

**THE CITY OF FREDERICK
MAYOR AND BOARD OF ALDERMEN**

RESOLUTION NO: 10-02

A RESOLUTION CONCERNING

VIOLATIONS OF TAXICAB ORDINANCE

WHEREAS, The City of Frederick regulates taxicabs for the protection of the public health, safety, and general welfare; and

WHEREAS, on October 18, 2007, the Mayor and Board of Aldermen enacted Ordinance No. G-07-20 for the purpose of repealing and reenacting Chapter 23 of the Frederick City Code, entitled "Taxicabs" (hereinafter the "Taxicab Ordinance"); and

WHEREAS, the Taxicab Ordinance provided that any violation thereof is a municipal infraction, punishable by a fine not to exceed \$1,000, in accordance with a schedule adopted by resolution of the Board of Aldermen; and

WHEREAS, on December 6, 2007, the Mayor and Board of Aldermen adopted Resolution No. 07-30 for the purpose of adopting a fine schedule for violations of the Taxicab Ordinance; and

WHEREAS, on October 1, 2009, the Mayor and Board of Aldermen repealed and reenacted with amendments the Taxicab Ordinance by enacting Ordinance No. G-09-12 (the "Amended Taxicab Ordinance"); and

WHEREAS, the fine schedule for violations of the Taxicab Ordinance established in Resolution No. 07-30 must be revised so that it corresponds accurately to the Amended Taxicab Ordinance; and

WHEREAS, on October 13, 2009, the Taxicab Commission voted to recommend approval of the revised fine schedule to the Mayor and Board of Aldermen; and


WHEREAS, the Mayor and Board of Aldermen wish to accept the recommendation of the Taxicab Commission.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen of The City of Frederick hereby adopt the attached Schedule of Fines, dated January 7, 2010, setting forth specific penalties for violations of the Amended Taxicab Ordinance.

BE IT FURTHER RESOLVED that this Resolution supersedes Resolution No. 07-30.

ADOPTED AND APPROVED THIS 7th DAY OF JANUARY, 2010.


WITNESS


Randy McClement, Mayor

Reviewed and approved for legal sufficiency:


Legal Department

THE CITY OF FREDERICK, MARYLAND
TAXICAB FINE SCHEDULE

CITY CODE SECTION	BRIEF DESCRIPTION OF VIOLATION	FINE PER VIOLATION
Sec. 23-6 23-6(a)	Taxicab Permits--Generally Operating a taxicab without a valid taxicab permit.....	\$500
Sec. 23-10 23-10(d)	Taxicab Permit Applications Failure to provide change of information to Agency.....	\$25
Sec. 23-11 23-11(c)	Taxicab Information Failure to provide change of information to Agency.....	\$25
Sec. 23-12 23-12(a)(1) 23-12(a)(2)(c)	Taxicab Permits -- Transfer Transfer of permit to another without prior written consent of Agency..... Failure to return transferred permit/provide documents/pay fees to Agency	\$500 \$100
Sec. 23-15 23-15(a)	Display of Taxicab Permit Card Failure to display taxicab permit.....	\$50
Sec. 23-16 23-16(a)	Taxicab Driver's License—Generally Operating a taxicab without a valid taxicab driver's license	\$500
Sec. 23-17 23-17(c)	Same-Application Requirements Failure to provide change of information to Agency.....	\$25
Sec. 23-18 23-18(d)	Application—Issuance and Denial Failure to display taxicab driver's license	\$50
Sec. 23-20 23-20(a)(1) 23-20(d) 23-20(d) 23-20(e) 23-20(f) 23-20(g)	Service to Passengers Refusal to transport fare [excluding (2)(a)-(d)]	\$100 \$100 \$100 \$100 \$50 \$50
Sec. 23-21 23-21	Daily Records Failure to keep daily activity log/make log available to Agency	\$500
Sec. 23-22 23-22(a) 23-22(b) 23-22(c)	Continuous operation Failure to notify Agency of taxicab out of service..... Suspension of operation without written permission from Agency..... Operating taxicab in excess of allowable hours	\$100 \$250 \$100
Sec. 23-23 23-23(a) 23-23(b) 23-23(c) 23-23(d) 23-23(e) 23-23(f)	Equipment Failure to maintain taxicab and all equipment in working order	\$25 \$500 \$25 \$25 \$25 \$25

Sec. 23-25	Insurance requirements	
23-25(b)	Failure to carry copy of policy/certificate in taxicab	\$25
Sec. 23-26	Taxicab Markings	
23-26(a)	Failure to display required lettering	\$100
23-26(b)	Infringing upon a registered color scheme/insignia	\$100
23-26(c)	Failure to display assigned taxicab number	\$100
Sec. 23-27	Stopping, Standing and Parking	
23-27(a)	Vehicle not a taxicab parked in taxicab stand	\$25
23-27(b)	Stopping taxicab on street while not loading/unloading	\$35
Sec. 23-28	Taxicab Condition; Ventilation; Windows.	
23-28	Failure to provide adequate ventilation/Vehicle equipped with shade	\$50
Sec. 23-29	Inspections	
23-29(b)	Failure to appear for inspection	\$500
Sec. 23-30	Safe Operation of Taxicabs.	
23-30(c)	Operating with windows obstructed	\$100
23-30(d)	Failure to notify agency in writing of collision	\$50