

Council Business Meeting

December 18, 2018

Agenda Item	Ordinance No. 3163 Related to Vehicles For Hire, Amending Ashland Municipal Code 6.28.170	
From	Tighe O'Meara	Police Chief
Contact	tighe.omeara@ashland.or.us	

SUMMARY

Ordinance No. 3163 would amend one section of the recently adopted Ashland Municipal Code (AMC) Chapter 6.28 related to vehicles for hire. The amendment would adjust the expiration date for certificates and permits that were issued prior to the enactment of new AMC Chapter 6.28, allowing those certificates and permits to remain valid for their entire one-year term.

POLICIES, PLANS & GOALS SUPPORTED

N/A

PREVIOUS COUNCIL ACTION

First Reading of Ordinance No. 3163 was conducted on December 4, 2018, and it was passed to Second Reading for enactment.

BACKGROUND AND ADDITIONAL INFORMATION

Prior to the adoption of the new AMC Chapter 6.28, there were six taxi companies that were licensed by the City to operate within Ashland. Each of these companies paid \$250 for its initial license and \$100 annually for a renewal, at various times throughout the year. Each one of these companies expected, at the time of payment, that its license to operate would last for a full 12 months. Similarly, prior to the new language being adopted there were 13 people licensed to drive a taxi cab within the City. Each of these drivers paid \$42 at various times throughout the year, with the expectation that the license to drive a taxi would be valid for one year. As currently written, the newly-adopted AMC Chapter 6.28 dictates that each company's/driver's license to operate/drive will expire on December 31, 2018. Each taxi company and taxi driver must renew its certificate or permit after December 31, 2018, in order to legally operate within the City.

The proposed amendment allows for each company and driver to operate until the previously-acquired certificate or permit expires, allowing each company and driver to enjoy the full one-year term for which the company or driver paid. As the previously-acquired certificates and permits expire, the companies and drivers will be required to follow the new regulations related to vehicles for hire.

FISCAL IMPACTS

The fiscal impact to the City is minimal.

STAFF RECOMMENDATION

Staff recommends that Council approve Second Reading of Ordinance No. 3163 for enactment.

ACTIONS, OPTIONS & POTENTIAL MOTIONS

I move to approve Second Reading of Ordinance No. 3163 for enactment.

REFERENCES & ATTACHMENTS

Attachment 1: Ordinance No. 3163

ORDINANCE NO. 3163

AN ORDINANCE RELATING TO VEHICLES FOR HIRE; AMENDING AMC 6.28.170

Annotated to show deletions and additions to the Ashland Municipal Code sections being modified. Deletions are ~~bold lined through~~, and additions are **bold underlined**.

THE PEOPLE OF THE CITY OF ASHLAND DO ORDAIN AS FOLLOWS:

SECTION 1. Ashland Municipal Code Section 6.28.170 is hereby amended to read as follows:

6.28.170. Effect on Current Certificates.

Any Vehicle for Hire Agency certificate or Vehicle for Hire Driver certificate that is current and valid as of the effective date of this Chapter shall remain valid **for one year from the date of issuance** ~~until January 1, 2019~~, unless the certificate or permit holder wishes to apply for a new Permit under this Chapter.

SECTION 2. Codification. In preparing this ordinance for publication and distribution, the City Recorder shall not alter the sense, meaning, effect, or substance of the ordinance, but within such limitations, may:

- (a) Renumber and rearrange sections and parts of sections of the ordinance;
- (b) Change reference numbers to agree with renumbered chapters, sections or other parts;
- (c) Delete references to repealed sections;
- (d) Substitute the proper subsection, section, or chapter numbers;
- (e) Change capitalization and spelling for the purpose of uniformity; and
- (f) Correct manifest clerical, grammatical, or typographical errors.

SECTION 3. Severability. Each section of this ordinance, and any part thereof, is severable, and if any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of this ordinance shall remain in full force and effect.

PASSED by the City Council this _____ day of _____, 2018.

ATTEST:

Melissa Huhtala, City Recorder

SIGNED and APPROVED this _____ day of _____, 2018.

John Stromberg, Mayor

Reviewed as to form:

David H. Lohman, City Attorney