

**CHAPTER 39**

**VEHICLE LICENSES**

**ARTICLE I - RESERVED**

**ARTICLE II - TAXICABS**

**39-2-1 DEFINITIONS AND LIMITATIONS.**

**“DRIVER OR TAXICAB DRIVER”** when used in this Article shall include every person in charge of or operating any taxicab either as owner, agent, employee or otherwise.

**“OWNER OR TAXICAB OWNER”** when used in this Article shall mean any person, firm or corporation who has the bonafide legal title or control, direction, operation or leasing of a taxicab in the Village or collection of revenues derived from taxicabs operated in the Village.

**“TAXICAB”** when used in this Article means all motor vehicles operated for passenger hire subject to call from a stand, station or garage or otherwise operating for hire in the Village, except motor buses running in and operating on established routes, sightseeing buses, ambulances, limousine service vehicles and funeral vehicles. **(Ord. #86-14; 08-04-86)**

**39-2-2 APPLICATION OF LAW.** This Article shall not apply to owners and drivers engaged in business outside of the Village and duly licensed, when discharging passengers in the Village from points of origin outside of the Village. Owners and drivers licensed in any other jurisdiction may pick up passengers in the Village destined for such other jurisdiction without a Village license, if the Code Regulations or laws of such other jurisdiction contain reciprocal provisions permitting owners or drivers licensed by the Village to pick up passengers in such jurisdiction destined for the Village.

**39-2-3 LICENSE REQUIRED.** It is unlawful for any taxicab owner or any taxicab driver to operate a taxicab in the Village without having a valid license therefor as required by this Article.

**39-2-4 LICENSE FEE.** A license fee shall be paid in full in advance to the Village Collector with the original application and annually thereafter on or before **January 1st** of each year, and without pro-rating for a fractional year, as follows:

- |     |  |          |
|-----|--|----------|
| (A) | A Taxicab Owner’s License (including one taxicab | \$125.00 |
| (B) | Each additional Taxicab shall be                 | 25.00    |
| (C) | Each Taxicab Driver shall be                     | 10.00    |

In event any original application is denied the fee shall be refunded. No refund shall be made on any suspension or revocation of a license as hereinafter provided.

**39-2-5**        **PROCEDURE.** Original applications for licenses shall be in writing and in accordance with the forms furnished by the Village, and filed with the Village Collector and shall contain all of the information required by this Article. Such application need not be under oath, but any false statement or failure to reveal all pertinent information shall be good cause for denial or subsequent revocation. Such application shall be referred to the Police Department for investigation and report to the Mayor, which report shall be confidential and not a public record. The Mayor shall issue or deny the license in accordance with this Article. Any denial, suspension, or revocation of a license by the Mayor shall be appealable to the Village Board. Such appeal shall not stay or supersede the decision of the Mayor unless or until overruled by a majority of the members of the Village Board. Annual renewal licenses shall be issued upon payment of the annual license fee unless such license has been suspended or revoked for violations of the provisions of this Article, or applicant is otherwise currently disqualified. Licenses are not assignable or transferable except taxicab owner's licenses may be transferred with the sale of the business as a going concern, providing the new owner makes application and otherwise qualifies as herein provided. No taxicab owner's license shall be issued or renewed until a Certificate of Proof of Financial Responsibility as hereinafter required has been deposited with the Village Collector and the owner shall have filed with the Village Collector a schedule of fares as hereinafter required and shall have filed a current schedule of fares as hereinafter required and shall have filed a current schedule of taxicabs in operation or to be operated during the licensed year. The Mayor shall place no limit on the number of licenses issued to owners or drivers.

**39-2-6**        **TAXICAB OWNER'S LICENSE.**

(A)            The application for taxicab owner's license shall set forth the name of applicant and business and home address of applicant and telephone numbers; and in the event applicant is a corporation, the name and home address of the president or general manager responsible for managing and operating the taxicab business in the Village and the names and home address of all general partners; in event any change shall occur in the information required above at any time during the license period or any renewal thereof, the owner shall file with the Village Collector an amended or supplemental application showing such facts.

(B)            The owner shall file the application with the Village Collector a schedule setting forth a full description of the motor vehicles for which a license is desired showing make of vehicle, model year, taxicab number, number of passengers that may be accommodated, State of Illinois License Number and Village Wheel Tax License Number, together with the Certificate Number of Illinois Proof of Financial Liability and date of expiration of such certificate. Supplemental schedules shall be filed with the Village Collector within **five (5) days** after any changes in or additions to the schedule.

(C)            Each taxicab shall have printed or attached to the center panel of one door on each side of the taxicab in letters of at least **two (2) inches** in height the name of owner and a number indicating the number of taxicabs.

(D) Each owner shall, before commencing operation, file with the Village Collector a copy of Proof of Financial Responsibility Certificate issued to the owner by the Secretary of State of Illinois pursuant to **Section 8-114 of the Illinois Vehicle Code (625 ILCS Sec. 5/8-101 et seq.)** effective for the full period of the license.

(E) No owner shall employ or permit any person, including the owner, who is not licensed as required under this Article as a taxicab driver to operate a taxicab of such owner in the Village.

**39-2-7**            **TAXICAB DRIVER'S LICENSE.** Application for taxicab driver's license shall set forth:

(A) Full name, home address and telephone number;

(B) Name, address and telephone number of **two (2) personal references**;

(C) Applicant's age and years of experience as a taxicab driver and Illinois Driver's License Number;

(D) Whether or not applicant in the past **ten (10) years** has been convicted of any crime of theft, burglary, robbery, murder, manslaughter, or other crime of violence, and if so, when and where;

(E) Whether or not in the past **ten (10) years** applicant has been convicted of driving while under the influence of alcoholic liquor or drugs, or of reckless driving, and if so, when and where;

(F) Whether or not applicant has any physical or emotional conditions, such that would endanger the safety of the public in the operation of a taxicab in the Village.

(G) Each driver shall, at all times when driving a taxicab, have his or her name as used in the driver's license, in bold capital letters not less than **one-half (1/2) inch** high, clearly visible on the front of the driver's uniform or posted in the taxicab clearly visible to passengers.

**39-2-8**            **FARES AND CHARGES.** No owner shall operate a taxicab in the Village without first filing with the Village Collector a schedule of fares and charges for taxicab service based upon zones in the Village established by such owner, flat rate to customers' destination, mileage time, number of passengers, handling luggage or a combination thereof. Owner shall publish such schedule together with a zone map, if any, in a newspaper, published in or of general circulation in the Village, **once each week for three (3) successive weeks beginning within one week** after the date of such filing. No change in such schedule shall take effect until **thirty (30) days** after a new schedule is filed with the Village Collector and likewise published. No owner or driver shall charge or receive any sums for taxicab service in excess of such published charges, except a driver may receive a reasonable tip or gratuity voluntarily and intentionally given without demand or solicitation. Upon request of any passenger the driver shall give a written receipt for such fare and gratuity, stated separately, showing date, point of origin, destination and owner and driver's name. No passenger shall be discriminated against for having filed to give a tip or gratuity. The driver

shall have the right to demand payment of regular fare in advance and may refuse employment unless so prepaid. On request, the driver will state the fare and charges to destination before receiving the passenger. It shall be unlawful for any passenger who, after having requested and received taxicab service, to fail and refuse to pay the established fare according to the published schedule.

**39-2-9            REGULATIONS.**

(A)            Unless otherwise engaged or out of service, it shall be the duty of the owner or driver of any taxicab to accept as a passenger any person who seeks to use the taxicab and tenders the fare in advance if so demanded, providing such person is not intoxicated and conducts himself or herself in an orderly manner. No person shall be admitted to a taxicab occupied by a passenger without the first passenger's consent. No additional charge shall be made for withholding such consent. The driver shall take a passenger to the requested destination by the most direct route and without delay. No more passengers than the rated capacity for the taxicab shall be carried at any one time.

(B)            No taxicab shall be operated unless it bears a current State license, current Village Wheel Tax License, and is equipped with proper brakes, lights, tires, horn, muffler, rear vision mirror and windshield wipers and shall otherwise be in good operation condition, and unless it is maintained in a clean and sanitary condition so that the safety and comfort of the passengers are not endangered. It shall be the duty of the Chief of Police to see to the inspection of every taxicab as often as may be necessary for the enforcement of the provisions of this Article. If an inspection discloses a licensed vehicle does not meet the standards set forth herein the Chief of Police shall immediately report such violation to the Mayor who shall cause the license of such vehicle to be suspended until the condition is corrected and the vehicle re-examined by the Police Department.

(C)            Every driver shall obey all traffic laws and ordinances established by the State of Illinois and the Village.

(D)            It shall be unlawful for any driver while operating a taxicab to drink any intoxicated liquor or to use any profane or obscene language or shout or call to prospective passengers, or to disturb the peace by unnecessary horn honking or in any other way.

(E)            No driver or owner shall voluntarily permit any taxicab to be used in the perpetration of any crime, misdemeanor or escape. The owner or driver shall immediately report to the Police Department any voluntary use for such purpose.

**39-2-10            PENALTIES.** The Mayor may suspend or revoke any license for a violation of this Article by the licensee. In addition to the suspension or revocation of any license for any violation of this Article, either or both, any person violating the provisions of this Article shall be punished according to the provisions of **Section 1-1-20** of the Revised Code.