

CHAPTER 46
VEHICLES FOR HIRE*

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ARTICLE I. IN GENERAL

Sec. 46-1. Smoking on public buses prohibited.

No person shall smoke on any public bus. (Gen. Code 1946, Ch. 4, § 101.1; Code 1972, § 9.172)

Cross reference – Fire prevention and control generally, Ch. 17.

Secs. 46-2 – 46-15. Reserved.

ARTICLE II. TAXICABS

DIVISION 1. GENERALLY

Sec. 46-16. Definitions.

The following words and phrases, when used in this article, shall have the meanings respectively ascribed to them in this section except where the context clearly indicates a different meaning:

Applicant shall mean any person, copartnership, association or corporation applying for a license hereunder, or any person applying for a driver’s permit hereunder, as the case may be.

Cruising shall mean the movement of unoccupied taxicabs over the public streets in search of, or soliciting prospective passengers for hire; except that an unoccupied taxicab proceeding to answer a telephone call for taxicab service from an intending passenger, and a taxicab returning by the most direct route, after having discharged a passenger or passengers, to the garage where the taxicab is housed, or to a taxicab stand, shall not be considered cruising.

For hire shall mean for remuneration or reward of any kind, paid or promised, either directly or indirectly.

Rate cards shall mean the card required by this article for display within each taxicab for which a license has been issued, describing the schedule of fares charges by such taxicab.

Stand shall mean a space reserved for the sole use of taxicabs.

Taxicabs shall mean and include any vehicle operating on the public streets, alleys and quasi public places of the city, not operating on a fixed route, and accepting passengers for transportation for hire on call or demand between such points as may be directed by the passenger or passengers.

Waiting time shall mean the time when a taxicab is not in motion from the time of acceptance of a passenger or passengers to the time of discharge. (Gen. Code 1946, Ch. 2, § 20; Code 1972, § 7.171)

Cross reference – Definitions and rules of construction generally, § 1-2.

Secs. 46-17 – 46-23. Reserved.

DIVISION 2. BUSINESS LICENSE*

Sec. 46-24. Required.

No person shall operate or cause to be operated any taxicab in the city without having first obtained a license to operate such taxicab as provided in this division. (Gen. Code 1946, Ch. 2, § 202; Code 1972, § 7.172)

Sec. 46-25. Application.

Any person desiring a license to operate a taxicab on the streets of the city shall file with the city clerk a sworn application therefor on forms to be furnished by the city, which application shall contain the following:

- (1) The name, age, residence and present occupation of the person applying for such license; if the applicant is a partnership, the names, addresses and occupations of all partners shall be given, and if the application is a corporation, the names, addresses and occupations of all officers and directors thereof shall be given;
- (2) The make, body style, year, serial and engine number, state license plate number, seating capacity and weight of the taxicab for which such license is being applied for;
- (3) Whether there are any unpaid or unbounded judgments of record against the applicant and, if so, the title of all actions and the amount of all judgments unpaid or unbounded, and the court in which the same were rendered;
- (4) The experience of the applicant, both in the city and elsewhere, in the operation of taxicabs or other common carriers;
- (5) Whether or not the applicant for such license, or if a partnership or corporation, any of the partners, officers or directors thereof, has ever been charged with, convicted of or plead guilty to, any felony, crime or misdemeanor, and if so, the date, nature of the offense and the court in which such charge was made, conviction was obtained or plea of guilty was entered;
- (6) The place or places within the city, or elsewhere, where the person applying for such license proposes to establish his office, and from which he proposes to operate such taxicab;
- (7) The number of taxicabs for which the applicant holds licenses at the date of the application;
- (8) Whether the applicant is the owner of the taxicab for which a license is being applied for, and if not, the name of the owner thereof;

(9) Whether there are any liens, mortgages or other encumbrances, including conditional sales contracts, on such taxicab, and, if so, the amount and character thereof and the name of the holder thereof;

(10) Such other information as the city commission may, in its discretion require. (Gen. Code 1946, Ch. 2, § 203; Code 1972, § 7.173)

Sec. 46-26. Investigation; action by city commission.

(a) The city clerk shall transmit each application for a license under this division to the chief of police, who shall cause an investigation to be made of the character, fitness and qualifications of the person applying for such license, and the fitness of the proposed taxicab for use as such. The chief of police shall thereupon transmit such application, together with his recommendation thereon, to the city commission.

(b) If the city commission shall determine that the person applying for such license is a suitable person and the taxicab proposed to be licensed is a suitable vehicle for such purpose, it may issue a license therefor.

(c) The city commission may refuse to issue a license to any applicant when, in the judgment of the commission, there are licensed a sufficient number of taxicabs to adequately serve the needs of the city, or there are existing transportation facilities reasonably sufficient to serve the public demand, or the use of the streets of the city by additional taxicabs would interfere with the public use of the streets or congest traffic and parking, or the addition of more taxicabs would lessen the ability of all cabs to earn a fair return on capital invested. (Gen. Code 1946, Ch. 2, § 204.1; Code 1972, § 7.174)

Sec. 46-27. Insurance prerequisite to issuance.

(a) No license shall be issued under this division until the person applying therefor shall obtain and file with the city a policy of liability insurance issued by a responsible insurance company authorized to do business in the state, providing insurance coverage for each taxicab for which a license is applied for.

(b) Such policy of insurance shall insure the applicant against liability for personal injury to passengers in such taxicab, or to members of the general public, resulting from an accident in which such taxicab may be involved through the recklessness or negligence of its driver, operator or owner, as well as against any damage to property.

(c) Such policy shall provide minimum insurance protection for each taxicab in the amount as provided in section 21-24.

(d) Such policy of insurance shall provide for continuing liability thereunder to the full amount thereof, notwithstanding any recovery thereon, and that the insolvency or bankruptcy of the insured shall not release the company.

(e) Such policy shall further provide that it shall not be canceled, surrendered or revoked by either party except after ten (10) days written notice to the city, furnished by the insurance company issuing such policy.

(f) The cancellation, surrender or other termination of any insurance policy issued and filed with the city in compliance with this section shall automatically terminate the licenses of all taxicabs covered by such insurance policy unless another policy complying with this

section shall be in effect and deposited with the city at the time of such cancellation or termination.

- (g) It shall be unlawful for any person to operate or cause or permit to be operated, any taxicab on the streets of the city without having fully complied with the terms of this section. (Gen. Code 1946, Ch. 2, § 210; Code 1972, § 7.179 – 7.181)

Sec. 46-28. Issuance.

Licenses granted by the city commission shall be issued by the city clerk upon the payment of the fees required by section 21-24, provided that no license shall be issued until the applicant has deposited with the city the policy of liability insurance required by section 21-24 and until the policy has been approved by the city manager. (Gen. Code 1946, Ch. 2, § 204.2; Code 1972, § 7.175)

Sec. 46-29. Transferability.

Licenses issued under this division may be transferable from the licensee to the purchaser of the cab for which a license has been issued after such transfer has first been approved by the city commission. (Gen. Code 1946, Ch. 2, § 207; Code 1972, § 7.176)

Sec. 46-30. Change of ownership.

Change of ownership of or title to any taxicab or taxicabs shall automatically revoke any license or licenses previously issued for the operation of such taxicab or taxicabs, and the purchaser or purchasers thereof shall not operate such taxicab or taxicabs until he has applied for and been granted a transfer of license under the terms of this division and has complied with all the terms of this article. (Gen. Code 1946, Ch. 2, § 208; Code 1972, § 7.177)

Sec. 46-31. Suspension, revocation.

Licenses under this division may be suspended or revoked in the manner provided in section 21-23. The fact that the owner ceased to operate any taxicab for a period of thirty (30) consecutive days without having obtained permission for cessation of such operation from the city commission, shall be an additional ground for revoking a taxicab license. (Gen. Code 1946, Ch. 2, § 209; Code 1972, § 7.178)

Secs. 46-32 – 46-38. Reserved.

DIVISION 3. DRIVER'S LICENSE*

Sec. 46-39. Required.

No person shall drive a taxicab on the streets of the city without having first obtained a taxicab driver's license from the chief of police. (Gen. Code 1946, Ch. 2, § 211.1; Code 1972, § 7.182)

Sec. 46-40. Application.

Any person desiring to drive a taxicab upon the streets of the city shall file with the city clerk a sworn application for a taxicab driver's license which application shall contain the following:

- (1) The name, age, residence and present occupation of such applicant, and his place or places of residence two (2) years preceding the date of the application;

- (2) The experience which the applicant has had in operating automobiles, taxicabs or other vehicles used in carrying passengers for hire or on contract;
- (3) Whether or not such applicant has even been charged with, convicted of, or plead guilty to any felony, crime or misdemeanor, and, if so, the date, nature of the offense and the court in which such charge was made, conviction was obtained or plea of guilty entered;
- (4) Whether any chauffeur's license or operator's permit issued to him has ever been suspended or revoked, and, if so, for what cause;
- (5) Such other information as the city commission may, in its discretion, require;
- (6) Each applicant for a taxicab driver's license shall, at his own expense, be required to submit to a medical examination by a duly licensed physician of his own choosing, and the results of such examination shall be reduced to writing by such physician on a form to be provided by the city, such form, completely filled out by the examining physician, shall be attached to the application for a taxicab driver's license before the same shall be received by the city clerk;
- (7) Each applicant shall file with such application a recently taken photograph of his face and shoulders, two (2) inches by two (2) inches in size;
- (8) Each applicant shall also file with such application a fingerprint card taken by the division of police. (Gen. Code 1946, Ch. 2, § 212; Code 1972, § 7.183)

Sec. 46-41. Investigation.

Upon the filing of an application for a taxicab driver's license, the city clerk shall transmit the same to the chief of police, who shall cause an investigation to be made of the character and fitness of such applicant. If, in the opinion of the city commission, the applicant is a proper person to receive a taxicab driver's license, he shall approve the issuance thereof, provided, however, that no taxicab driver's license shall be issued to any person who has not attained the full age of eighteen (18) years and who does not hold a chauffeur's license from the state. (Gen. Code 1946, Ch. 2, § 213; Code 1972, § 7.184; Ord. of 1-17-72)

Sec. 46-42. Issuance; badge.

If the application for a taxicab driver's license is approved by the city commission, he shall return the application, together with his approval endorsed thereon, to the city clerk, who shall issue to the applicant a taxicab driver's license and in addition thereto, a metal badge with the driver's number prominently displayed thereon. Such badge shall be worn in a plainly visible position on the driver's outer garments or cap, at all times when he is engaged in driving a taxicab. (Gen. Code 1946, Ch. 2, § 214; Code 1972, § 7.185)

Sec. 46-43. Fees.

A fee for each taxicab driver's license shall be as provided for in section 21-24. The fee for replacement of badge shall be the same as for renewal. (Gen. Code 1946, Ch. 2, § 216; Code 1972, § 7.187)

Sec. 46-44. Transferability.

Taxicab driver's licenses issued under this division shall be nontransferable. It shall be

unlawful for any person holding a taxicab driver's license to transfer, or attempt to transfer, such license or any badge or card issued hereunder, to any other person; and it shall be unlawful for any person holding such license to knowingly permit any other person to have the same or the badge thereof in his possession; and it shall be unlawful for any person to wear or have in his possession while operating a taxicab in the city a taxicab driver's license, or any badge or card, issued to any other person. (Gen. Code 1946, Ch. 2, § 217; Code 1972, § 7.188)

Sec. 46-45. Renewal.

A driver applying for a renewal of his license shall make application therefor on a form furnished by the city, and shall file the same with the clerk, who shall transmit it to the chief of police, who shall make an investigation and if he is satisfied that the applicant's license should be renewed, shall endorse his approval upon such application and return it to the clerk, who shall issue the renewal. Provided, that not more than two (2) such renewals shall be granted without an additional physical examination. (Gen. Code 1946, Ch. 2, § 215; Code 1972, § 7.186)

Sec. 46-46. Temporary license.

Anything in this division to the contrary notwithstanding, a temporary taxicab driver's license may be issued by the city clerk for a maximum period of thirty (30) days. (Ord. of 12-18-72, § 7.220)

Secs. 46-47 – 46-53. Reserved.

DIVISION 4. CONSTRUCTION AND EQUIPMENT

Sec. 46-54. General construction.

- (a) All bodies of taxicabs shall have four (4) doors, two (2) leading into the passenger's compartment, so constructed that they may be opened from the inside and the outside. Each door shall be constructed with a double or safety lock. Doors leading into the passenger's compartment shall be so equipped that when one or both of the doors are not fully closed the light upon the dash immediately in front of the driver shall be illuminated and remain illuminated until such doors shall be fully closed.

- (b) The windshield and all windows in both the driver's compartment and the passenger compartment shall be on nonshatterable glass. (Gen. Code 1946, Ch. 2, § 224; Code 1972, § 7.195)

Sec. 46-55. Spare tire.

Every taxicab shall be equipped with at least one spare tire which shall, at all times, be kept inflated to the required pressure. (Gen. Code 1946, Ch. 2, § 225.1; Code 1972, § 7.196)

Sec. 46-56. Heater.

Every taxicab shall be equipped with a heater in the passenger compartment with a shut-off appliance thereon, sufficient to heat the interior of the cab adequately in cold weather. (Gen. Code 1946, Ch. 2, § 225.2; Code 1972, § 7.196)

Sec. 46-57. Rear view mirror.

Every taxicab shall be equipped with an adjustable rear vision mirror so installed within the driver's compartment as to enable the operator to obtain a reasonably clear view towards the rear. (Gen. Code 1946, Ch. 2, § 225.3; Code 1972, § 7.196)

Sec. 46-58. Speedometer.

Every taxicab shall be equipped with a standard speedometer properly installed, maintained in good working order and exposed to view. No taxicab shall be operated in taxicab service while such speedometer is out of repair or disconnected. (Gen. Code 1946, Ch. 2, § 225.4; Code 1972, § 7.196)

Sec. 46-59. Card frame.

Every taxicab shall be equipped with a card frame for the proper display of the owner's memorandum certificate, rate card and driver's identification card. The card frame shall be placed on the center of the partition between the driver's compartment and the passenger's compartment and shall face the passenger and be so located as to be at all times in plain view of such passenger. The card frame shall be incapable of being opened by the passenger, shall be covered with shatterproof glass and shall be illuminated after sundown with a light as required by section 46-61, so placed as to throw a continuous, steady light thereon, so that the card may be plainly read by the passenger. (Gen. Code 1946, Ch. 2, § 225.5; Code 1972, § 7.196)

Sec. 46-60. Tariff taximeter.

The city commission may, if deemed advisable, require all taxicabs to be equipped with a single tariff taximeter, of a type approved by the city commission, such meter to be so placed, connected, sealed, illuminated and inspected as deemed necessary to insure its accuracy, and the owner shall be held responsible for the accuracy and use of same. (Gen. Code 1946, Ch. 2, § 225.6; Code 1972, § 7.196)

Sec. 46-61. Lights.

Every taxicab shall be equipped with the following lights:

- (1) A passenger compartment light adequate to illuminate the interior of the passenger compartment and so constructed as to be automatically turned on by the opening of each rear door, and with a switch easily accessible to the passenger;
- (2) A dash light in front of the driver's seat so connected with each of the doors leading into the passenger compartment that the light shall be illuminated only when either of the doors is not fully closed;
- (3) A card frame light which shall be illuminated after sundown so as to permit the passenger to read the memorandum certificate, rate card and driver's identification card;
- (4) Commission may require "vacant" or "busy" lighted sign in front. (Gen. Code 1946, Ch. 2, § 226; Code 1972, § 7.197)

Sec. 46-62. Maintenance.

The owner of each taxicab licensed under this article shall examine and inspect such taxicab as to its mechanical condition, especially as to brakes, power and lights, in such manner and with frequency as to insure safety and dependability to patrons and the public, and each taxicab licensed hereunder shall be maintained at all times in a dependable, workable and safe condition. Record of such inspection, defects found and repairs made, shall be kept on file by the owner of each taxicab licensed hereunder, and such records shall during ordinary business hours be open for inspection by the city. (Gen. Code 1946, Ch. 2, § 223.1; Code 1972, § 7.194)

Sec. 46-63. Inspection.

Each taxicab license under this article shall be subject to inspection by a member of the division of police at any time, and if such inspection discloses that any provision of this article has been violated, the chief of police may immediately suspend the license for such taxicab until the cause for such suspension has been removed, and such suspension shall be reported by the chief of police to the city manager. If the cause for such suspension is not corrected within ten (10) days the city manager may request the city commission to revoke the license for the taxicab. (Gen. Code 1946, Ch. 2, § 223.2; Code 1972, § 7.194)

Sec. 46-64. Radio equipment.

No taxicab shall be equipped with a radio or any other equipment which is not, in the opinion of the city commission, reasonably useful and necessary in the furnishing of safe, adequate and convenient taxicab service, but radio-telephone dispatching equipment shall be permitted. (Gen. Code 1946, Ch. 2, § 228; Code 1972, § 7.199)

Secs. 46-65 – 46-71. Reserved.

DIVISION 5. RULES OF OPERATION

Sec. 46-72. Responsibility of licensee.

It shall be unlawful for any person to whom a taxicab license has been issued to cause, allow or permit any such licensed taxicab to be driven or operated upon the streets of the city by any driver not properly licensed in accordance with this article or to cause, allow or permit such cab to be so driven until he has complied with each and every provision of this article. (Gen. Code 1946, Ch. 2, § 247; Code 1972, § 7.218)

Sec. 46-73. Rate of fare.

- (a) The rate of fare charged by a taxicab driver shall apply to distance only.
- (b) The rate of fare to be charged shall be one dollar and twenty-five cents (\$1.25) for the first passenger for the first one-eighth mile, and twenty-five cents (\$0.25) for each additional passenger getting on and off at the same stop, and ten cents (\$0.10) for each additional one-tenth mile to any place within the city limits.
- (c) The rate of fare shall include an additional charge of not to exceed twelve dollars (\$12.00) per hour for waiting time. (Gen. Code 1946, Ch. 2, §219; Code 1972, § 7.190; Ord. of 6-4-73, § 7.190; Ord. of 4-1-74, § 7.190; Ord. of 2-7-77, § 7.190; Ord. of 1-28-80; Ord. No. 544-85, 10-14-85)

Sec. 46-74. Rate cards and display.

Rate cards showing the rate of fares to be charged for taxicab service, as approved by the city commission, shall be provided by the owner. Such rate cards shall at all times be plainly displayed in the taxicab so licensed. (Gen. Code 1946, Ch. 2, § 220; Code 1972, § 7.191)

Sec. 46-75. Receipt for fare.

Every taxicab driver, when requested by the passenger, shall give a numbered receipt showing the owner's name, date, license number and amount of fare charged, starting point and destination. (Gen. Code 1946, Ch. 2, § 221; Code 1972, § 7.192)

Sec. 46-76. Baggage.

No extra charge shall be made for taxicab service for the transportation of ordinary hand baggage carried by passengers. (Gen. Code 1946, Ch. 2, § 222; Code 1972, § 7.193)

Sec. 46-77. Designation.

- (a) Each taxicab shall bear on the outside of each passenger door, in painted letters not less than two (2) inches nor more than six (6) inches in height, the name of the owner and in addition, may bear an identifying design approved by the city commission and the business telephone number of the owner and no other legend than the name of the owner, the approved design and the telephone number may be used on the passenger door. Any name, legend, design or any printed matter proposed for use elsewhere on the taxicab shall be submitted to, and approved by the city commission before being so used.
- (b) Each taxicab company shall assign a number for each of its cabs and each cab shall bear on each side and on the rear thereof such number so assigned, in numbers at least six (6) inches in height. (Gen. Code 1946, Ch. 2, § 227; Code 1972, § 7.198)

Sec. 46-78. Sanitation.

Every owner of a taxicab or taxicabs shall clean the exterior and clean and disinfect the interior of such taxicab or taxicabs at least once in every twenty-four (24) hours. Each cab must be inspected and approved by an inspector of the police department before it is first operated. Each taxicab must be reinspected on an annual basis by an inspector of the police department before it shall continue to operate for that additional year beyond the initial inspection. (Gen. Code 1946, Ch. 2, § 229; Code 1972, § 7.200; Ord. of 7-5-83)

Sec. 46-79. Operator to be owner, employee or lessee.

- (a) No taxicab shall be operated except by the owner thereof or by a duly authorized agent, employee or lessee of the owner to whom such owner pays a fixed and definite wage or a fixed commission or percentage on the gross amount received from the operation of such taxicab or a combination wage and commission; or by a lessee of the owner who has entered into any contract agreement or understanding with such driver who pays to such owner a fixed or determined sum per day for the use of such taxicab and is entitled to all, or a portion of the proceeds of operation over and above the fixed or determinable sum.
- (b) No lessee of any taxicab shall enter into any contract, agreement or understanding with any driver, by the terms of which such driver pays to such lessee a fixed or determined sum per day for the use of such taxicab and is entitled to all, or a portion of the proceeds of operation over and above the fixed or determinable sum. (Gen. Code 1946, Ch. 2, § 230.1; Code 1972, § 7.201; Ord. of 10-18-76)

Sec. 46-80. Cab service brokers prohibited.

No person shall enter into any contract, agreement or understanding with any owner whereby the person is assured a fixed income from the owner regardless of the earnings of any taxicab operated by the owner, and in return for which the person agrees to permit such owner to use any trade name or distinctive color or emblem on any taxicab and/or permit such owner to use, in common with other owners, telephone facilities, stands, garaging and repair facilities, or administrative or other services, commonly required in connection with the operation of taxicabs. (Gen. Code 1946, Ch. 2, § 231; Code 1972, § 7.202)

Sec. 46-81. Report of accidents.

All accidents arising from or in connection with the operation of taxicabs which result in death or injury to any person, or in damage to any property shall be reported immediately to the division of police. (Gen. Code 1946, Ch. 2, § 232; Code 1972, § 7.203)

Sec. 46-82. Dress.

The drivers of taxicabs shall be clean in dress and in person and shall wear a distinctive

cap, that which is traditionally known as a chauffeur's cap, at all times while operating a taxicab. Drivers of taxicabs shall be required to wear a shirt with a collar on it and a tie and no other type of headgear other than that defined above, including hair rollers. (Gen. Code 1946, Ch. 2, § 233; Code 1972, § 7.204; Ord. of 7-5-83)

Sec. 46-83. Hours.

No driver of a taxicab shall be on duty or drive more than twelve (12) out of any twenty-four (24) hours. (Gen. Code 1946, Ch. 2, § 234; Code 1972, § 7.205)

Sec. 46-84. Smoking prohibited.

No driver of a taxicab shall have in his possession a lighted cigarette, cigar or pipe while any passenger is being carried therein. (Gen. Code 1946, Ch. 2, § 235; Code 1972, § 7.206)

Cross reference – Fire prevention and control generally, Ch. 17.

Sec. 46-85. Lost articles.

Every driver of a taxicab shall thoroughly search the interior of such taxicab at the termination of each trip for any articles of value which may be left in such taxicab by a passenger. Any article found therein shall be immediately returned to the passenger owning it, if he be known, otherwise it shall be deposited with the owner of the cab at the conclusion of the driver's tour of duty. A report of the finding and deposit of such articles shall be made by the owner immediately to the division of police. (Gen. Code 1946, Ch. 2, § 236; Code 1972, § 7.207)

Sec. 46-86. Solicitation of passengers by driver.

No driver shall solicit passengers for a taxicab except when sitting in the driver's compartment of such taxicab or while standing immediately adjacent to the curb side thereof. The driver of any taxicab shall remain in the driver's compartment or immediately adjacent to his vehicle at all times when such vehicle is upon the public street, except that, when necessary, a driver may be absent from his taxicab for not more than thirty (30) consecutive minutes, and provided further that nothing herein contained shall be held to prohibit any driver from alighting to the street or sidewalk for the purpose of assisting passengers into or out of such vehicle. (Gen. Code 1946, Ch. 2, § 237; Code 1972, § 7.208)

Sec. 46-87. Prohibited solicitation.

No taxicab driver shall solicit patronage in a loud or annoying tone of voice or by any sign or in any manner annoy any person or obstruct the movement of any person or follow any person for the purpose of soliciting patronage. (Gen. Code 1946, Ch. 2, § 238; Code 1972, § 7.209)

Sec. 46-88. Receipt and discharge of passengers on sidewalk only.

Drivers of taxicabs must not receive or discharge passengers in the roadway but shall pull up to the right-hand sidewalk, or in the absence of a sidewalk, to the extreme right-hand side of the road and there receive or discharge passengers, except upon one-way streets where passengers may be discharged at either the right or left-hand sidewalk, or side of the roadway in the absence of a sidewalk. (Gen. Code 1946, Ch. 2, § 239; Code 1972, § 7.210)

Sec. 46-89. Cruising prohibited.

No driver shall cruise in search of passengers at any time and whenever a taxicab is unoccupied the driver shall proceed at once by the most direct route to the garage where

the vehicle is housed or to the nearest unoccupied stand. (Gen. Code 1946, Ch. 2; Code 1972, § 7.211)

Sec. 46-90. Solicitation of other common carrier passengers prohibited.

No owner, driver or any other persons shall solicit patronage of persons assembled at the terminal of any other common carrier, except when doing so by the use of an authorized taxicab stand pursuant to section 46-95 nor at any intermediate points along any established route of such carrier, once such persons have assembled for the purpose of using the services of said common carrier. Nothing herein contained shall be construed to prohibit or interfere with the response to any call for a taxicab made by signal from a pedestrian. (Gen. Code 1946, Ch. 2, § 241; Code 1972, § 7.212; Ord. of 7-5-83)

Sec. 46-91. Acceptance of additional passengers.

Whenever any taxicab is occupied by a passenger, the driver shall not be permitted to pick up or carry any other passenger, or make any other type of pickup in the cab except by the express request of the person who has first engaged the cab. (Gen. Code 1946, Ch. 2, § 242; Code 1972, § 7.213)

Sec. 46-92. Restrictions on number of passengers.

No driver shall permit more persons to be carried in a taxicab than the seating capacity of the passenger compartment. A child in arms shall not be counted as a passenger. (Gen. Code 1946, Ch. 2, § 243; Code 1972, § 7.214)

Sec. 46-93. Operation along routes prohibited.

No owner or driver of a taxicab shall cause or permit such taxicab to be operated along routes in a manner similar to that of mass transportation vehicles operating along definite routes or between specific termini. When there is nearby a suitably located taxicab stand, any owner or driver who operates, causes to be operated or permits to be operated any taxicab persistently and repeatedly to and fro, around or in the vicinity of any theatre, railroad station, hotel or any other place of public gathering, or repeatedly along a street, shall be construed to be operating such taxicab along routes and such operation is hereby prohibited. (Gen. Code 1946, Ch. 2, § 244; Code 1972, § 7.215)

Sec. 46-94. Rights of passengers.

No driver or owner of a taxicab shall refuse or neglect to convey any orderly person upon request by signal or telephone call, unless the taxicab is previously engaged. When proceeding to pick up a passenger in answer to a call, the driver shall not pick up any passenger or make any interim trips but must proceed directly to the call address except in case of an injured person or emergency case. (Gen. Code 1946, Ch. 2, § 245; Code 1972, § 7.217)

Sec. 46-95. Stands.

The city manager shall have the power to establish such taxicab stands as in his judgment are necessary for the proper service of the public. The city manager shall have the power to change the location of, or to abolish any taxicab stand established under the terms thereof. (Gen. Code 1946, Ch. 2, § 246; Code 1972, § 7.217)

Sec. 46-96. Purchase and delivery of alcoholic liquor prohibited.

No taxicab shall be used for the purpose of obtaining the purchase or delivery of alcoholic liquor and any such use shall be sufficient reason to revoke the license of the driver. Drivers are prohibited from purchasing liquor for any purpose or person, while on duty as cab drivers. (Gen. Code 1946, Ch. 2, § 248; Code 1972, § 7.219; Ord. of 7-5-83)

Cross reference – Alcoholic liquors generally, Ch. 6.

Sec. 46-97. Possession, consumption of alcoholic liquor while on duty prohibited.

No taxicab driver shall be allowed to have in his possession or to consume, while on duty as a taxicab driver, any form of alcoholic liquor or any form of intoxicating beverage.

(Ord. of 7-5-83)

Sec. 46-98. Operation while under influence of alcoholic liquor prohibited.

No taxicab driver shall be permitted to operate a taxicab while under the influence of alcoholic liquor, whether consumed while on duty or prior to going on duty. Any said violation shall be sufficient reason to revoke the license of the driver. (Ord. of 7-5-83)