

Chapter 57 -- Taxicabs

57.010. Definitions.

1. Taxicab business. The business of offering to the public one or more motor vehicles for carrying or transportation of passengers upon other than fixed routes, for a charge or a fee.

2. Taxicab. Any motor vehicle offered to the public by a public taxicab business for the purpose of carrying or transporting passengers for a charge or a fee.

57.020. Requiring licenses. No person shall engage in, operate or conduct a taxicab business which primarily conducts its business within the City without first paying the license tax therefor and obtaining a license therefor as provided by the terms of this Chapter.

57.030. Applications for taxicab licenses. Any person desiring to secure a license to engage in, operate or conduct a taxicab business within the City shall file with the city clerk a written application therefor in such form as the clerk may provide, giving the following information:

1. The full name and address of the applicant; if a partnership, the name and address of all the partners; if a corporation, the name and address of all of the officers and directors of said corporation; the trade name under which applicant does or proposes to do business and the address of the principal place of the business of the applicant.

2. The number of taxicabs actually owned by applicant and the number held by it under lease, if any.

3. The make, model, motor number and serial number of each taxicab and the registered owner, provided, however, that the make, model, motor number and serial number of each new motor vehicle included in the application may be supplied by the applicant and endorsed on the application at any time prior to the actual issuance of the license by the city clerk.

4. The experience, if any, the applicant has had in such business. Such application shall be sworn to before a Notary Public or other officer duly authorized to administer oaths.

57.040. Granting licenses. Upon the filing of an application under Section 57.030 above, the Board of Aldermen shall proceed to conduct a hearing upon such application, giving at least ten days' written notice by mail of such hearing to the applicant and to all existing holders of taxicab licenses. At such hearing and before any license shall be issued, the applicant shall be required to show by evidence satisfactory to the Board of Aldermen that upon the granting of such application, the applicant will maintain at least one taxicab in operation; that the applicant is or will be, upon the issuance of the license, the actual bonafide owner or lessee with sole right of control of all taxicabs described in the application for license; that all of such taxicabs are in good mechanical condition and that the public convenience and necessity will be served by the granting of such license.

1. Any person may appear and be heard in opposition to or in support of any such application.

2. The Board of Aldermen shall thereupon in due course and without delay, grant, or deny such application and issue or deny a license accordingly.

57.050. Duration of license. All licenses issued under the provisions of this Chapter shall be for a period of one year beginning on the first day of July and terminating on June 30 of the following year; provided, however, that all licenses for taxicabs issued after July 1 of any given year shall be effective only until the next June 30th succeeding and shall expire on such date. There shall be no proration of license fees because any such license is effective for less than one year.

57.060. Renewals. After any such license shall have been issued, the licensee shall be entitled to a renewal thereof for succeeding years; provided, that the licensee make written application therefor to the city clerk as required above and pay the required license fee prior to the expiration of his license. No renewal license shall be issued unless the application is made and the fee paid prior to the expiration of the old license.

57.070. Transferability. No owner or operator of a taxicab business may delegate his license privilege to any lessee, purchaser or deferred payment purchaser of such taxicab business. All licenses issued or granted under this Chapter shall be nonassignable and nontransferable.

57.080. Additional taxicabs. No licensee shall operate more taxicabs or any taxicab other than those included in the license unless and until application shall have been made and approved, increasing the number of taxicabs to be operated by licensee. Such application for additional taxicabs shall be filed with the city clerk, shall state the name

and address of the licensee, the number of taxicabs authorized under his license, the additional number of taxicabs sought to be licensed, together with the make, model, motor number and serial number of each, and whether the same are owned or leased by the licensee and the reasons for requesting licenses for additional taxicabs; provided, however, that the make, model, motor number and serial number of each new motor vehicle included in the application for additional taxicabs may be supplied by the applicant and endorsed on the application at any time prior to the actual issuance of the license by the city clerk.

1. The same proceeding shall be had by the Board of Aldermen on such application for additional taxicabs as is provided for the granting of an original license under Section 57.040 above.

57.090. Licensing fees. Each person engaging in, operating, or conducting a taxicab business, as defined by the terms of this Chapter, shall pay therefor a license fee of \$25.00 for each taxicab used in such business. (Revised Ord. #836)

57.100. Revocation of licenses. If, at any time, the Board of Aldermen is of the opinion that any licensee previously granted a license to engage in, operate, or conduct a taxicab business is engaged in any unlawful calling or has violated any provision of this Chapter or any other city ordinance, state law, or federal statute, or is conducting such business in such a manner as to constitute a danger to public safety or a menace to the general welfare and well being of the City or its residents or that such licensee has become unqualified, unfitted, or incapable of engaging in, operating, or conducting a taxicab business or that the operation of a taxicab business by such licensee does not serve the public convenience and necessity, then the Board of Aldermen may, after due hearing, revoke such license. However, no such license shall be revoked by the Board of Aldermen until after the holder of such license shall have received reasonable notice and been afforded a hearing before the Board of Aldermen, at which hearing the licensee shall be permitted to appear and to offer such testimony in his behalf as may be relevant to the question of the revocation of such license.

1. Change of ownership of or title to any taxicab of licensee shall automatically revoke any certificate or license for the operation of such taxicab by the purchaser.

2. The certificate of liability insurance referred to in Section

57.110 of this Chapter shall at all times be in full force and effect during the period of time for which such license has been issued. If such certificate of liability insurance or the underlying insurance policy shall be cancelled or not maintained at the required amount at all time as provided for in Section 57.110, or for any reason be not in full force and effect during the period of time for which such license has been issued, then the license of such applicant or holder shall automatically expire and terminate.

57.110. Liability insurance required. It shall be unlawful to operate a taxicab, as defined in this Chapter, or to permit the same to be operated, nor shall any license be issued hereunder until and unless the applicant for such license, in addition to all other requirements in this Chapter, shall file and maintain with the city clerk for each taxicab to be operated, a policy of liability insurance or certificate of insurance. Said policy or certificate of liability insurance shall be issued by a company authorized and licensed to conduct insurance business in the State of Missouri for each taxicab for which a license is sought and shall be in a form acceptable to and approved by the Board of Aldermen. Said policy shall indemnify the applicant in the sum of at least \$100,000.00 for injury to or death of one person by reasons of the carelessness or negligence of the driver or operator of such taxicab, and \$300,000.00 for injury to or death of more than one person, resulting from a single accident by reason of the carelessness or negligence of the driver or operator of such taxicab, and \$50,000.00 for damage to the property, including baggage or other property of the passenger carried in or on such taxicab resulting from any single accident, by reason of the carelessness or negligence of the driver or operator of such taxicab. The policy shall further contain a clause obligating the insurance company to give twenty (20) days written notice to the Mayor of the City of Holts Summit, Missouri, before cancellation of the policy.

57.120. Issuance and display of license. After any applicant has been granted such license by the Board of Aldermen and after the applicant has filed the required insurance policy or certificate of insurance with the city clerk and the same has been approved by the Board of Aldermen and upon payment of the license fee, the city clerk shall endorse upon one copy of the application filed "License Approved" together with the date of such approval, and shall file the same with other licenses issued by the Board of Aldermen. The city clerk shall cause a certified copy of such application to be given to applicant. In addition, the city clerk shall issue a taxicab license to applicant for each taxicab covered by the approved application. Such license shall be affixed to and conspicuously displayed on the interior of all taxicabs owned, leased, or operated by the applicant.