

**CHAPTER 36**  
**PUBLIC PASSENGER VEHICLES**

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**36.01 DEFINITIONS**

**Chauffer:** Any person who drives a public passenger vehicle in use for the transportation of persons for compensation.

**Licensee:** Any person who is the owner of one or more licenses issued pursuant to this chapter.

**Livery Vehicle/Limousine:** Any public passenger vehicle transporting passengers for hire, as a result of individual contract, on a trip or hourly basis fixed in advance.

**Public Passenger Vehicles:** Taxicabs and livery vehicles used for transportation of passengers for hire.

**Public Passenger Vehicle Company:** Any person engaged in business as proprietor of one or more public passenger vehicles for transportation of passengers for hire.

**Public Passenger Vehicle Owner:** Any person owning or leasing from another a public passenger vehicle for hire.

**Taxicab:** Any motor-propelled vehicle equipped with a taximeter and operated for transportation of passengers for hire, available indiscriminately to all persons as may offer themselves for transportation.

**Cab Stand:** Any place, public or private, where taxicabs are placed on display and presented for hire to prospective customers, accepting such persons as may offer themselves for transportation. Examples of taxicab stands are: railroad stations, hotels, motels, bowling alleys, theaters, race tracks, and any prominent gathering place.

**Taximeter:** Any mechanical or electronic device attached to a taxicab which records and indicates a charge or fare in dollars

and cents measured by distance and waiting time.

### **36.02 LICENSES REQUIRED**

It shall be unlawful to engage in the business of operating a public passenger vehicle in the Village without first having secured the required licenses contained within this Chapter. This includes a Passenger Vehicle Company License, a Public Passenger Vehicle License and a Chauffeur's License.

### **36.03 CHARACTER OF APPLICANT**

No passenger vehicle company license, public passenger vehicle license or chauffeur's license 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, unless reviewed and approved by the Director of Police and Public Safety; nor shall such license be issued to or held by any corporation of any officer thereof who would be ineligible for a license under the foregoing conditions. A criminal background fingerprint check will be performed by the Director of Police and Public Safety, or his/her designee, through the Illinois State Police, Bureau of Identification, and the Federal Bureau of Investigation's database systems. A fee of \$50 shall be paid by the company or the individual for each individual for whom a background investigation must be conducted.

### **36.04 PASSENGER VEHICLE COMPANY LICENSE**

A. No public passenger vehicle company shall maintain a business of operating public passenger vehicles, including a dispatch office, in the Village without first having obtained a passenger vehicle company license.

B. APPLICATION: Applications for a passenger vehicle company license shall be made in writing at the Village Hall, and shall state thereon the name of the applicant, the company contact information, the intended place of business, the number of public passenger vehicles to be operated and the number and names of the chauffeurs.

The applicant must include the following additional documents with his/her application:

1. A copy of a current rate card setting forth the rates of fare;
2. Chauffeur's License applications for those listed on the passenger vehicle company license application;
3. Copies of each chauffeur's State issued drivers' license;
4. Public passenger vehicle applications for those listed on the passenger vehicle company license

- application;
5. Evidence of insurance coverage as required in Section 36.05-J of this Chapter.

C. No person, firm or corporation shall be issued more than one license for a passenger vehicle company, nor shall a license be issued unless the licensee has vehicles in service. There shall be no limitation on the number of public passenger vehicles operated by each licensee. No passenger vehicle company license may be sold, assigned, mortgaged, pledged, or otherwise transferred.

D. TERM: A license is a purely personal privilege that shall be effective for a term not to exceed one year from the date of issuance. Licenses issued under this Chapter 36 shall be operative and valid, unless terminated, revoked, or suspended, for a term of one year commencing January 1 of each year and terminating on December 31 of the same year. Licenses issued after January 1 of any year shall be operative and valid, unless terminated, revoked, or suspended, for a term commencing on the date of issuance and terminating on December 31 of the same year.

E. FEES: The annual fee payable in advance for a license for a passenger vehicle company shall be \$100.00 for each company or owner. All fees shall be paid at the time application is made. The fee to be paid for a license issued after January 1 shall be reduced in proportion to the number of full calendar months that have expired between January 1 and the date of issuance of the license. All licenses, regardless of the date of issuance, shall terminate on December 31 of each year. In the event the license applied for has been denied, the fee shall be returned to the applicant. If the license is granted, the fee shall be deposited in the general corporate fund or such other fund as shall have been designated by the Board of Trustees.

### **36.05 PUBLIC PASSENGER VEHICLE LICENSE**

A. It shall be unlawful for any person to drive or operate any public passenger vehicle or engage in the business of operating public passenger vehicles in the Village, including the operation of one or more such vehicles, without obtaining a public passenger vehicle license for each such vehicle operated, as provided in this Chapter and otherwise conforming to the requirements of this Code and applicable provisions of other ordinances.

B. APPLICATION: Applications for public passenger vehicle licenses shall be made by the owner upon forms furnished by the Village. Such applications shall contain the full name and address of the owner of the vehicle, and in the case of a corporation or partnership, the names and addresses of the officers or partners; the name, address and telephone number of the business which will

dispatch or solicit passengers if different than the owner; a complete description of the vehicle, including make and model, vehicle identification number, proof of compliance with the annual inspections required in Section 36.04-G, state license number, and such other data as the Village may require to ensure compliance with the requirements of this Chapter.

C. FEES: The annual fee payable in advance for a public passenger vehicle license shall be \$10.00 for each vehicle. All fees shall be paid at the time the application is made.

D. TERM: Public passenger vehicle licenses shall be operative and valid, unless terminated, revoked, or suspended, for a term of one year commencing January 1 of each year and terminating on December 31 of the same year. Whenever the number of public passenger vehicles operated shall be increased during the license year, the licensee shall notify the Village of such change and shall pay the additional fee to the Village. Such fee shall be in lieu of any other vehicle fee required by this Code.

E. DISPLAY REQUIRED: The Village shall issue suitable tags or stickers for each public passenger vehicle being licensed. Such tag or sticker shall be displayed in a prominent place on each public passenger vehicle while it is in use.

Each public passenger vehicle shall also have a driver's identification card, including a picture of the driver, prominently displayed so that it is clearly visible to the passengers.

Each taxicab, while operated, shall have on each side, in letters readable from a distance of 20 feet, the name of the licensee operating it. If more than one taxicab is operated by a licensee, each vehicle shall be designated by a different number, and such number also shall so appear on each side of the vehicle.

F. If a public passenger vehicle is withdrawn from service and another public passenger vehicle replaces the one withdrawn, the licensee shall notify the Village of the vehicle identification number and state license plate number of each replacement vehicle and the Village shall issue a replacement at no additional charge to the licensee.

G. INSPECTION: No public passenger vehicle shall be operated unless it bears a state license plate duly issued, and meets all requirements of the Illinois Taxi Safety Act of 2007, 625 ILCS 55/1 et seq. It shall be the duty of the Director Police and Public Safety, or his/her designee, to inspect, or cause to be inspected, every public passenger vehicle as often as may be necessary to see to the enforcement of the provisions of this Chapter. The Director of Police and Public Safety shall require that each public passenger vehicle be inspected at an

official Illinois Department of Transportation certified safety testing station at least on an annual basis and shall require the licensee to submit a certificate of safety indicating that the vehicle is in a safe mechanical condition, per Illinois Compiled Statutes 625 ILCS 5/13-101. No public passenger vehicle shall be operated upon the streets of the Village if the safety test indicates that the vehicle is not in a safe mechanical condition and until it has been repaired, submitted for retesting and a certificate issued indicating that it has no mechanical defects.

H. Taxicabs operated under this Chapter 36 shall have a rate card setting forth the rates of fare displayed in such a place as to be in view of all passengers.

I. It shall be unlawful to knowingly permit any public passenger vehicle to be used in the perpetration of a crime or misdemeanor.

J. INSURANCE: No public passenger vehicle shall be operated unless it is covered by a bond or public liability policy as required by statute.

#### **36.06 CAB STANDS**

The annual license fee shall include the right to use one or more of the designated parking places for public passenger vehicles in each of the various locations throughout the Village, known as cab stands. Cab stands shall be assigned by the Director of Police and Public Safety, or his/her designee. Each cab stand shall be appropriately marked by signs erected under the supervision of the Director of Police and Public Safety. It shall be unlawful to park any vehicle other than a licensed public passenger vehicle in any cab stand.

#### **36.07 LIVERY VEHICLES**

Livery vehicles shall not pick up or solicit passengers for hire from the streets. Livery vehicles shall also not park in cab stands. Livery vehicles shall not indiscriminately accept passengers, but shall be limited in scope of operation to carrying passengers for hire on a contract basis at a price agreed upon prior to employment and by arrangement of the parties at the time of initial telephone contact by customer to the livery company.

#### **36.08 CHAUFFEUR'S LICENSE**

A. It shall be unlawful for any person to operate any public passenger vehicle for hire within the Village without first having obtained a valid chauffeur's license.

B. OWNER RESPONSIBILITY: It shall be unlawful for any person owning or controlling any public passenger vehicle to

employ or permit any person to operate such vehicle for hire within the Village unless such driver has a valid chauffeur's license issued by the Village.

C. APPLICATION: The application for a chauffeur's license shall contain the name of the applicant; place of residence; employment history; number and current status of this state driver's license; whether his/her state driver's license has ever been suspended or revoked and if so, when and for what cause; a list of all convictions, if any, for violation of federal, state or municipal laws.

D. No person shall operate a public passenger vehicle in the Village who is not properly licensed by the State of Illinois. Evidence of such license shall be submitted as part of the application.

E. No person may drive a public passenger vehicle if that person has been convicted of a felony, unless reviewed and approved by the Director of Police and Public Safety. A criminal background fingerprint check will be performed through the office of the Director of Police and Public Safety, or his/her designee, through the Illinois State Police, Bureau of Identification, and the Federal Bureau of Investigation's database systems. A fee of \$50 shall be paid by the company of the individual for each individual for whom a background investigation must be conducted.

F. FEES: The annual fee payable in advance for a chauffeur's license shall be \$10.00. All fees shall be paid at the time the application is made.

G. TERM: Chauffeur's licenses shall be operative and valid, unless terminated, revoked, or suspended, for a term of one year commencing January 1 of each year and terminating on December 31 of the same year.

H. It shall be unlawful for any chauffeur of a public passenger vehicle 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.

I. TRAFFIC RULES: It shall be the duty of every chauffeur of a public passenger vehicle to obey all traffic rules established by statute or ordinance.

### **36.09 PASSENGERS**

A. It shall be the duty of the chauffeur of any public passenger vehicles to accept as a passenger any person who seeks to use the vehicle, provided such person conducts himself/herself in an orderly manner.

B. No person shall be admitted to a public passenger vehicle occupied by a passenger without the consent of the passenger.

C. The chauffeur shall take his or her passenger to his or her destination by the most direct available route from the place where the passenger enters the public passenger vehicle.

### **36.10 TAXICAB RATES**

A. TAXIMETERS: No taxicab vehicles shall operate with passengers for hire unless the taximeter shall be accurately recording the fare to be charged. A taximeter shall be located so that its face can be seen by a passenger from the rear compartment of the vehicle.

B. FIXING OF RATES: It shall be unlawful for any person, firm, or corporation licensed under the provisions of this Chapter to conspire among themselves or with other persons to fix or control rates for taxicab vehicles for hire within the Village.

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