

JUL 28 1980

AN ORDINANCE AMENDING CHAPTER VII, ARTICLE 5,
DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY
AMENDING SECTIONS 75.0104 AND 75.0109 RELATING
TO ISSUANCE AND DENIAL OF TAXICAB PERMITS.

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

Section 1. That Chapter VII, Article 5, Division 1 of
the San Diego Municipal Code be and it is hereby amended by
amending Sections 75.0104 and 75.0109 to read as follows:

SEC. 75.0104 ISSUANCE OF PERMIT

[Subsections (a) and (b) remain the same.]

(c) After an application has been received, the
City Manager shall deny the issuance of a permit when
he makes a finding:

(1) That the applicant is under eighteen
(18) years of age.

(2) That within the two (2) years immedi-
ately preceding the processing of the application,
the applicant has been convicted of the violation
of any statute, ordinance, or regulation pertaining
to the same or similar business operation which
would have resulted in suspension or revocation
of the permit in accordance with Sections 75.0109
and 75.0110 of this Article. For purposes of this
section, a plea or verdict of guilty, a finding of
guilty by a court, a plea of nolo contendere, or a
forfeiture of bail shall be deemed a conviction.

(3) That within the two (2) years immediately preceding the processing of the application, the applicant has been held by any final administrative determination to have violated any statute, ordinance or regulation pertaining to the same or similar business operation which would have resulted in suspension or revocation of the permit in accordance with Sections 75.0109 and 75.0110.

[The only amendment to former Subsections (c) through (h) is by relettering them as follows: (c) to (d), (d) to (e), (e) to (f), (f) to (g), (g) to (h) and (h) to (i).]

SEC. 75.0109 SUSPENSION AND REVOCATION OF PERMIT

(a) Permits may be suspended or revoked by the City Manager at any time in case:

[Subsections (1) through (4) remain the same.]

(5) The paratransit vehicle or vehicles, if operated as other than a taxicab, are operated at a rate of fare other than those fares on file with the City Manager.

(6) The paratransit vehicle or vehicles, if operated as a taxicab, are operated at a rate of fare greater than those fares on file with the City Manager and posted on the taxicab pursuant to Section 75.0202(b) of this Code.

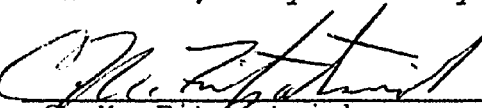
(7) The paratransit vehicle or vehicles, if operated as a taxicab, are operated at a rate of fare greater than the current maximum rate established by the City Council pursuant to Section 75.0202(a) of this Code.

0-15304

(8) The permit holder fails to begin operating the paratransit vehicle for which the permit is first issued within ninety (90) days after the permit is issued.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By 
C. M. Fitzpatrick
Senior Chief Deputy

CMF:v1:504
5/15/80 Rev. 7/17/80
Or. Dept.: Clerk

0-15304

Passed and adopted by the Council of The City of San Diego on JUL 28 1980
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

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

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

(Seal)

By Rita Andrus, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

JUL 14 1980, and on JUL 28 1980.

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

(Seal)

By Rita Andrus, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number	<u>0-15304</u> Adopted <u>JUL 28 1980</u>

CERTIFICATE OF PUBLICATION

San Diego, City of
12th floor, City Admin. Bldg.
202 C St., San Diego, CA 92101
ATTN: Rita Andrews

IN THE MATTER OF

NO.

AN ORDINANCE AMENDING CHAPTER VII, ARTICLE 5, DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 75.0104 AND 75.0109 RELATING TO ISSUANCE AND ETC.

ORDINANCE NO. O-15304
(New Series)
AN ORDINANCE AMENDING CHAPTER VII, ARTICLE 5, DIVISION 1 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 75.0104 AND 75.0109 RELATING TO ISSUANCE AND DENIAL OF TAXICAB PERMITS.
BE IT ORDAINED, by the Council of The City of San Diego, as follows:
Section 1. That Chapter VII, Article 5, Division 1 of the San Diego Municipal Code be and it is hereby amended by amending Sections 75.0104 and 75.0109 to read as follows:
SEC. 75.0104 (ISSUANCE OF PERMIT)
(Subsections (a) and (b) remain the same.)
(c) After an application has been received, the City Manager shall deny the issuance of a permit when he makes a finding:
(1) That the applicant is under eighteen (18) years of age;
(2) That within the two (2) years immediately preceding the processing of the application, the applicant has been convicted of the violation of any statute, ordinance, or regulation pertaining to the same or similar business operation which would have resulted in suspension or revocation of the permit in accordance with Sections 75.0109 and 75.0110 of this Article. For purposes of this section, a plea or verdict of guilty, a finding of guilty by a court, a plea of nolo contendere, or a forfeiture of bail shall be deemed a conviction.
(3) That within the two (2) years immediately preceding the processing of the application, the applicant has been held by any final administrative determination to have violated any statute, ordinance or regulation pertaining to the same or similar business operation which would have resulted in suspension or revocation of the permit in accordance with Sections 75.0109 and 75.0110.
(The only amendment to former Subsections (c) through (h) is by relating them as follows: (c) to (d), (d) to (e), (e) to (f), (f) to (g), (g) to (h) and (h) to (i).)
SEC. 75.0109 (SUSPENSION AND REVOCATION OF PERMIT)
(a) Permits may be suspended or revoked by the City Manager at any time in case:
(Subsections (1) through (4) remain the same.)
(5) The paratransit vehicle or vehicles, if operated as other than a taxicab, are operated at a rate of fare other than those fares on file with the City Manager.
(6) The paratransit vehicle or vehicles, if operated as a taxicab, are operated at a rate of fare greater than those fares on file with the City Manager and posted on the taxicab pursuant to Section 75.0202(b) of this Code.
(7) The paratransit vehicle or vehicles, if operated as a taxicab, are operated at a rate of fare greater than the current maximum rate established by the City Council pursuant to Section 75.0202 (a) of this Code.

Camille Simpson

I, _____, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. O-15304 (New Series)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

August 11, 1980

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 11th day of Aug., 1980.

Camille Simpson

(Signature)

12 1/2" - 991.63

...and after its passage...
...and adopted by the Council of The City of San Diego...
IDENTIFIED BY:
...WILSON
...of The City of
...Diego, California
...ARLES G. ABDELNOUR
...Clerk of the City of
...Diego, California
...A ANDREWS
...1988

page 2 of 2