

CHAPTER 113: TAXICABS

Section

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§ 113.01 PRIVILEGE LICENSE REQUIRED.

(A) No person may conduct a taxicab business within the town unless and until that person has been issued a privilege license in accordance with this chapter.

(B) For purposes of this chapter, a **TAXICAB** is defined as a vehicle that transports passengers for hire and has a capacity of not more than 9 passengers. A person conducts a taxicab business when he or she operates 1 or more taxicabs.

(1981 Code, § 8-40) Penalty, see § 113.99

§ 113.02 CRITERIA FOR PRIVILEGE LICENSE.

(A) A privilege license for the operation of a taxicab business shall be issued in accordance with the procedures set forth in Chapter 112 and subject to the following:

(1) In accordance with G.S. § 20-97, the applicant for a privilege license shall pay the sum of \$15 upon each vehicle operated as a taxicab;

(2) The privilege license shall not be issued until the applicant has presented sufficient proof of financial responsibility (i.e., a certificate of liability insurance) as required by G.S. § 20-280; and

(3) The privilege license shall not be issued until the applicant demonstrates that all drivers of all taxicabs operated by the business have been issued an operator's permit pursuant to § 113.03.

(B) A privilege license issued under this section may be revoked, in accordance with the procedures specified in Chapter 112, for any reason that would have justified denial of the license.

(1981 Code, § 8-41)

§ 113.03 OPERATOR'S PERMIT.

(A) No person may operate a motor vehicle as a taxicab without a taxicab operator's permit issued by the Police Chief in accordance with this section.

(B) An applicant for a taxicab operator's permit shall be required to furnish to the Police Chief, on forms prescribed by the town or otherwise, information deemed reasonably necessary by the Police Chief to determine whether the permit should be issued according to the criteria set forth in division (C) below.

(C) The taxicab operator's permit shall be issued unless the Police Chief determines that the permit should be refused for one of the following reasons:

(1) Conviction of a felony against this state, or conviction of any offense against 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 intoxicating liquors or narcotic or barbiturate drugs;

(3) Addiction to or habitual use of intoxicating liquors or narcotic or barbiturate drugs;

(4) Violation of any federal or state law relating to prostitution; or

(5) Habitual violation of traffic laws or ordinances.

(D) (1) The taxicab operator's permit may be revoked by the Police Chief for any reason that would have justified denial of the permit as specified in division (C) above.

(2) Before revocation, the Police Chief shall notify the permit holder of his or her intent to revoke the permit and the reasons therefor and shall afford the permit holder a reasonable opportunity to appear and be heard on the question of the revocation.

(3) After the hearing, the Police Chief shall notify the permit holder in writing of his or her decision and the reasons therefor.

(1981 Code, § 8-42) Penalty, see § 113.99

§ 113.04 TAXICABS TO DISPLAY REQUIRED INFORMATION.

Any person who conducts a taxicab business, as well as the driver of any taxicab, shall be responsible for ensuring that the following items are displayed within the taxi so as to be visible to passengers:

- (A) The taxicab operator's permit;
- (B) A photograph of the driver; and
- (C) The schedule of fares.

(1981 Code, § 8-43) Penalty, see § 113.99

§ 113.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99.

(B) A violation of §§ 113.01(A) and 113.03(A) shall constitute a misdemeanor, punishable as provided in G.S. § 14-4.

(C) A violation of the provisions listed in division (B) above shall also subject the offender to a civil penalty of \$25. If the offender fails to pay this penalty within 10 days after being cited for a violation, the penalty may be recovered by the town in a civil action in the nature of debt.

(D) Each day that a violation continues after notification that a violation exists shall constitute a separate offense for purposes of the penalties and remedies specified in this section.

(E) This chapter may be enforced by an appropriate equitable action.

(F) This chapter may be enforced by any one, all or any combination of the remedies authorized by this section.

(1981 Code, § 8-44)