

CHAPTER 34

TAXICABS

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CHAPTER 34

TAXICABS

SECTION 34-1. Business License Required.

No person shall operate or permit a taxicab owned or controlled by him to be operated as a vehicle for hire upon the streets of Cedar City without having obtained a business license for the company and a Taxicab Driver's Permit for each driver. The provisions of this chapter shall not be deemed to be in conflict with Chapter 23 of these ordinances but as requirements applicable to taxicabs in addition to Chapter 23.

SECTION 34-2. Indemnity Bond or Liability Insurance Required.

a) No business license for a Taxicab business shall be issued or continued in operation unless there is in full force and effect a commercial insurance policy, which is issued by an insurance company authorized to do business in the State of Utah, for each vehicle authorized in the amount of One Hundred Thousand Dollars (\$100,000.00) for bodily injury to any one person; in the amount of Two Hundred Thousand Dollars (\$200,000.00) for injuries to more than one person which are sustained in the same accident and Fifteen Thousand Dollars (\$15,000) for property damage resulting from one accident. Said bond or bonds shall inure to the benefit of any person who shall be injured or who shall sustain damage to property proximately caused by the negligence of a holder, his servants, or agents. Said bond or bonds shall be filed in the office of the City Recorder and shall have as surety thereon a surety company authorized to do business in the State of Utah.

b) Before an employee can lawfully operate a taxicab, the employee must be added to the businesses insurance policy and the business must provide proof of said coverage to the office of the City Recorder.

SECTION 34-3. License Fees.

License and permit fees shall be in accordance with the Business License Ordinance and Consolidated Fee Schedule. A separate fee shall be charged for the business license and the taxicab drivers permit(s). All employees holding a current taxicab drivers permit shall not be counted as an employee for determination of the license fee for the Taxicab business.

SECTION 34-4. Transfer of Licenses and Permits

No license or permit may be sold, assigned, mortgaged or otherwise transferred.

SECTION 34-5. Suspension and Revocation of License or Permit.

A license or permit issued under the provisions of this ordinance may be revoked or suspended only in accordance with Chapter 23, Business License Ordinance. In addition to the reasons to revoke or suspend given under Chapter 23, Business License Ordinance, a license or permit issued under this Chapter may be revoked or suspended if the holder thereof has (a) violated any provision of this ordinance; (b) discontinued operations for more than seven (7) days; (c) has violated any ordinance of Cedar City, or the law of the United States or the State of Utah, the violations of which reflects unfavorably on the fitness of the holder to offer public transportation.

SECTION 34-6. Taxicab Driver's Permit.

No person shall operate a taxicab for hire upon the streets of Cedar City, and no person who owns or controls a taxicab shall permit it to be driven, and no taxicab licensed by Cedar City shall be so driven at any time for hire, unless the driver of said taxicab shall have first obtained and shall have then in force a taxicab drivers permit issued under the provisions of this ordinance.

SECTION 34-7. Application for Driver's Permit

An application for a taxi driver's permit shall be filed with the Recorder and such application shall be verified under oath and shall contain the following information:

(a) The names and addresses of four references who have known the applicant for a period of one year who will vouch for the sobriety, honesty and general good character of the applicant.

(b) A certificate from a reputable physician of the City, certifying that, in his opinion, the applicant is not afflicted with any disease or infirmity, which might make him an unsafe or an unsatisfactory driver.

(c) An original Utah Bureau of Investigation background check or official FBI background check dated no older than 180 days prior to the date of the Application.

(d) The applicant's certified driving record from any state in which the applicant has been licensed to drive in the last five (5) years.

(e) Proof of a driver's license.

If 34-7(a)(b)(d) and (e) are submitted, a temporary driver's permit will be issued for a 30-day period. If the Recorder has not issued a license to the applicant by the end of the 30-day period or the Recorder informs the taxicab business owner or applicant at any time that the application has been denied, the taxicab business owner or applicant must immediately cease to operate a taxi cab for hire upon the streets of Cedar City.

SECTION 34-8. Consideration of Application.

The License Officer, upon consideration of the application shall approve or reject the application.

Disqualifying Status: As of June 23rd, 2021, no newly issued taxicab drivers permit shall be issued upon determination that the applicant:

- a) has committed more than three moving violations in the three years before the day on which the individual applies for a taxicab drivers permit;
- b) has been convicted, in the three years before the day on which the individual applies for a taxicab drivers permit, of:
 - i. driving under the influence of alcohol or drugs;
 - ii. fraud;
 - iii. a crime involving property damage; or
 - iv. a crime involving theft;
- c) has been convicted, in the seven years before the day on which the individual applies for a taxicab drivers permit, of:
 - i. a sexual offense;
 - ii. a felony involving a motor vehicle;
 - iii. a crime of violence; or
 - iv. an act of terror;
- d) is required to register as a sex offender in accordance with Title 77, Chapter 41, Sex and Kidnap Offender Registry;
- e) does not have a valid Utah driver license; or
- f) is not at least 18 years of age.

Taxicab driver permits issued prior to June 23rd, 2021, may be renewed under the same provisions as when the original permit was issued until the date of January 1, 2023.

SECTION 34-9. Failure to Comply with City, State and Federal Laws.

Every driver licensed under this ordinance shall comply with all City, State, and Federal laws. Failure to do so will justify the License Officer in suspending or revoking a license or permit.

SECTION 34-10. Vehicles, Equipment and Maintenance.

Upon application and at the time of annual license renewal, every Taxicab business licensed under this Chapter shall provide a copy of a State safety inspection conducted within the last sixty (60) days on every vehicle included under the business license. No vehicle shall be used as a taxicab unless it is listed under a taxicab business license.

SECTION 34-11. Severability.

Each of the provisions of this ordinance is severable, and if any provision shall be declared to be invalid, the remaining provisions shall not be affected but shall remain in full force and effect.

SECTION 34-12. Penalty.

Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined an amount not exceeding One Thousand Dollars (\$1,000.00) or by imprisonment not exceeding six months, or by both such fine and imprisonment.

AMENDED BY ORDINANCE NUMBER 0311-09, 1214-16-2, 0123-19-3 and 0623-21.