnected
 27. (1) Each driver shall keep or cause to be kept a record on a form approved by the License Inspector showing:
 - (a) the time, date and location where each customer is picked up; and
 - (b) the destination at which the customer was discharged.
 - (2) The said form shall be made available for review upon demand by the Licensing Inspector or Peace Officer
 28. Each Taxi Business Licensee or Taxi Driver shall, upon the demand of a Peace Officer or License Inspector produce any permit, identification card, registration card, license or other document which such licensee may, from time to time, be required to produce or possess by the Bylaw or which has been issued to the Licensee under this Bylaw.
 29. No Taxi Business Licensee shall suffer, allow or permit a radio scanner or any device capable of monitoring the radio signals of any other Taxi Business Licensee to be installed or carried in any Taxi.
 30. All taxis to have their rates visibly posted for all patrons to view. Should issues arise regarding the rates, then it will be brought forward to Council to review and establish by Policy

ADVERTISING ON TAXIS

31. (1) No advertising other than Roof Top advertising is permitted on Taxis.
 - (2) Roof Top advertising display units may be placed on the roof of a Taxi subject to the following requirements:
 - (a) signs must be a standard manufactured unit and must display advertising visible only from the side of the vehicle;
 - (b) illumination of advertising shall not exceed forty (40) watts and shall be non-flashing;
 - (c) advertising messages shall not exceed fifteen (15) inches in height;

- (d) advertising should be of good taste, subject to approval of the License Inspector;
- (e) advertising sign shall display the work "Taxi" visible to the front and rear of the Taxi.

PART 6 – ADMINISTRATION AND ENFORCEMENT OF BYLAW

POWERS OF THE LICENSE INSPECTOR AND PEACE OFFICERS

32. The License Inspector is hereby authorized and empowered to:

- (a) refuse to issue, renew, or transfer any Taxi Business License where the applicant or transferee does not, in the opinion of the License Inspector, comply with the requirements of this Bylaw;
- (b) revoke or suspend a Taxi Business License if, in the opinion of the License Inspector, the Broker has not complied with the requirements of this Bylaw;
- (c) refuse to issue, renew, or transfer or revoke or suspend, any Taxi License Plate for any Taxi which, in the opinion of the License Inspector, does not comply with the requirements of this Bylaw;
- (d) refuse to issue a Taxi Driver's license to any person or to renew a Taxi Driver's license issued to any person under this Bylaw;
 - (i) who has been convicted under the Criminal Code of Canada with a five (5) year period preceding the date of application of;
 - (a) a sexual offence or offence relating to the corruption of public morals;
 - (b) an offence relating to homicide, assault, kidnapping, arson or abduction;
 - (c) an offence relating to robbery or extortion; or
 - (d) an offence of criminal negligence, dangerous driving, operating a motor vehicle with a blood level content over eighty (80) mg per one hundred (100) ml of blood, refusing to provide samples of breath or driving whilst the persons driver's license is suspended;
 - (ii) who has been convicted under the Criminal Code of Canada, or the Controlled Drugs and Substances Act or any successor legislation with the three (3) year period immediately preceding the date of application;
 - (iii) who in the opinion of the License Inspector, has been convicted of an excessive number of offences under the Traffic Safety Act or any successor legislation and/or any Bylaw of the Municipality
 - (iv) where the character, conduct (including being not worthy of public trust) or state of health of that person is such that the person is, in the opinion of the License Inspector, unfit to drive a Taxi;

- (e) revoke or suspend a Taxi Driver's License:
 - (i) where any of the points in Section 33 (e) occur after a license has been issued;
 - (ii) where the Taxi driver acquires a driving record (9 demerit points) which, in the opinion of the License Inspector, makes him unfit to drive a public conveyance; or
 - (iii) where the character, conduct (including being not worthy of public trust) or state of health of the Taxi driver is such that the person is, in the opinion of the License Inspector, unfit to drive a public conveyance; or
 - (iv) where the Taxi driver does not, in the opinion of the License Inspector comply with the requirements of this Bylaw; or
 - (v) if a Taxi driver's license was issued to a person who is enrolled in an approved driver improvement course and such person does not complete and pass such a course within thirty (30) days of the day of application for license;
 - (vi) revoke or suspend any license when, in the opinion of the License Inspector, the holder of that license has breached any provision of this Bylaw;
- (f) prescribe and authorize the forms, license and certificates to be used or issued under this Bylaw

33. A suspension of any license by the License Inspector may be:

- (a) for a period of time not exceeding the un-expired term of the license; or
- (b) where the suspension is for non-compliance with this Bylaw, until the requirements of the Bylaw, in the opinion of the License Inspector have been met;

34. Any license issued under this Bylaw may be revoked or suspended by the License Inspector for non-compliance with the requirements of this Bylaw, notwithstanding that the holder of that license has not been prosecuted for a contravention of the Bylaw.

35. A Peace Officer is authorized and empowered to:

- (a) suspend a Taxi License Plate with respect to any Taxi which does not, in the opinion of the Peace Officer, comply with this Bylaw;
- (b) suspend a Taxi Driver's License under this Bylaw:
 - (i) where the Taxi driver has a driving record which, in the opinion of the Peace Officer, makes the person unfit to drive a public conveyance; or;
 - (ii) where the character, conduct (including being not worthy of public trust) or state of health of the Taxi driver is such that the person is, in the opinion of the Peace Officer, unfit to drive a public conveyance; or;
 - (iii) where the Taxi driver does not, in the opinion of the peace Officer comply with the requirements of this Bylaw;

- (c) where a Taxi license plate or a Taxi driver's license is suspended by a Peace Officer, the Peace Officer, shall, as soon as practically possible, forward to the License Inspector notification of the suspension and the reasons therefore.
 - (d) the suspension of a Taxi license plate or a Taxi Driver's License by a Peace Officer shall not exceed seventy-two (72) hours.
- 36.** Any decision of the License Inspector may be appealed by a person affected to committee appointed by Council to hear Appeals, by written notice delivered by the applicant to the Chief Administrative Officer not later than 30 days following such decision.

OFFENCES AND PENALTIES

- 37.** Any Peace Officer who has reasonable grounds to believe that any person has contravened any provision of this Bylaw may;
- (a) serve upon such person a summons for the breach of this Bylaw in accordance with Schedule "B".
 - (b) serve upon such person an offence ticket who contravenes any other provision or requirement of this Bylaw in the amount of \$500.00, allowing for the payment to be accepted by the Town in lieu of prosecution for the offence;
 - (c) seize and take possession of any licenses where the same are revoked or suspended or otherwise required to be returned to the Town.
- 38.** No person shall carry on a Taxi business without being the holder of a valid and subsisting Taxi Business License.
- 39.** No person shall operate or permit a motor vehicle to be operated as a Taxi unless a Taxi License Plate has been issued for that vehicle
- 40.** No Taxi Business Licensee shall, either directly or indirectly, permit any person to operate a Taxi which is affiliated with the Taxi Business Licensee or in respect of which the Licensee is the holder of the Taxi License Plate, unless such person is the holder of subsisting Taxi Driver's license and is a bona fide employee employed by or affiliated with the Taxi Business Licensee as a Taxi Driver.
- 41.** No Taxi Business Licensee shall permit any Taxi License Plate to be attached to, or be used in connection with any other motor vehicle than the Taxi for which the license plate was issued.
- 42.** No Taxi Business Licensee shall suffer, allow or permit the operation of a Taxi when that Taxi does not comply with this Bylaw.
- 43.** No person shall operate a Taxi within the Town without being the holder of a subsisting Taxi Driver's license.
- 44.** No person shall supply false or misleading information in an application for any license, any permit issued, any Mechanical Fitness Report, certificate or other document submitted or filed with the License Inspector.
- 45.** All Taxi businesses must also have a Town Business License to operate in the Town as a legitimate business.

LIMOUSINES

- 46. No person shall operate a Limousine on a fixed or schedule route, pick up passengers in a Taxi zone, or cruise Town streets looking for passengers.

PUBLIC RIGHT TO INFORMATION

- 47. Anyone may obtain a copy of the list of the taxis used by a Taxi Licensee, on application to the License Inspector and on payment of the fee specified in Schedule "A".

This Bylaw shall come into force upon Third and Final Reading of the Bylaw.

Read for a First time this *9th* day of *July* A.D. 2013

(RES. NO. *892/13*)


MAYOR MELODIE STOL


C.A.O. CORINNE NEWMAN

Read for a Second time this *13th* day of *August* A.D, 2013

(RES. NO. *911/13*)


MAYOR MELODIE STOL


C.A.O. CORINNE NEWMAN

Read for a Third and Final time this *13th* day of *August* A.D, 2013

(RES. NO. *914/13*)


MAYOR MELODIE STOL


C.A.O. CORINNE NEWMAN

SCHEDULE "A"

TAXI LICENSE FEES

- Taxi Broker License \$220.00
- Taxi License Plate \$ 45.00
- Non-refundable Plate draw fee \$ 20.00
- Taxi Driver's License \$ 40.00
- Transfer of Broker License \$140.00
- Transfer of Taxi Plate \$ 40.00
- For each list of vehicles \$15.00

SCHEDULE "B"

Offence	Section	Fine
No person shall carry on a Taxi business without a license	40	\$500.00
a) second offence		\$750.00
b) third and subsequent offences		\$1,000.00
No person shall operate a Taxi without a license	41	\$500.00
a) second offence		\$750.00
b) third and subsequent offences		\$1,000.00
No person shall operate under a Broker unless a bona fide employee with a Taxi license	42	\$500.00
a) second offence		\$750.00
b) third and subsequent offences		\$1,000.00
Permitting a Taxi plate to be attached to a vehicle other than to which the Taxi license plate was issued	43	\$500.00
a) second offence		\$750.00
b) third and subsequent offences		\$1,000.00
Non compliance with this Bylaw	44	\$500.00
a) second offence		\$750.00
b) third and subsequent offences		\$1000.00
Operation of a Taxi without valid Taxi driver's license	45	\$500.00
a) second offence		\$750.00
b) third and subsequent offences		\$1,000.00
Supplying false or misleading information to the Licensing Inspector	46	\$750.00
a) second offence		\$1,000.00
b) third and subsequent offences		\$1,250.00
Displaying advertising that does not comply with the Bylaw	47	\$250.00
a) second offence		\$500.00
b) third and subsequent offences		\$750.00