

ORDINANCE NO. 75-39

AN ORDINANCE TO AMEND CHAPTER 4.24 OF THE
BLOOMINGTON MUNICIPAL CODE, TAXICABS, SECTIONS
4.24.040, 4.24.050, 4.24.080 AND 4.24.130

BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY
OF BLOOMINGTON, MONROE COUNTY, INDIANA:

SECTION 1. That Section 4.24.040 of the Bloomington
Municipal Code, entitled "Business License - Application,"
be amended to read as follows:

4.24.040 Business License - Application. Any
person desiring to operate a taxicab or taxicab
service upon or along any of the streets, avenues
or other highways in the City shall before under-
taking to do so, file a signed application form
for a license, duly sworn to by the applicant, with
the Common Council, which application shall show the
following:

1. The name and address of the person,
partnership, firm or corporation desiring the
license; if a firm or partnership, the full name
and address of each of the officers thereof;
2. That the applicant is financially able
to render taxicab services as petitioned for and
has the requisite resources and financial backing,
including insurance coverage meeting the current
specifications of the Indiana Department of Motor
Vehicles;
3. The make, model, factory number and state
license number of the motor vehicle to be driven as
a taxicab;
4. That the petitioner owns and is the sole
owner of the described taxicabs, and intends to and
will operate such taxicabs in such service;

In addition to the application, the Chief of
Police shall cause a safety check of each motor
vehicle designated in the application and report
the same with his recommendation to the Common
Council prior to the issuance of any license.

If the City of Bloomington, through its legis-
lative process, determines that additional taxi-
cabs are needed in Bloomington and that a license
for new cabs should be issued, the City will notify
all current licensees at least ninety (90) days be-
fore issuing said new license in order that they
might apply for the same. In the event that it is
decided that there is a need for a new taxicab lic-
ense, the Common Council shall cause to be made an
economic impact statement and feasibility study
which shall recommend extending the new license to
an existing licensee or issuing it to a new oper-
ator.

In the event of the issuance of any new license,
the licensee shall have his vehicles in service with-
in ninety (90) days from the date of issuance.

SECTION 2. That Section 4.24.050 of the Bloomington Municipal Code, entitled "Business License--Council Action--Fee," be amended to read as follows:

4.24.050 Business License--Council Action--Fee. Upon the filing of the application required by Section 4.24.040 with the Common Council, the Common Council shall then pass upon the application, taking into consideration the applicant, his financial standing, and his equipment for rendering taxicab service in the city; and if the Common Council finds that it is for the best interests of the city and the citizens thereof that the applicant be issued a license to operate a taxicab line, then the Common Council shall instruct the city controller to issue the license upon compliance with all other provisions of this chapter. The city controller shall issue to the applicant upon the approval of the Common Council as above, a license for one calendar year upon the payment of a fee of one hundred dollars for the first taxicab and ten dollars additional for each other taxicab so operated. Cash or certified check shall be deposited with the city controller. (Ord. 68-44 §1, 1968: prior code §25-5).

Section 3. That Section 4.24.080 of the Bloomington Municipal Code, entitled "Business License--Suspension--Revocation--Notice--Hearing," be amended to read as follows:

4.24.080 Business License--Renewal--Suspension--Revocation--Notice--Hearing. (A) Any license issued to any owner or operator under the terms and conditions of this chapter may be renewed for a period of one calendar year by the Common Council following the submission of an application for renewal which shall contain the following:

- 1) All those things required by Section 4.24.040 of this Chapter;
- 2) Proof that all currently operating vehicles have been safety inspected by the State of Indiana;
- 3) Copies of police accident reports for all collisions and accidents involving the applicant's vehicles during the preceeding licensed year and;
- 4) Safety records for all drivers currently employed by the applicant including specific references to any involvement in accidents while on the job, driving ability, personal conduct and any record of consumer complaints regarding individual drivers.

All renewal applications shall be made at least sixty (60) days prior to the time of expiration of the applicant's current license. If, in the opinion of the Common Council, said renewal application shall need additional supplemental information, the applicant shall provide the same on request. After an examination of the application for renewal, the Common Council shall or shall not, in its discretion, cause such application to be accepted and a license issued.

(B) Any license issued to any owner or operator under the terms and conditions of this chapter, may be revoked or indefinitely suspended by the Common

Council of the city, upon the failure of such owner or operator to operate such taxicab in compliance with the terms of this chapter and the laws of the state; provided, that the owner or operator of such car shall be given five days' written notice of such violation, and upon due hearing and proof thereof the license for the car may be suspended for a definite period or revoked.

The Common Council may in its discretion suspend or revoke the license issued for any taxicab for the violation of any provision of this chapter, whether or not the criminal prosecution of the licensee is pending.

A traffic committee composed of the Common Council members, and named by the Common Council itself, shall consider such procedure and make its recommendation to the Common Council. The Common Council in hearing such recommendation of the traffic committee shall hold the hearing open to the public. (Prior code §25-8).

Section 4. That Section 4.24.130 of the Bloomington Municipal Code, entitled "Insurance," be amended to read as follows:

4.24.130 Insurance. No license required by this chapter shall be issued and no taxicab shall be operated upon the street, avenue or public highway in the city until there shall have been filed with the city controller an indemnity undertaking or policy of insurance executed by an insurance company legally authorized to execute such instruments in the state, running for the year of the license to be issued to the applicant as by this chapter provided, providing for the payment of any final judgment that may be rendered against the insured for damages to property or for bodily injury or death of passengers or other persons resulting from collision or other accident for which such person may be found liable while operating the taxicab described in the application, in an amount not less than currently prescribed by the Indiana Department of Motor Vehicles for property damage, personal injury or death of any person as above provided. (Prior code §25-13).

Section 5. This Ordinance shall be in full force and effect from and after its passage, promulgation and publication in accordance with the law.

Passed and adopted by the Common Council of the City of
Bloomington, Indiana, on the _____ day of _____, 19____.

Brian C. De St. Croix
Common Council President

ATTEST:

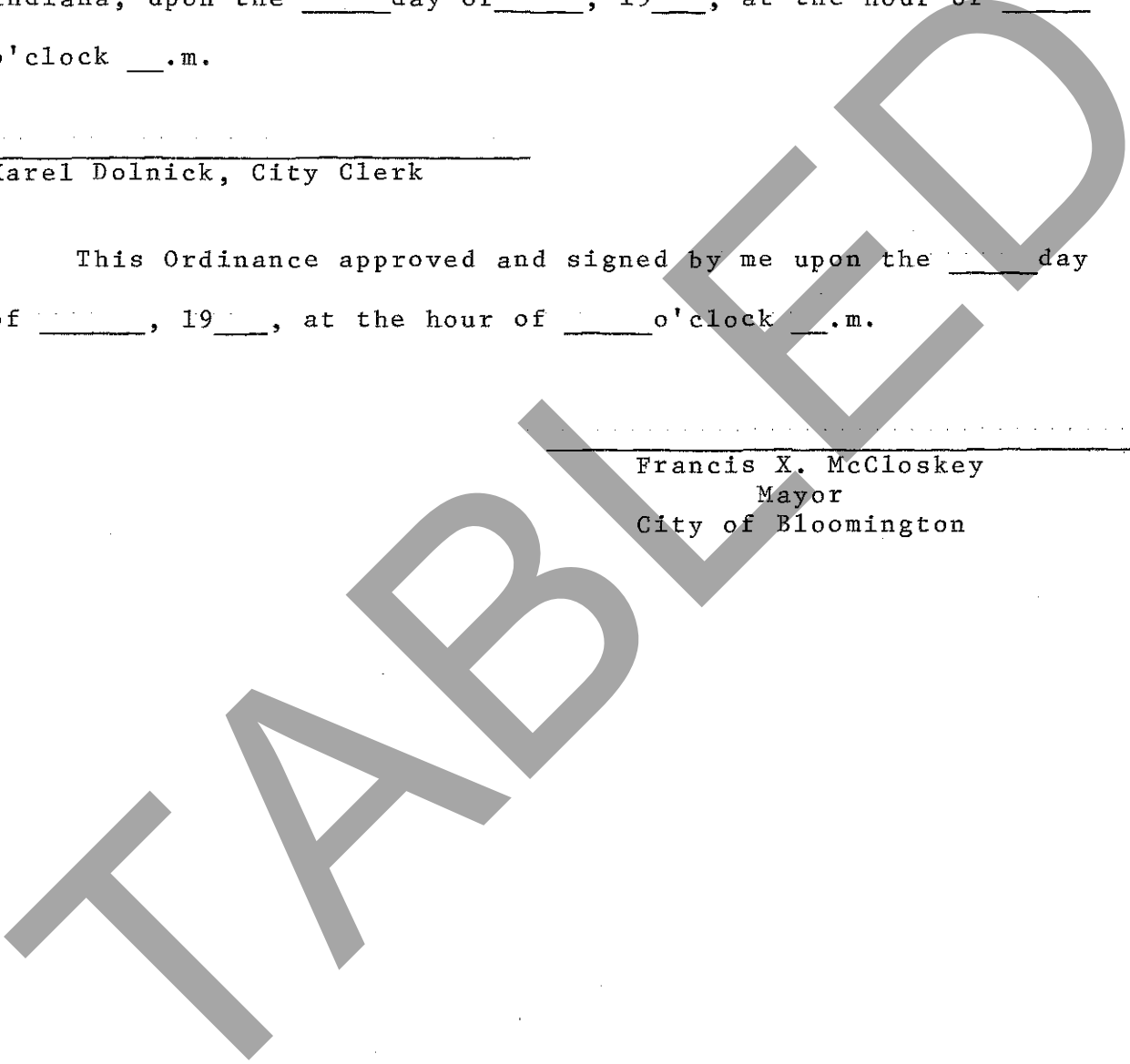
Karel Dolnick, City Clerk

Presented by me to the Mayor of the City of Bloomington,
Indiana, upon the _____ day of _____, 19____, at the hour of _____
o'clock ____m.

Karel Dolnick, City Clerk

This Ordinance approved and signed by me upon the _____ day
of _____, 19____, at the hour of _____ o'clock ____m.

Francis X. McCloskey
Mayor
City of Bloomington



Charlotte

Tabled Indefinitely
7/17/75

I HEREBY MOVE THAT ORDINANCE 15-39

BE INTRODUCED AND READ AT FIRST READING AT THE

COUNCIL MEETING ON July 3, 1975

Charlotte H. Howell
(Signature)

TABLED