

ORDINANCE NO. 71-49

AN ORDINANCE TO REGULATE AND LICENSE "JITNEYS"

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

SECTION 1. Definition. The term "jitney" as used in this ordinance shall mean any motor vehicle designed and constructed to accomodate and transport, not more than twenty (20) passengers, not including the driver, and which is used for the purpose of group transportation of not more than twenty (20) and not less than four (4) primary passengers, as said primary passengers are defined in this section. The term primary passengers shall mean those persons who embark at the origin of a jitney trip and determine the destination of each jitney trip, as said jitney trip is defined in this section. The term "jitney"trip", as used in this ordinance shall mean any distance traveled between the embarkation of the primary passengers and the discharge of all such passengers at their requested destination. The rate charged for each jitney trip shall be a single rate per passenger as agreed upon by the primary passengers and the jitney operator prior to the commencement of the trip.

A jitney may also give transportation to secondary passengers, as said secondary passengers are defined in this section, provided vacant seats are or will be available for such passengers. The term secondary passenger, as used in this ordinance, shall mean any person who requests transportation of a passing jitney and who desires to travel in the general direction of, or to the destination as established by the primary passengers and who is willing to pay the rate for that trip as established by the primary passengers and the jitney operator.

Jitneys shall operate within the corporate limits of this City and the suburban territory thereof, as said suburban territory is defined in this section. The term "suburban territory", as used in this ordinance, shall mean any area outside the corporate limits of this City and not within the corporate limits of any other City or town.

SECTION 2. Requirements for registration. No motor vehicle shall be operated as a "jitney" within the definition above, until

the owner has complied with all requirements of this ordinance and has secured and affixed to such vehicle a valid City registration sticker and license as hereinafter provided.

1. City registration stickers and licenses shall be issued by the Board of Public Works, and shall be valid for a twelve (12) month period from the date of issuance. Registration stickers and licenses shall be renewed thereafter upon compliance by the owner(s) with the terms and conditions of this ordinance.
2. The requirements for issuance of a City registration sticker and license for any motor vehicle to^{be} used as a jitney as defined above shall be as follows:

a. Application. Any person desiring to operate a jitney or jitney service upon or along any of the streets, avenues or other highways in the City shall, before undertaking to do so, file a signed application form, in writing, for a sticker and license, duly sworn to by the applicant, with the Board of Public Works, which application shall show the following:

- (1) The name and address of the person, partnership, or corporation applying for the sticker and license.
- (2) The make, model, factory number, and license number of each vehicle to be operated as a jitney.
- (3) A verification of safety check approval by the Bloomington Police Department.

b. License Card. The license card shall be prominently displayed in the vehicle for which it is issued. The license card shall be kept corrected to date as to motor number, model, factory number, state license, name and address of the owner. Upon change being made, the old license shall be delivered up and cancelled, and a new license card, with the necessary corrections mde, issued in its place.

c. Application Fee. The City Controller shall issue to the applicant upon the approval of the Board of Public Works as above, a sticker and license upon payment of a fee of ten (10) dollars for the first jitney and two (2) dollars for each additional jitney so operated, for any year of jitney operation.

d. State Requirements. The vehicle shall be registered and licensed in compliance with all the laws of the State of Indiana.

e. Inspection. The vehicle shall be inspected and approved by the Bloomington Police Department within a one (1) month period preceding the issuance of any City registration sticker and license for that vehicle. Prior to the issuance of any renewal sticker, such vehicle shall be reinspected and approved.

f. Minimum Insurance Requirements. The minimum liability insurance requirements to cover the vehicle at all times shall be as follows:

Bodily Injury Liability	\$ 30,000 per person
	\$300,000 per accident
Property Damage	\$ 20,000

g. Certificate of Insurance Coverage. The certificate of liability insurance coverage with ten day cancellation notice

for the period to be covered by the City registration sticker shall be presented to the Board of Public Works together with the application for the City registration sticker and license.

h. Identification. The motor vehicle shall be clearly marked as a "jitney" at all times of operation with lettering which is a minimum of six (6) inches in height of a contrasting color in two or more places. Such identification must also designate the person or company to which the vehicle belongs.

SECTION 3. Requirements for Operation. Any motor vehicle operated as defined in this section shall be operated so as to comply with the terms of this section and with all the laws of this State and City.

1. Evidence of Compliance. The motor vehicle shall have a valid City registration sticker attached to the vehicle at all times of operation. The registration sticker shall be affixed adjacent to the State Inspection sticker. A license card shall also be issued as evidence of compliance. Such card shall be prominently displayed over the windshield to the right of the driver. It shall be unlawful to use such card on any other vehicle.

2. Requirements of Operator's License. The operator of a jitney as defined in this section shall hold an unrestricted, valid public passenger chauffeur's license issued by the State of Indiana.

3. Display of Destination and Price. Prior to the commencement of each trip, there shall be prominently displayed at least one (1) sign which reveals the destination to persons outside the jitney. The lettering on each sign shall be of contrasting color and a minimum of four (4) inches in height. The destination may be a specific location or a general area, such as a neighborhood.

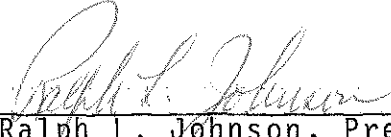
Prior to the commencement of each trip, there shall be prominently displayed also, at least one sign which reveals the established rate per passenger for that trip to persons outside the jitney. The numerals on this sign shall be of contrasting color and a minimum of two (2) inches in height.

4. Public Notice of Commencement, Suspension or Discontinuation of Service. The operator of a jitney shall give public notice at least one week before the commencement of such service. The operator shall also give public notice at least one week before any foreseeable suspensions, such as holidays, vacations etc., or discontinuations of such service. Public notice shall consist of publication in a newspaper widely distributed in this City.

SECTION 4. Penalty for Failure to Comply. The failure of a jitney owner to comply with the provisions of this ordinance shall result in immediate revocation of the registration sticker and license and the right of such owner to operate a jitney, in addition to other penalties imposed by law. Any subsequent applications for a City registration sticker and license by such owner shall be submitted to the Common Council of this City in writing and such owner shall receive the required approval only by vote of the Common Council.

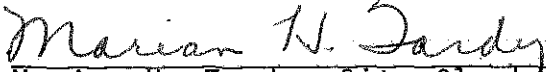
SECTION 5. That this ordinance shall be in full force and effect from and after its passage, promulgation and publication in accordance with the law.

Passed and adopted by the Common Council of the City of Bloomington, Indiana on the 18th day of November, 1971.



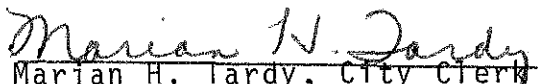
 Ralph L. Johnson, President

ATTEST:



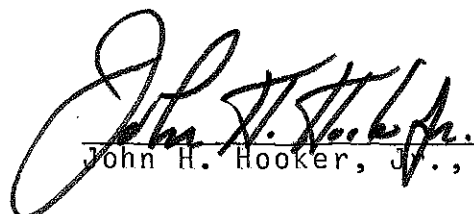
 Marian H. Tardy, City Clerk

Presented by me to the Mayor of the City of Bloomington upon the 24th day of November, 1971, at the hour of 10:30 o'clock a. m.



 Marian H. Tardy, City Clerk

This ordinance approved and signed by me upon the 24th
day of Nov., 1971, at the hour of 1:20
o'clock P..m.



John H. Hooker, Jr., Mayor

INTRODUCED BY:

REFERRED TO COUNCIL COMMITTEE:

APPROVED AS TO LEGALITY:

James R. Cotner, City Attorney