

RESOLUTION NO. 219221

R. 78-242

SEP 6 1977

WHEREAS, by Resolution No. 217594 adopted on February 1, 1977, the City Council granted an individual owner/operator Certificate of Public Convenience and Necessity to operate a taxicab to Robert H. Brown; and

WHEREAS, by Resolution No. 217931 adopted on March 16, 1977, the City Council granted an individual owner/operator Certificate of Public Convenience and Necessity to operate a taxicab to Brian T. Kelly; and

WHEREAS, Robert H. Brown and Brian T. Kelly failed to comply with the provisions of said resolutions which required them to commence operation of their taxicabs within ninety (90) days of the adoption of said resolutions; and

WHEREAS, said resolutions provided that in the event any certificate holder failed to commence operation of his taxicab within ninety (90) days of the adoption of the resolution the City Manager was directed to recommend the revocation of the certificate and to present to this City Council the next prospective individual owner/operator applicant as determined by the date of filing an application; and

WHEREAS, Francisco Vargas and Charles McMillan, listed on the City Manager's Report, a copy of which has been filed with the City Clerk as Document No. 759365, have applied to the City Council for Certificates of Public Convenience and Necessity to operate taxicabs within the limits of the City of San Diego; and

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WHEREAS, pursuant to Section 72.0101(d) of the San Diego Municipal Code, the City Manager has caused an investigation to be made and has filed his written report with this Council as Document No. 759365; and

WHEREAS, the Council this date, after a public hearing, has found the contents of the City Manager's report to be correct and accurate; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

That:	<u>Name</u>	<u>Number</u>
	1. Francisco Vargas	1
	2. Charles McMillan	1

having filed an application for Certificates of Public Convenience and Necessity to operate taxicabs pursuant to the provisions of Section 72.0101(b) of the San Diego Municipal Code, and the City Manager having conducted the required investigation, the City Council hereby grants Certificates of Public Convenience and Necessity to said individuals to operate taxicabs in the number set forth next to their names, subject to compliance with all provisions of the San Diego Municipal Code.

BE IT FURTHER RESOLVED, that pursuant to this resolution in the event any certificate holder named herein fails to pay the business license fees called for under Municipal Code Section 31.0344 and in the manner provided in Section 31.0104 within twenty (20) days of the adoption of this resolution and commence operation of his taxicab for which the certificate is

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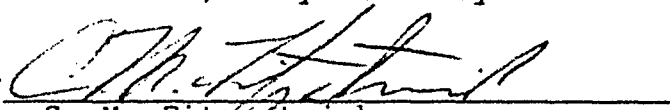
now issued within ninety (90) days of the adoption of this resolution, the City Manager be and he is hereby directed to recommend the revocation of the certificate and to present to this City Council the next prospective individual owner/operator applicant as determined by the date of filing an application.

BE IT FURTHER RESOLVED, that the City Manager be and he is hereby directed to revoke the certificates issued as outlined in the first paragraph of this resolution.

BE IT FURTHER RESOLVED, that the City Manager be and he is hereby directed to hold any pending or further applications for Certificates of Public Convenience and Necessity to operate taxicabs until such time said certificate(s) become available for issuance.

APPROVED: JOHN W. WITT, City Attorney

By

  
C. M. Fitzpatrick  
Senior Chief Deputy

CMF:vl:504.1  
8/10/77  
Or. Dept.: Transp.

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Passed and adopted by the Council of The City of San Diego on SEP 6 1977,  
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joel M. Strobl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON  
 Mayor of The City of San Diego, California.

EDWARD NIELSEN  
 City Clerk of The City of San Diego, California.

By *Edward Nielsen*, Deputy.

(Seal)

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Office of the City Clerk, San Diego, California

Resolution Number 219221 Adopted SEP 6 1977

CC-1276 (REV. 12-76)

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