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AN ORDINANCE REGULATING TAXICABS

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF  
URBANA, ILLINOIS, that:

Section 1. DEFINITIONS. When used in this Ordinance,  
unless the context otherwise requires:

"Taxicab" shall mean and include any vehicle used in  
the City of Urbana to carry passengers for hire but not  
operating on a fixed route.

"Operator" and "licensee" shall mean owner of taxicab  
or one engaged in taxicab business.

"Operating" shall mean owning and /or conducting a  
taxicab business.

"Driver" shall mean the chauffeur of a taxicab.

"Clerk" shall mean City Clerk of the City of Urbana.

"Approved" shall mean reasonably acceptable to the  
Chief of Police of the City of Urbana.

Section 2. LICENSE REQUIRED. It shall be unlawful to  
engage in the business of operating a taxicab in the municipi-  
pality without first having secured a license therefore.  
Verified applications for such licenses shall be made in  
writing by the owner of the taxicab to the Clerk upon blanks  
furnished by the municipality, and shall state thereon the  
full name of the applicant, his residence address, the intended  
place of business and the number of cabs to be operated, the  
make and type of each motor car to be used, the factory number  
thereof, the state license number thereof, the seating capacity  
thereof according to its trade rating, and whether or not the  
applicant has ever been convicted of a felony. If the applicant  
is a firm or corporation, the names and addresses of the president  
and secretary shall be given.

Section 3. CHARACTER OF APPLICANT. No license to engage  
in the business of operating a taxicab shall be issued to or  
held by any person who is not a person of good character or who  
has been convicted of a felony or whose license to operate a

taxicab in the municipality has been revoked during the preceding six months; nor shall such license be issued to or held by any firm or corporation if any officer thereof would be ineligible for a license under the foregoing conditions.

Section 4. INSPECTION. No license to engage in the business of operating a taxicab shall be issued unless:

A. It bears a state license duly issued.

B. The taxicab is equipped with proper brakes, <sup>speedometer</sup> lights, tires, horn, muffler, rear vision mirror, windshield wiper, and an approved meter in good condition to record the amount of fare to be charged for each trip.

C. The taxicab has been thoroughly and carefully inspected under the direction of the Chief of Police of the City of Urbana, and found to be in clean, sanitary, safe and good mechanical condition for the transportation of passengers.

D. A written certificate of inspection is filed by the Chief of Police in the office of the Clerk.

It shall be the duty of the Chief of Police to supervise the inspection of every taxicab in operation as often as he may deem necessary to see such taxicab meets at all times the requirements of this section.

Section 5. TESTING OF METERS. It shall be the duty of every applicant for a license to operate a taxicab, or a licensee, to deliver the taxicab with the meter attached thereto to the Chief of Police of the City of Urbana upon demand for test; provided, however, any such applicant or licensee may be present or represented at the time such test is made. Every meter shall be tested to determine the accuracy of its recording mechanism with respect to distance traveled either by running the taxicab to which it is attached over a course a standard two miles in length or by a mechanical test. Both of the foregoing tests may be made in the discretion of the Chief of Police.

In order to determine whether any meter correctly registers waiting time, it shall be the duty of the Chief of Policy to test such meter by comparing the time recorded as shown by the fare computed on the dial thereof with the standard time.

When any test shows that a meter correctly records the charge or fare, measured by distance traveled, waiting time and additional passengers, it shall be sealed and a written certificate of the test shall be issued by the Chief of Police to the licensee.

Section 6. INSURANCE. It shall be unlawful for any person, firm or corporation to operate a taxicab unless such person, firm or corporation has given, prior to the issuance of a license, and there is in full force and effect and on file with the Clerk at all times during which such taxicab is driven or operated, either:

(1) A bond of the owner of said taxicab with a solvent and responsible surety company authorized to do business under the laws of the State of Illinois as surety thereon, or a bond of such owner, with one or more personal sureties, owning real estate in the State of Illinois, of the value in the aggregate of Twenty Two Thousand Dollars, over and above all encumbrances, to be approved by the Mayor, which bond with personal sureties shall be accompanied by affidavits of each of such sureties, to be attached to said bond, stating the location, legal description, market value, nature and amount of encumbrances (if any), and the value above all encumbrances of such real estate schedules to qualify on such bond; either of said bonds to be in the sum of Eleven Thousand Dollars for each such taxicab so operated by the owner. Each of said bonds shall be conditioned that the owner of said taxicab (giving its manufacturer's name and number and state license number) will pay all final judgments recovered against such owner for any injury to or death of any person resulting from the negligence of such owner or his agent, in the operation of such taxicab, provided that the maximum payment required of the surety or sureties, on all judgments recovered against an owner hereunder, shall not exceed the sum of Five Thousand (\$5,000.00) Dollars for bodily injury or death to any one person, and subject to said limit for any one person injured or killed, the total liability on account of any one accident

resulting in bodily injuries to or death of more than one person shall be limited to Ten Thousand ~~X~~(\$10,000.00) Dollars, and shall not exceed the sum of One Thousand (\$1,000.00) Dollars for any one accident resulting in property damage, for each taxicab operated under the provisions of this Ordinance. The surety bond, shall, by its terms, inure to the benefit of the person recovering any such judgment, and shall provide that suit may be brought in any court of competent jurisdiction, upon such bond, by the owner of any such judgment; and such bond, for the full amount thereof shall, by its terms, be a lien for the benefit of the beneficiaries of said bond on such real estate so scheduled, and shall be recorded in the office of the recorder of deeds in each county in which such real estate is located. Any surety or sureties may withdraw from any such bond by serving ten days previous notice in writing upon such owner and the Mayor, either personally or by registered mail, whereupon it shall be the duty of such owner to file another bond or insurance policy in accordance with the provisions of this Ordinance. Upon the expiration of said ten days, the Mayor shall mark said bond "withdrawn" with the date such withdrawal became effective, and thereupon the liability of the sureties on such bond shall cease as to any injury or damage sustained after the date such withdrawal became effective. If, at any time, in the judgment of the Mayor, said bond is not sufficient for any good cause, he may require the owner of such taxicab who filed the same to replace said bond with another good and sufficient bond or insurance policy, in accordance with the provisions of this Ordinance, and upon such replacement, the liability of the surety or sureties on such prior bond shall cease as to any injury or damage sustained after such replacement; or

(2) A policy of insurance in a solvent and responsible company, authorized to do business in the State of Illinois, insuring said owner of said taxicab against liability for any injury to or death of any person resulting from the negligence

of such owner or his agent, in the operation of such taxicab. Said policy of insurance may cover one or more taxicabs, and shall insure such owner for the sum of Five Thousand (\$5,000.00) Dollars for bodily injuries or death to any one person, and subject to said limit for any one person injured or killed, the total liability on account of any one accident resulting in bodily injuries to or death of more than one person shall be limited to Ten Thousand (\$10,000.00) Dollars, and the sum of One Thousand (\$1,000.00) Dollars for any one accident resulting in property damage for each taxicab operated under the provisions of this Ordinance, provided that the maximum payment required of such company, on all judgments recovered against an owner hereunder, shall not exceed the sum of Five Thousand (\$5,000.00) Dollars for bodily injuries or death to any one person, and subject to said limit for any one person injured or killed, the total liability on account of any one accident resulting in bodily injuries to or death of more than one person shall be limited to Ten Thousand (\$10,000.00) Dollars, and shall not exceed the sum of One Thousand (\$1,000.00) Dollars for any one accident resulting in property damage, for each taxicab operated under the provisions of this Ordinance; said policy of insurance shall provide for payment and satisfaction of any final judgment rendered against the owner of said taxicab for such injury or death, and shall provide that suit may be brought in any court of competent jurisdiction upon such insurance policy by the owner of any such judgment. Said insurance policy shall contain a description of each taxicab, giving the manufacturer's name and number and state license number. If, at any time, said policy of insurance be cancelled by the issuing company, or the authority of said issuing company to do business in the State of Illinois be revoked, the Mayor shall require the owner who filed the same either to furnish a bond or to replace said policy with another policy according to the provisions of this Ordinance. Said policy of insurance shall also contain a provision that the same cannot be cancelled by the company issuing the same without giving ten days' notice in writing of such cancellation to the owner and the Mayor, either personally or by registered mail. Whenever any such policy shall be so cancelled, the Mayor shall require such owner either to furnish a bond or a new policy of insurance, in accordance with the provisions of this Ordinance. Whenever the issuing company gives such notice of cancellation, the Mayor shall, at the expiration of said ten days, mark said insurance policy "withdrawn" with the date such withdrawal became effective, and thereupon the liability of such

company on said policy shall cease as to any injury or damage sustained after the date such withdrawal becomes effective. If, at any time, in the judgment of the Mayor, said policy of insurance is not sufficient for any good cause, he may require the owner of such taxicab who filed the same, to replace said policy of insurance with another good and sufficient bond or insurance policy, in accordance with the provisions of this Ordinance, and upon such replacement, the liability of the company on said insurance policy shall cease as to any injury or damage sustained after such replacement.

All bonds and policies of insurance filed with the Clerk, under the provisions of this Ordinance, shall expire the 30th day of April in each year, provided, however, that the expiration of same shall not terminate liabilities upon such bonds and policies of insurance arising during the period for which the bonds and policies of insurance were filed, and provided further, that the owner of the taxicab shall deposit with the Clerk a duplicate copy of all bonds and policies of insurance for public liability and property damage required of him by the State of Illinois for the operation and driving of a motor vehicle for the carriage of passengers for hire, and the same shall be applied to the extent thereof as long as said bonds and policies are in full force and effect in determining whether the owner of such taxicab has fulfilled the requirement for a bond or policy of insurance as provided in this Ordinance.

Section 7. ISSUANCE OF LICENSE. The Mayor of the City of Urbana is hereby authorized to issue a license under his hand, attested by the Clerk, to any qualified applicant for the operation of a taxicab, which license shall contain a distinguishing number, name of the person, firm or corporation owning such taxicab, his residence address, his business address, the number of taxicabs to be operated and an assigned number for each taxicab, the make and type of each motor car to be used, the factory number thereof, the state license number thereof; and the serial number assigned hereunder shall in each case be the same as that assigned to the taxicab for the previous year. Such license shall be non-assignable and non-transferable.

Upon the issuance of said license the Clerk shall deliver to the licensee a plate bearing a separate number identical with the assigned number of such taxicab and the year for which said license is issued, for each and every taxicab for which a license is procured, and it shall be the duty of such applicant to affix such plate in an approved place upon the rear of said taxicab, and it shall be unlawful for any taxicab, although licensed in accordance with the provisions of this ordinance, to be used upon the streets, avenues or alleys of the City of Urbana unless such plate is attached thereto.

Section 8. LICENSE FEE. The annual license fee shall be Twelve Dollars for each taxicab operated, payable in advance, and shall expire on the 30th day of April of the year for which it is issued, and the fee shall be prorated when the license is issued after the 1st day of May. Whenever the number of cabs so operated shall be increased during the license year, the licensee shall notify the Clerk of such change and shall pay the additional fee.

Section 9. VEHICLES. Each taxicab, while operated, shall have on each side, the name of the licensee operating it or his trade name painted in approved and visible lettering at least two inches in height. Each cab shall be designated by a different number, and such number also shall appear on each side of such taxicab. The name of the licensee and such number shall also be painted on the rear of each taxicab in approved and visible letters. No licensee, driver or other employee of a licensee shall imitate the taxicab colors, emblems, cap bands, caps or uniforms previously adopted and in use by any other licensee or represent himself as an employee of any other licensee.

Section 10. METERS. No taxicab shall be operated unless it is equipped with an approved meter in good condition to record the amount of fare to be charged on each trip, which amount shall be shown on the dial thereof in figures visible to the passenger, and shall also be equipped with a steady continuous light illuminating the figures during the night period between sunset and sunrise.

No operator shall use or permit the use of a meter which shall record the rate of fare in excess of five percent error to the prejudice of any passenger.

Upon paying his fare each passenger may demand a receipt, and upon such demand made it shall be the duty of the driver to give the passenger a receipt in legible type or writing showing the date and amount so paid, the trade name of the taxicab, the name and the license number of the driver.

It shall be unlawful for a passenger to fail or refuse to pay the lawful fare at the termination of a trip.

Section 11. METER FLAG. An approved metal flag or indicator with the words "For Hire" or words of similar import embossed thereon shall be attached to the recording mechanism of the meter so that the meter cannot operate whenever such meter flag is in an upright position. The meter flag shall be placed and kept in an upright position by the driver of the taxicab at all times except during the trip of a passenger.

Section 12. RATES OF FARE. The charges for taxicab service for one passenger shall be twenty five cents for the first three-quarters of a mile or fraction thereof, and five cents for each succeeding quarter mile or fraction thereof; and if more than one passenger is carried on the same trip there shall be an additional charge of five cents for each such additional passenger who leaves the taxicab prior to or at the time the meter is cleared.

In addition to the charge for distance traveled, a charge may be made for waiting time provided the meter is equipped to register such charge.

Waiting time shall include the time when the taxicab is not in motion, beginning three minutes after arrival at the place to which it has been called, the time consumed by unavoidable delays at street intersections and the time consumed while standing at the direction of the passenger, but no charge shall be made for time lost for inefficiency of the taxicab or its driver or time consumed by premature response to a call.

The meter shall be cleared at the destination of each passenger or group of passengers, unless a passenger declares to the driver at or before the time the first destination is reached that no clearance of the meter shall be made until all or certain designated passengers in such taxicab reach their respective destinations.



The passenger making such declaration shall be liable for the whole fare upon reaching his destination.

The clearance of the meter at the destination of a passenger or group of passengers as aforesaid shall constitute the end of one trip. Any passengers remaining in the taxicab for transportation to a different destination after the clearance of the meter as aforesaid shall constitute the commencement of a new trip, and shall not be liable for any fare whatsoever until such new trip is commenced.

It shall be unlawful for any licensee to operate, and for any driver to drive such taxicab unless the fare to be charged is determined by the meter in accordance with the foregoing Schedule of rates of fare, and no other or different fare shall be charged to passengers than is recorded on the dial of said meter for the trip. Any collection of fares varying from the rates herein prescribed shall be considered and taken as a violation of this ordinance by the person so collecting such fare.

Passengers shall be entitled to the conveyance of their ordinary hand baggage or parcels not exceeding seventy-five pounds in weight without charge. A fee of twenty-five cents may be charged, in addition to the rate of fare as determined by the meter, for any passenger who transports hand baggage or parcels exceeding seventy-five pounds in weight, but no hand baggage or parcels shall be carried except inside of the taxicab.

Section 13. DRIVERS. No person shall drive a taxicab, or be hired or permitted to do so, unless he is duly licensed as a chauffeur by the State of Illinois, and shall have secured a license therefore as herein provided.

Section 14. DRIVER'S APPLICATION. A verified application for a taxicab driver's license shall be made in writing to the Clerk, upon blanks to be furnished by the municipality, and shall state thereon the full name of the applicant, his age, his residence address, the name and address of his employer, whether or not he has ever been convicted of a felony, and shall have attached thereto his photograph of the size of 2½ inches wide and 3 inches long, taken within one year prior to date of application. Every application shall bear the fingerprints of the applicant.

Section 15. QUALIFICATIONS OF DRIVER. No such license shall be issued to any person who is not a person of good character, or who is not competent to drive a motor vehicle, or who is not familiar with the traffic laws and ordinances, or who has been convicted of a felony, or whose license to drive a taxicab in the municipality has been revoked during the preceding six months, or who is under the age of twenty-one years. The Chief of Police shall examine each applicant for a taxicab driver's license to determine the competency of the applicant, and no such license shall be issued excepting on certificate of the Chief of Police that the applicant has demonstrated his ability to drive a motor vehicle as required herein.

Section 16. ISSUANCE OF DRIVER'S LICENSE. The Mayor of the City of Urbana is hereby authorized to issue a driver's license under his hand, attested by the Clerk, to any qualified applicant for driving a taxicab, which license shall contain the name of the driver, his residence address and the number of his license, and in addition thereto, there shall be issued (1) an identification card containing the rates of fare, driver's license number and shall have his photograph attached thereto. ~~to be furnished by the Police Department,~~ and (2) a driver's badge containing his license number. The driver's license, driver's identification card and driver's badge shall be in his personal possession at all times while on duty. The driver's badge shall always be worn on the front and outside of his clothing, and shall be valid only during the term of the license of the driver to whom it is issued. The driver who has custody or possession of the taxicab shall have his identification card displayed at all times while on duty so as to be visible to a passenger in the taxicab.

Section 17. DRIVER'S LICENSE FEE. The annual license fee for such driver's license shall be Two Dollars. The driver's license shall expire on the 30th day of April of the year for which it is issued, and the fee shall not be prorated for a fractional part of a year.

Section 18. It shall be unlawful for any driver of a taxicab while on duty to drink any intoxicating liquor, or to use any profane or obscene language, to shout or call to prospective passengers, or to disturb the peace in any way.

Section 19. TRAFFIC RULES. It shall be the duty of every driver of a taxicab to obey all traffic rules established by statute or ordinance.

Section 20. UNLAWFUL USE. It shall be unlawful knowingly to permit any taxicab to be used in the perpetration of a crime.

Section 21. PASSENGERS. It shall be the duty of the driver of any taxicab to accept as a passenger any person who seeks to so use the taxicab, provided such person is not intoxicated and conducts himself in an orderly manner. A driver shall not induce or attempt to make anyone employ him or his taxicab by any false statement or representation of the place or time of arrival or departure of any public conveyance or common carrier. No person shall be admitted to a taxicab occupied by a passenger without the consent of the original passenger.

The driver shall call in person for his prospective passenger and shall refrain from using the horn or claxon to announce the arrival of his taxicab. Persistent sounding of horn or claxon to the disturbance of the public shall be grounds for revoking the taxicab driver's license.

The driver shall take his passenger to his destination by the most direct available route from the place where the passenger enters the cab.

Section 22. A taxicab may be parked in any taxicab stand only while such taxicab is in charge of its driver on duty awaiting a fare, and the driver of such taxicab shall remain in or within five feet of the same.

It shall be unlawful for the licensee or driver of a taxicab to permit any person except a passenger for hire to occupy or be seated in such taxicab when the taxicab is either parked or travelling to the destination of the said passenger.

Section 23. It shall be unlawful for a driver to admit or transport in his taxicab more than five passengers at anytime or to permit one passenger to ride in the front seat unless there are three or more passengers in the rear seat of the taxicab.

Section 24. REVOCATION OF LICENSES. The Mayor may revoke any taxicab driver's license for repeated violations of traffic laws or ordinances, or of any ordinance provision regulating the conduct of such drivers.

The Mayor may revoke any operator's license for repeated violations of any ordinance provision regulating a licensee of a taxicab, or for knowingly suffering a driver of his taxicab to make repeated violations of traffic laws and ordinances or of any ordinance provision regulating the conduct of such drivers.

It shall be the duty of any person whose operator's license or driver's license shall have been revoked as herein provided to return immediately every such license, identification card, licensee's plate, driver's badge, etc., to the Clerk.

Section 25. Whenever an operator or driver has lost or destroyed his license, identification card, plate, driver's badge, etc., issued as herein provided, he shall make a verified application in writing to the Clerk, stating that the same has been lost or destroyed, and the Clerk shall issue a duplicate copy or substitute thereof upon payment of the sum of fifty cents to the Clerk for each item so duplicated or substituted.

Section 26. PENALTY. Any person, firm or corporation violating any provision of this ordinance shall be fined not less than one dollar nor more than one hundred dollars for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Section 27. REPEALS. An ordinance entitled "An Ordinance Concerning Taxicabs", adopted and approved September 6, 1932, and all amendments thereto, and all other ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 28. SAVING CLAUSE. The provisions for repeal in this Ordinance shall not in any way: (1) Affect any offense committed, an act done, a penalty, punishment or forfeiture incurred, or a claim, right, power or remedy accrued under any law or ordinance in force prior to the effective date of this Ordinance; (2) Invalidate any license which has been validated by any former ordinance.

Section 29. PARTIAL INVALIDITY. If any section, sub-division, sentence or clause of this Ordinance is for any reason held invalid or to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 30. PUBLICATION. The Clerk shall certify to the passage and approval of this Ordinance and cause the same to be published in pamphlet form, in lieu of all other publication.

Section 31. This Ordinance shall be in full force and effect from and after its passage and publication as required by law.

Adopted by the City Council this 7th day of April  
A. D. 1947.

Bess M. Holmes

City Clerk

Approved by the Mayor this 8th day of April  
A. D. 1947.

George D. Hurd.

Mayor