

**DRAFT**  
ORDINANCE NO. XXXX

AN ORDINANCE OF THE CITY OF SCOTTSDALE, MARICOPA COUNTY, ARIZONA, AMENDING THE SCOTTSDALE REVISED CODE, CHAPTER 16, LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATIONS, ARTICLE XI, TAXICABS AND LIMOUSINES, TO ADOPT STATE LEGISLATION THAT REGULATES TAXICABS, LIVERY VEHICLES AND LIMOUSINES.

BE IT ORDAINED by the Council of the City of Scottsdale as follows:

Section 1. Chapter 16, Licenses, Taxation and Miscellaneous Business Regulations Article XI, Taxicabs and Limousines, Scottsdale Revised Code is amended as follows:

**SEC. 16-371. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

~~Limousine service means the providing of a motor vehicle and driver for hire where the contract of hire is solely by individual agreement and not by open solicitation of passengers on the streets or at hack stands~~ **MEANS A MOTOR VEHICLE PROVIDING PREARRANGED GROUND TRANSPORTATION SERVICE FOR AN INDIVIDUAL PASSENGER, OR A GROUP OF PASSENGERS, THAT IS ARRANGED IN ADVANCE OR IS OPERATED ON A REGULAR ROUTE OR BETWEEN SPECIFIED POINTS AND INCLUDES GROUND TRANSPORTATION UNDER A CONTRACT OR AGREEMENT FOR SERVICES THAT INCLUDES A FIXED RATE OR TIME AND IS PROVIDED IN A MOTOR VEHICLE WITH A SEATING CAPACITY NOT EXCEEDING FIFTEEN PASSENGERS, INCLUDING THE DRIVER.**

**LIVERY VEHICLE MEANS A MOTOR VEHICLE THAT:**

- (1) HAS A SEATING CAPACITY NOT EXCEEDING FIFTEEN PASSENGERS, INCLUDING THE DRIVER.**
- (2) PROVIDES PASSENGER SERVICES FOR A FARE DETERMINED BY A FLAT RATE OR FLAT HOURLY RATE BETWEEN GEOGRAPHIC ZONES OR WITHIN A GEOGRAPHIC AREA.**
- (3) IS AVAILABLE FOR HIRE ON AN EXCLUSIVE OR SHARED RIDE BASIS.**
- (4) MAY DO ANY OF THE FOLLOWING: (I) OPERATE ON A REGULAR ROUTE OR BETWEEN SPECIFIED PLACES; (II) OFFER PREARRANGED GROUND TRANSPORTATION SERVICE AS DEFINED IN ARIZONA REVISED STATUTES, SECTION 28-141; OR (III) OFFER ON DEMAND GROUND TRANSPORTATION SERVICE PURSUANT TO A CONTRACT WITH A PUBLIC AIRPORT, LICENSED BUSINESS ENTITY OR ORGANIZATION.**

~~Meter means any mechanical, electrical or electronic device maintained in a taxicab or limousine for the purpose of computing the fare for passenger trips based on distance, time or a combination of both~~ **A COMMERCIAL DEVICE THAT MEETS THE REQUIREMENTS OF THE**

**NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY HANDBOOK 44 AS PRESCRIBED IN ARIZONA REVISED STATUTES, SECTION 41-2064.**

~~Taxicab~~ means a motor vehicle ~~other than a limousine or ambulance which is held out to the general public as being available to carry persons from any point to any point for hire with the driver provided.~~ **THAT HAS A SEATING CAPACITY NOT EXCEEDING FIFTEEN (15) PASSENGERS, INCLUDING THE DRIVER, IS REGISTERED AS A TAXI IN ARIZONA OR ANOTHER STATE, PROVIDES PASSENGER SERVICES, AND:**

- (1) DOES NOT OPERATE ON A REGULAR ROUTE OR BETWEEN SPECIFIED PLACES.
- (2) OFFERS LOCAL TRANSPORTATION FOR A FARE DETERMINED PRIMARILY ON THE BASIS OF THE DISTANCE TRAVELED.

**~~Sec. 16-372. Display of fare and other information.~~**

~~(a) No owner of a motor vehicle shall allow the use of the vehicle as a taxicab, nor shall any person operate a motor vehicle as a taxicab, on the city streets unless:~~

~~(1) The vehicle displays, in a permanent manner readily visible to both prospective and actual passengers, the fares and fare computation methods (whether by meter or otherwise) to be charged to passengers, the name of the owner, and the name of the operator if other than the owner or actual employee of the owner.~~

~~(2) The vehicle displays in a manner visible to all passengers in the vehicle:~~

~~a. The name and business address of the owner and the name and address of the operator (if other than the owner or actual employee of the owner).~~

~~b. A statement that violations of the fares and meters provisions is an offense under this Code section 16-373.~~

~~c. A statement that liability insurance information is required to be maintained with the motor vehicle division, state department of transportation.~~

~~(b) The city manager shall adopt and promulgate administrative regulations defining the actual standards for taxicab information displays required by this section in such a manner as to conform to the intent and purpose of this section and to insure legibility, visibility and reasonable standards of conformity.~~

**SEC. 16-372. SIGNAGE.**

**(A) A TAXI OR LIVERY VEHICLE SHALL DISPLAY INTERIOR SIGNAGE THAT CONTAINS THE OPERATOR'S NAME AND ADDRESS AND IS:**

- (1) PERMANENT,
- (2) IN LETTERS AT LEAST ONE-HALF INCH IN HEIGHT,
- (3) READILY VISIBLE, AND
- (4) ACCURATELY REPRESENTATIVE OF ALL FARES AND THE FARE COMPUTATION METHOD.

**(B) A TAXI SHALL DISPLAY EXTERIOR SIGNAGE THAT CONTAINS THE OPERATOR NAME AND TELEPHONE NUMBER, THE WORD "TAXI" OR "CAB" AND IS:**

- (1) PERMANENT,
- (2) IN LETTERS AT LEAST THREE INCHES IN HEIGHT,
- (3) READILY VISIBLE AND A MINIMUM OF ONE INCH IN HEIGHT FOR FARE INFORMATION, AND
- (4) ACCURATELY REPRESENTATIVE OF ALL FARES AND THE FARE COMPUTATION METHOD.

**(C) A LIVERY VEHICLE SHALL DISPLAY EXTERIOR SIGNAGE THAT IS READILY VISIBLE WHILE THE LIVERY VEHICLE IS NOT OCCUPIED BY A PAYING**

**PASSENGER. THE SIGNAGE SHALL CONTAIN THE OPERATOR NAME AND THE WORDS "LIVERY CAR" IN LETTERS AT LEAST THREE INCHES IN HEIGHT AND FARE INFORMATION AT LEAST ONE INCH IN HEIGHT. WHEN A LIVERY VEHICLE HAS ACCEPTED A PASSENGER AND A FARE HAS BEEN DETERMINED, A LIVERY VEHICLE MAY REMOVE THE EXTERIOR SIGNAGE.**

**~~Sec. 16-373. Meters, fares and charges.~~**

~~(a) No owner or operator shall operate or cause or allow to be operated a taxicab or limousine on the city streets using a meter to compute fares unless the meter is accurate.~~

~~(b) No owner or operator operating a taxicab or limousine on the city streets shall charge more than the amount shown on the meter, or displayed on the taxicab if no meter is used, unless there is a specific agreement to the contrary, in which case no more than the agreed fare shall be charged.~~

**SEC. 16-373. METERS, CHARGES AND DUPLICATE RECEIPTS.**

**(A) EVERY TAXI THAT HAS A CHARGE OR FARE BASED ON TIME OR MILEAGE OR BOTH TIME AND MILEAGE SHALL HAVE A METER.**

**(B) THE METER SHALL BE VISIBLE TO THE PASSENGERS OF A TAXI.**

**(C) THE METER SHALL ACCURATELY COMPUTE FARES.**

**(D) NO PERSON OPERATING A TAXICAB, LIVERY VEHICLE OR LIMOUSINE IN THE CITY SHALL CHARGE MORE THAN THE AMOUNT SHOWN ON THE METER, UNLESS THERE IS A SPECIFIC AGREEMENT TO THE CONTRARY, IN WHICH CASE THE AGREED FARE SHALL BE CHARGED.**

**(E) IF A TAXI HAS THE CAPABILITY OF PRODUCING A DUPLICATE RECEIPT, THE DRIVER SHALL PRINT THE DUPLICATE RECEIPT AND PROVIDE THE DUPLICATE RECEIPT TO THE PASSENGER PAYING THE FARE.**

**SEC. 16-374. Use of direct routes.**

No owner or operator of a taxicab, **LIVERY VEHICLE** or limousine shall transport any passenger for hire from any point within the city to any other point within or without the city by any route or method which is other than the most reasonably direct and rapid method available except at the specific direction and request of the passenger.

**SEC. 16-375. OPERATION OF A TAXI WITHOUT A STATE LICENSE AND FAILURE TO POST STATE LICENSE.**

**(A) NO PERSON SHALL OPERATE A TAXI WITHOUT OBTAINING ANY LICENSE REQUIRED BY A.R.S. SECTION 41-2091.**

**(B) NO PERSON SHALL FAIL TO POST A LICENSE REQUIRED BY A.R.S SECTION 41-2091(M) IN THE MANNER SPECIFIED BY THAT SECTION.**

**SEC. 16-376. PENALTY.**

**ANY VIOLATION OF THIS ARTICLE SHALL BE A PETTY OFFENSE AND SHALL BE PUNISHED BY A MINIMUM FINE OF ONE HUNDRED DOLLARS (\$100) PLUS APPLICABLE SURCHARGES PER VIOLATION EXCEPT THAT A VIOLATION OF SECTION 16-375 SHALL BE A CLASS TWO MISDEMEANOR AND SHALL BE PUNISHED BY A MINIMUM FINE OF TWO HUNDRED FIFTY DOLLARS (\$250) PLUS APPLICABLE SURCHARGES PER VIOLATION.**

**Secs. 16-3757--16-390. Reserved.**

PASSED AND ADOPTED by the Council of the City of Scottsdale, Arizona, this \_\_\_\_ day  
of \_\_\_\_\_, 2009.

ATTEST:

CITY OF SCOTTSDALE, an Arizona  
municipal corporation

By: \_\_\_\_\_  
Carolyn Jagger  
City Clerk

By: \_\_\_\_\_  
W. J. "Jim" Lane  
Mayor

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Deborah W. Robberson  
City Attorney