

**CHAPTER 34
TRANSPORTATION**

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ARTICLE I. GENERALLY

Secs. 34-1 - 34-26. Reserved.

ARTICLE II. DEPARTMENT OF TRANSPORTATION

Editor's Note: Article II - Department of Transportation was deleted by Ordinance 11904, §4.D, 5-17-93 and merged with Public Works Department.

Editor's Note: Public Works Department was changed to Community Development Department by Ord. No. 13301, 11-5-2001.

ARTICLE III. CITY TRANSIT SYSTEM

Sec. 34-27. Transit system fares.

The following shall be the fares to be charged passengers for riding the city buses:

- A. The general fare to be charged all passengers, except those riding under other provisions of this section, shall be one dollar (\$1.00) (Ord. No. 14505, §1, 4-6-2009)
- B. Children under the age of six (6) years accompanied by a paying passenger shall ride free of charge.
- C. Any student enrolled in any elementary, junior high or senior high school in the city shall be eligible to purchase a special student discount pass entitling the student to twenty (20) rides for a cost of eighteen dollars (\$18.00). Student passes shall be honored only on school days between the hours of 6:45 a.m. and 6:45 p.m. Student I.D. card may be required as proof of eligibility. (Ord. 13070 § 1, 6-19-2000; Ord. No. 14505, §1, 4-6-2009)
- D. Half Fare Program for Fixed Routes.

The fare on fixed routes shall be one-half the general fare charged in Section 34-27.A. above for persons age 60 years and over, persons with disabilities and Medicare cardholders. To access the half fare program:

- 1. Passengers shall show photo identification and proof of eligibility at the time fares are paid or upon boarding transit vehicles. Proof of eligibility is either a Medicare card or a half fare identification card issued by the City Finance Department.
- 2. Passengers may obtain a half fare identification card from the City Finance Department by providing photo-identification, proof of eligibility and completion of the "JeffTran Application for Half Fare Identification Card." Proof of eligibility for the half-fare identification card shall be:
 - (a) Medicare card; or
 - (b) Proof of age, if age 60 or older, such as driver's license or identification card issued by a state agency; or
 - (c) Proof of disability, such as ADA eligibility card, Veterans Administration disability card, or physician statement.

(Ord. No. 12994, §1, 11-1-99; Ord. 13790, §1, 10-18-2004)

- E. Transfers on the transit system are free subject to the rules established by the Director of Community Development. (Ord. 13790, §1, 10-18-2004)
- F. The fare for the demand-response bus for the handicapped will be two dollars (\$2.00) per trip. Persons requesting this service must meet eligibility criteria as established by the Director of Community Development in compliance with the Americans With Disabilities Act of 1990 (ADA) and the Department of Transportation implementing regulations, 49 CFR, Part 37 and subsequent updates. A doctor's certification may be required. Bus service to be provided in the city limits only. (Ord. 13070 § 1, 6-19-2000; Ord. 13790, §1, 10-18-2004; Ord. No. 14505, §1, 4-6-2009)
- G. A transit benefit program is hereby established by the City in which the City shall issue identification cards to employers for distribution to their employees which provide for an unlimited number of employment related rides. The identification cards shall be issued by the City finance department on a monthly basis. The price for a fixed route identification card shall be \$40.00 per month and for a para-transit identification card shall be \$80.00 per month. (Ord. 13790, §1, 10-18-2004; Ord. No. 14505, §1,

4-6-2009)

- H. The Director of Community Development may establish other rules and regulations not inconsistent with requirements of the Federal Transit Administration, U.S. Department of Transportation, or the City Code in order to implement this section. (Ord. 13790, §1, 10-18-2004)

(Code 1977, § 11-3; Ord. No. 9690, § 1, 10-19-81; Ord. No. 9748, § 1, 3-1-82; Ord. No. 9792, § 1, 6-7-82; Ord. No. 9951, § 1, 3-21-83; Ord. No. 10379, § 1, 3-4-85; Ord. No. 10511, § 1, 10-21-85; Ord. No. 11934, § 1, 7-19-93; Ord. No. 11904, § 4.E-F, 5-17-93; Ord. 13070 § 1, 6-19-2000; Ord. 13600, §13, 9-2-2003; Ord. No. 14505, §1, 4-6-2009)

Sec. 34-28. Charter service fares and procedures.

The following shall be the costs and procedures to charter a city transit system bus:

- A. Charter service is subject to vehicle and driver availability.
- B. Written requests for charter service should be made to the transit supervisor.
- C. The request should include the number of persons, pick up points and time, destinations, and contact person with address and phone number.
- D. Charter service will not exceed a five-mile limit outside of the city limits.
- E. The charge for charter service will be one hundred dollars (\$100) per hour of service time per bus per day with a three hour minimum charge per bus per day. Service time will be the time between the scheduled pick up time and arrival at scheduled destination, excluding any breakdown time. If more than one trip can be scheduled during a day, then the service time will be the accumulation of each individual trip service time. Standby time shall be billed at the charter service fare rate. (Ord. No. 13121, §1, 10-2-2000; Ord. No. 13956, §1, 10-17-2005)
- F. Billing time will be in increments of one-half hour, and billed to the next hour.

(Ord. No. 9690, § 1, 10-19-81; Ord. No. 13956, §1, 10-17-2005)

Sec. 34-29. Special routes.

- A. Generally. Special routes, including shuttle routes, may be established by the Director of Community Development when drivers and vehicles are available, at a charge established by the Director of Community Development. The charge may be based on a per mile, per hour or per even basis. (Ord. 13600, §13, 9-2-2003; Ord. No. 13956, §2, 10-17-2005)

(Ord. No. 9690, § 3, 10-19-81; Ord. No. 10150, § 1, 2-20-84; Ord. No. 10195, § 1, 5-7-84; Ord. No. 10318, § 1, 10-15-84; Ord. No. 10460, § 1, 8-19-85, Ord. No. 11904, § 4.G, 5-17-93; Ord. 13600, §13, 9-2-2003; Ord. No. 13956, §2, 10-17-2005)

Sec. 34-30. Smoking, eating, etc., on buses.

It shall be unlawful to smoke tobacco or other substances in any manner or form, or to consume food and/or beverages while a passenger on a transit system bus.

(Ord. No. 9315, § 1(11-4), 8-6-79)

Sec. 34-31. Interference with bus driver.

It shall be unlawful for any person to interfere with a transit system bus driver while in the exercise of his duties. The term "interfere" shall be defined as the use of or the threat to use violence, physical force or physical obstruction.

(Ord. No. 9315, § 1(11-5), 8-6-79)

Secs. 34-32 - 34-42. Reserved.

¹ARTICLE IV. MUNICIPAL AIRPORT

DIVISION 1. GENERALLY

Sec. 34-43. Airport division fund.

There is hereby established a fund in the city treasury to be known as the airport division fund. All money in the airport division fund as of June 15, 1981, shall be expended only for capital improvements and acquisitions, grant matches, or major repairs as approved in the airport division budget. All revenues derived from the operation of the airport shall be used to pay operating expenses of the airport, and all interest earned on credit balances of the airport division fund shall likewise be used to pay operating expenses of the airport. The finance director shall provide a monthly statement of the fund's revenues, expenditures, and balance to the mayor, city council, city administrator and the Director of Community Development.
(Code 1977, § 4-5; Ord. No. 9900, § 1, 1-3-83; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §12, 9-2-2003)

Sec. 34-44. Commercial services.

Any person desiring to enter into any business or provide any commercial services at the airport shall make application in writing to the Director of Community Development for permission to provide such commercial service, or to lease any property, or conduct any business on the airport, agreeing that if he is authorized by the city to provide commercial scheduled or nonscheduled airline service, to provide fixed base operation, to lease any property on the airport, or to conduct any business on the airport he will meet the following qualifications:

- A. That such person is insured, and will continue to be insured, and will provide the city, through the Director of Community Development, with evidence of such insurance against public liability and property damage in the following amounts:
 - 1. For injury or death to one person: two hundred fifty thousand dollars (\$250,000.00).
 - 2. For injury or death to two (2) or more persons in one accident: five hundred thousand dollars (\$500,000.00).
 - 3. For aggregate damage to property: five hundred thousand dollars (\$500,000.00).
- B. That in the case of those persons offering commercial scheduled airlines service, such persons must be authorized by a certificate of convenience and necessity issued by the Civil Aeronautics Board of the United States or by an appropriate certificate of authority from a governmental agency to provide such scheduled commercial airline service to the municipal airport. The Director of Community Development is authorized to review and recommend such terms and conditions as appropriate. The Director of Community Development may negotiate such proposals on behalf of the city council with review by the city administrator, and city counselor, and transportation and traffic commission, but only the city council shall enter into and execute legal contracts.

(Ord. No. 9639, § 1(4-2), 6-15-81; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §13, 9-2-2003)

Sec. 34-45. Fees and charges.

- A. All fees and charges for commercial or other use of the airport, for the occupancy of buildings owned by the city on the airport and for all services that are rendered at the airport, by the transportation commission, the Director of Community Development, or the fixed base operator, shall be determined and fixed by the city council, either by express contract between the city council and any commercial operator or business at the airport or by a schedule of fees and charges determined by the city council. Fees shall be established for the following and shall be as set forth in Appendix Y:

SCHEDULE A

Charter/rental permit
Aircraft charter permit
Aircraft rental permit
Aircraft sales and service permit
Aircraft sales permit
Aircraft maintenance permit
Aircraft storage permit
Overnight aircraft parking fee
Monthly aircraft parking space rent
Dead storage fee
Conference room rent
Fuel sales
Student instruction
Other fees and charges as appropriate.

- B. Any entity that is granted rights to sell aviation fuel at the airport shall pay to the City a flowage fee in the amount of Two Percent (2%) of the gross value of fuel sales. Payments shall be paid monthly, to the Finance Department.

(Code 1977, § 4-6; Ord. No. 9312, § 2, 6-18-79; Ord. No. 9642, § 1, 6-15-81; Ord. No. 9701, § 1, 11-16-81; Ord. No. 10385, §§ 1, 2, 3-4-85; Ord. 14272, §12, 10-15-2007)

Sec. 34-46. Hangars and buildings.

- A. All hangars, buildings, and structures shall be built in conformity with the city building code for buildings in commercial areas. Plans for proposed construction shall be submitted to the Director of Community Development who shall secure the approval of the Director of for approval of such plans prior to any construction. All hangars and buildings shall be of permanent type construction.
- B. Any person desiring to erect a building on the airport will be permitted to do so under a contract or lease negotiated with the Director of Community Development for the necessary land space, at rates to be subject to the approval of the city council and the mayor of the city.
- C. The city shall reserve the right to buy all buildings erected on the airport on the following schedule: Depreciation of buildings and hangars at the rate of three (3) percent per annum for the time the building has been erected, based on the actual cost for the erection of the building, such cost to be substantiated by actual invoices covering labor and materials at the time the building or hangar was erected. The city, in the event it desires to buy a building, shall pay to the owner for the building the amount so determined under the above schedule for such building. In the event the city desires to purchase such building, it shall give to the lessee, in writing, notice of its intention to purchase such improvements six (6) months prior to the purchase thereof. If the city gives notice as aforesaid, of its intent to purchase such building, the lessee may elect to retain and remove such improvements from the airport at its own cost and at no cost to the city, and the lessee shall, at its own cost, restore the premises to their condition prior to placing of the improvements on the airport.

(Code 1977, § 4-7; Ord. No. 9642, § 1, 6-15-81; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §14, 9-2-2003)

Sec. 34-47. Additional regulations.

Appropriate regulations of the federal agencies, all applicable laws of the United States the state and the
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relevant provisions of this Code and other ordinances of the city shall apply within the limits of the airport.
(Code 1977, § 4-8)

Secs. 34-48 - 34-59. Reserved.

²ARTICLE V. VEHICLES FOR HIRE

DIVISION 1. GENERALLY

Sec. 34-60. Definitions.

For the purposes of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Car Service. A business offered to the public to transport passengers and/or passengers and their property for a fixed charge, fee, or a rate based primarily upon the amount of time the vehicle is retained.

Chauffeur Agency. A business which supplies a driver to operate a motor vehicle which is owned or rented by the customer and not owned or rented by the business.

Courtesy car. Any vehicle used by an establishment to transport patrons of an establishment from said establishment to another location and/or back to the same establishment and nowhere else, or any vehicle used by an establishment arranging sightseeing or other similar tours for the purpose of transporting patrons of such establishment without charge.

Director of Finance or Director. The Director of the Division of Finance of the City of Jefferson, or his designee.

Limousine. A motor vehicle of more than five-passenger capacity, excluding the driver, that is licensed by the Missouri Department of Transportation, especially a luxurious automobile, normally driven by a chauffeur but shall not include motor buses.

Limousine service. A business offered to the public to transport passengers and/or passengers and their property by limousine.

Motor Bus. A motor vehicle having a seating capacity for ten (10) or more persons, but shall not include motor buses owned or leased by the city, state, school district or federal government.

Motor Bus Service. A business offered to the public to transport passengers and/or passengers and their property by motor bus.

Taxicab. A vehicle for hire used by a taxicab business.

Taxicab business. A business offered to the public to transport passengers and/or passengers and their property for a charge or fee based primarily upon the distance or mileage utilized while transporting the passenger.

Taxicab driver. The operator of a taxicab.

Vehicle for hire. A motor vehicle with a capacity of not more than five passengers, or a motor vehicle with more than a capacity of five passengers which is not otherwise licensed as limousine with the Missouri Department of Transportation, exclusive of the driver, used in the transportation of persons or property for hire between points within this city, or between points within this city and points outside of this city, but not including limousines, courtesy cars or motor buses.

Vehicle for hire business. The service or business of transporting persons and/or persons and their property for consideration, including a taxicab business, car service, and other similar services but excluding limousines, courtesy cars, and motor buses.

(Ord. No. 9556, § 1(35-1), 12-1-80; Ord. No. 11366, § 1 & 2, 1-23-90)

Sec. 34-61. Permit required.

It shall be unlawful for any person, corporation or partnership to operate a vehicle for hire business, limousine service, motor bus service or chauffeur agency without first obtaining a permit.

(Ord. 14272, §12, 10-15-2007)

Sec. 34-62. Permit fee.

- A. There shall be an annual permit fee for operation of a vehicle for hire business, limousine service, motor bus service, and Chauffeur agency.
- B. The annual permit fee for the first vehicle and for each additional vehicle shall be as set forth in Appendix Y.
- C. The annual fee shall be waived during the first permit period.

(Ord. No. 9556, § 1(35-8), 12-1-80)

Sec. 34-63. Permit period.

- A. The first permit issued for operation of a vehicle for hire business, limousine service, motor bus service, and chauffeur agency shall be issued from the date of issue until December 31, of the year in which the permit is issued.
- B. All such permits issued thereafter shall be issued for one year beginning January 1st and ending December 31st.

(Ord. No. 9556, § 35-14, 12-1-80; Ord. No. 12849, §1, 11-16-98)

Sec. 34-64. Transfer prohibited.

A permit issued pursuant to this Article shall not be transferred or assigned.

Sec. 34-65. Display.

It shall be unlawful for any vehicle for hire or limousine other than one operated pursuant to a valid permit to display any markings suggesting or indicating it is a vehicle for hire. Whenever a vehicle operated as a vehicle for hire is removed from service, the permit holder shall remove all markings suggesting it is a vehicle for hire. (Ord. No. 9556, § 1(35-2), 12-1-80; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §15, 9-2-2003; (Ord. 13600, §15, 9-2-2003)

Sec. 34- 66. Revocation.

- A. Upon notice and hearing, the Director of Finance may suspend or revoke a certificate or permit issued

pursuant to this Article or a convenience and necessity, for any of the following reasons:

1. Failure to conduct the permitted business for a period of thirty (30) days or longer.
 2. Violation of this Code or any ordinances of the city or statutes of the state.
 3. Employment of unlicensed drivers or drivers without a state or city issued permit.
 4. Operation of vehicles without insurance on file as is prescribed by this article.
 5. For Vehicles for Hire, failure to charge the rates prescribed by this chapter.
 6. Aiding, abetting or assisting the promotion or advancement of any illegal activity, affair or business.
 7. For Vehicles for Hire, failure to maintain the hours of operation set forth in the permit.
 8. For Vehicles for Hire, failure to have the required number of vehicles.
 9. The violation of any condition or requirement of its permit.
- B. The Director shall issue written findings of fact setting forth the reasons for the action taken.
- C. If any party is aggrieved by the Decision of the Director they may appeal the action to the Cole County Circuit Court.
- (Ord. No. 9556, § 1(35-2), 12-1-80; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §15, 9-2-2003)

Sec. 34-67. Insurance requirements.

- A. Every holder of a permit issued pursuant to this article shall at all times during the course of such operations have on file and approved by the Director of Finance a certificate of public liability and property damage insurance covering each motor vehicle being operated in such vehicle for hire business by the holder of the certificate of convenience and necessity, in the minimum amounts of a combined single limit of Three hundred Thousand and no/100 Dollars property damage for any one accident.
- B. The following endorsement shall be attached to each certificate of insurance required by this section:

"The policy to which this endorsement is attached shall not expire, nor shall the cancellation, revocation or suspension thereof take effect, until after ten (10) days' notice in writing by the company or insurer shall have first been given to the Director of Finance of the City of Jefferson, Missouri, in care of the City Hall Building, Jefferson City, Missouri, said period of ten (10) days' notice to commence to run from the date that notice is actually received at the office of the Director.

"Attached to and forming a part of Policy No. _____ covered by Certificate of Insurance NO. _____ issued by _____ to _____.

"A certificate of insurance shall not be accepted unless the policy of insurance underlying the certificate shall have been issued for a minimum period of six months."

(Ord. No. 9556, § 1(35-3), 12-1-80; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §15, 9-2-2003)

Sec. 34-68. Record keeping.

Every holder of a permit issued pursuant to this article shall keep records of each dispatch, its origin, and

its destination for each vehicle for hire. Records shall be kept for one year.
(Ord. No. 9556, § 1(35-4), 12-1-80; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §15, 9-2-2003)

Sec. 34-69. Reserved.

DIVISION 2. VEHICLES FOR HIRE

Sec. 34-70. Application generally.

- A. Any person desiring to secure a permit to engage in, operate or conduct a vehicle for hire business within the city shall file with the Director of Finance a written application therefor, in duplicate, verified under oath, giving the following information:
1. The full name, residential and business addresses of the applicant for the past five (5) years; if a partnership, the name and residential and business addresses of all the partners for the past five (5) years; if a corporation, the name and residential address of all of the officers and directors for the past five (5) years.
 2. Whether or not the applicant, or any persons listed in subsection (1) above, has been convicted of the violation of any federal or state felony law, or any federal or state misdemeanor involving the use or threat of force or violence or the sale of drugs or sexual abuse; or, within the previous two (2) years, has been convicted of violating any provision of this Code or has ever had a business license or other license or permit issued by the city revoked or suspended. Applicant shall supply a criminal record check by the Missouri State Highway Patrol or similar agency to verify the information provided in this section.
 3. Whether or not the applicant or any person listed in subsection (1) above has unpaid claims or unsatisfied judgments against him for damages resulting from the negligent operation of a vehicle.
 4. The past experience, if any, that the applicant has had in rendering a vehicle for hire service, including the dates such service was rendered and the city wherein the service was rendered.
 5. Whether or not any license or permit to operate a vehicle for hire issued to applicant has ever been revoked or suspended, and if so, the circumstances of the revocation or suspension.
 6. The number of vehicles proposed to be operated and a complete identification of each, including the make, model, motor number and vehicle identification number of each vehicle known to be used in the service and the registered owner; provided, however that the make, model, motor number and vehicle identification number of each new motor vehicle to be used after the permit is issued shall be supplied by the applicant and endorsed on the application at any time prior to the actual use of the vehicle.
 7. The arrangements the applicant has made for the public to secure transportation in the applicant's vehicle for hire including the manner in which such vehicles will be dispatched.
 8. The color scheme, name and characteristic insignia to be used to designate the vehicle for hire of the applicant.
 9. The hours during which the business will be operated.
 10. Such further information as the Director may reasonably require.
- B. Upon the first application for a permit only, an application fee in the amount of Two Hundred and no/100 Dollars (\$200.00) plus an additional five dollars (\$5.00) for each vehicle in excess of one. The portion of any application fee not expended by the City shall be refunded to the applicant.

Sec. 34-71. Certificate of Convenience and Necessity required.

It shall be unlawful for any person to engage in the operation of a Vehicle for Hire business, unless such person shall have first obtained from the city a certificate of convenience and necessity authorizing the holder thereof to operate a Vehicle for Hire business; provided, that all persons engaged in the operation of a vehicle for hire business on May 30, 2005, shall be presumed to be in an operation which promotes the public convenience and necessity of the residents of this city, and that any person so engaged in the operation of a vehicle for hire business upon such date shall be issued a certificate of convenience and necessity by the Director so that existing operations may be lawfully continued.

Sec. 34-72. Application to serve as Request for Certificate.

The application for a permit to operate a Vehicle for Hire business shall also serve as a request for a certificate of convenience and necessity.
(Ord. No. 9556, § 1(35-7), 12-1-80; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §15, 9-2-2003)

Sec. 34-73. Public hearing on application.

- A. Upon receipt of an application to obtain a certificate of convenience and necessity, the Finance Director shall set such application for a public hearing before a board consisting of the Finance Director, the Director of Community Development and the Police Chief, or their designees, (hereafter the “hearing board”) after having given ten (10) days' notice of the time and place of such hearing to all certified vehicle for hire companies operating within the city at the time that the application was filed with the Director.
- B. The hearing board shall cause evidence to be taken at such hearing on the application for a certificate of convenience and necessity. The applicant and all holders of certificates outstanding at the time of the hearing shall be given an opportunity to present all relevant and material evidence bearing on the issue of whether the public convenience and necessity of the citizens of the city requires the certification of the applicant to engage in the operation of a Vehicle for Hire business. Within seven days after the hearing, the hearing board shall issue a decision as to whether or not the Certificate should be granted.
- C. The hearing board, in determining such issue, should consider, among others, the following factors:
 - 1. The number of outstanding certificates of convenience and necessity at the time of the hearing and the total number of vehicles for hire being operated by the holders of these certificates.
 - 2. The ability of the holders of certificates of convenience and necessity to increase or augment the number of vehicles for hire being presently operated.
 - 3. The effect that the issuance of an additional certificate might have on the holders of certificates of convenience and necessity theretofore issued and presently outstanding.
 - 4. The effect that the issuance of a certificate might have on existing street traffic, the safety of the public using the streets of the city and traffic congestion.
 - 5. The number of vehicles owned and proposed for use by the applicant.
 - 6. The financial responsibility of the applicant.
 - 7. The moral and business qualifications of the applicant.
 - 8. The ability of the general public to obtain good and efficient vehicle for hire service at the time of the hearing from presently existing certified vehicle for hire companies.

(Ord. No. 9556, § 1(35-6), 12-1-80; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §15, 9-2-2003)

Sec. 34-74. Issuance or denial.

Any party aggrieved by the decision of the hearing board may appeal the decision to the City Council by requesting an appeal in writing to the City Clerk within 30 day of the date of the decision by the hearing board.

Within 60 days of the date the appeal is filed, the City Council shall in writing, vote on the question “Shall the application for a certificate of need and convenience by [name of applicant] be approved.” The vote shall be taken after a public hearing before the City Council where any interested party may be heard.

If a majority of City Council members present vote in the affirmative the Director of Finance shall issue the certificate. If a majority of the City Council members present do not vote in the affirmative the

The decision of the City Council shall be final.

(Ord. No. 9556, § 1(35-5), 12-1-80; Ord. No. 11904, § 4, 5-17-93; Ord. 13600, §15, 9-2-2003; Ord. 13882, §1, 5-16-2005)

Sec. 34-75. Vehicle for Hire Business Operator, Investigation; granting of application.

- A. No permit to operate a Vehicle for Hire business shall be issued unless the applicant has first obtained a certificate of convenience and necessity, as provided in this Article, and has been determined by the Director to have otherwise met all of the requirements for a license. When both such conditions have been met the Director shall then issue a permit.
- B. Grounds to deny a permit to operate shall include, but not limited to, the following:
 - 1. Lack of a certificate of convenience and necessity.
 - 2. Whenever an applicant files an incomplete application.
 - 3. Whenever an applicant makes a false declaration on the application.
 - 4. Whenever any person required to be listed upon the application has been convicted of a federal or state felony within the past ten (10) years or any federal or state misdemeanor involving the use or threat of force or violence or the sale of drugs or sexual abuse within the past five (5) years or of the municipal ordinance violation of leaving the scene of an accident or failure to report an accident or any violation of this article or has had a permit issued under this article revoked within the past two (2) years.
 - 5. Whenever an applicant has outstanding judgments against him for damages resulting from the negligent operation of a vehicle.
 - 6. The applicant has had a previous permit to operate a vehicle for hire service suspended or revoked in this or any other city or state, unless the Director finds that the cause of such suspension or revocation has been removed or is no longer applicable.
 - 7. Whenever the applicant fails to have a current Jefferson City business permit or has not applied for a Jefferson City business permit concurrent with his application for a Vehicle for Hire or limousine permit.
 - 8. The applicant has provided false or incomplete information on any application or has failed to complete any application.
 - 9. The Director may, if he deems it to be appropriate, give the Applicant an opportunity to correct

any problem found prior to rejecting the application.

10. An applicant who has been denied a permit to operate shall not reapply for a permit to operate for a period of one year following the denial.

Sec. 34-76. Hours of operation.

All permits issued for a vehicle for hire business shall require operation be for 24 hours, seven days a week, unless a specific exception is requested and granted by the City Council.

Sec. 34-77. Number of vehicles required.

The number of vehicles necessary to operate a vehicle for hire business shall in no case be less than three four door vehicles, all of which must be owned by the permit holder.

Sec. 34-78. Additional intermediate point passengers.

- A. Taxicab drivers shall be authorized to pick up one or more additional passengers at points intermediate to the point of origin and destination of the initial passenger being transported on a particular movement, when authorized by the initial passenger to do so.
- B. No vehicle for hire operator shall be required to transport passenger(s) or package(s) that pose a hazard to the occupants or the safe operation of the vehicle.
- C. No vehicle for hire shall transport passengers in excess of the number of available safety belts installed in that vehicle. Unsupervised children must wear safety belts while being transported by taxicab.
- D. No other vehicles for hire other than Taxicabs are authorized to pick up intermediate point passengers.

Sec. 34-79. Car service by appointment only.

A Car service must provide service by appointment only. Car services are prohibited from picking up passengers less than two (2) hours after the appointment for service is made.

Sec. 34-80. Rates.

- A. Taxicab Business. It shall be unlawful for any person engaged in the operation of a taxicab business under a certificate of convenience and necessity within the limits of the city, to charge a rate either less or greater than follows:
 1. A charge of One and 60/100 Dollars (\$1.60) for first one-tenth mile. Ord. 13882, §1, 5-16-2005).
 2. A charge of nineteen cents (\$0.19) for each additional one-tenth mile. (Ord. No. 13081, §1, 7-

17-2000; Ord. 13882, §1, 5-16-2005)

3. A charge of twenty-five cents (\$0.25) for each additional passenger.
4. A charge of eighteen dollars (\$18.00) per hour waiting time.
5. A charge of five dollars and no cent (\$5.00) minimum on all deliveries.
6. A charge of twenty-five cent (\$0.25) for each piece of luggage or bag of groceries that driver is required to load and/or unload, after the first two bags, not to exceed two dollars and fifty cents (\$2.50) extra per trip.
7. All extra stops shall be charged at the meter wait time rate.

(Ord. No. 9556, § 1(35-10), 12-1-80; Ord. No. 11538, § 1, 3-7-91; Ord. No. 12849, §2, 11-16-98; Ord. 13882, §1, 5-16-2005)

- B. Car Service. It shall be unlawful for any person engaged in the operation of a car service under a certificate of convenience and necessity within the limits of the city, to charge a rate either less or greater than the following:
1. A minimum charge for 1 hour.
 2. A charge of \$25.00 per hour.
- C. Upon application for an increase in the rates of fares which might lawfully be charged the public within the city, the Director of Finance shall hold a public hearing and hear evidence bearing on the reasonableness of the present fare and the proposed fare. The Director may deny an increase in the rate of fare to be charged by vehicle for hire companies, or the Director may authorize the total increase, or any part thereof, in the rate of fare sought by applicants. The decision of the Director may be appealed to the City Council who may make any lawful decision but must hold a public hearing before make such decision.
- D. If a flat rate is charged, the permit holder or its employee must advise any person utilizing the service of the charge prior to entering the vehicle utilized in the vehicle for hire business.
- E. Every vehicle for hire being operated within the city limits shall have displayed in a prominent place within the passenger compartment of such vehicle a schedule showing the rate of fare authorized to be charged by this article, and no further or different charges than those authorized by this article shall be charged.

Sec. 34-81. Subcontractor.

A permit holder may subcontract operation of a vehicle for hire but the permit holder shall be responsible for the operation of the subcontracted vehicle for hire as if fully operated by the permit holder.

Secs. 34-82 - 34-89. Reserved.

DIVISION 3. VEHICLES AND DRIVERS

Sec. 34-90. Meters.

Each vehicle used in the operation of a vehicle for hire business which shall have any portion of a rate conditioned on mileage shall be equipped with a fare meter, designed and constructed to clearly and accurately register the exact mileage traveled by the taxicab on each transportation movement and equipped to clearly and accurately register the exact fare to be paid for use of such taxicab by one passenger at all times while such cab is in motion and upon arrival at the point of destination. The fare meter shall be turned on at the time such taxicab departs from the point of origin with a passenger and shall be kept on until the point of destination is reached, at which time the taxicab driver shall stop the meter.

(Ord. No. 9556, § 1(35-10), 12-1-80; Ord. No. 11538, § 1, 3-7-91; Ord. No. 12849, §2, 11-16-98; Ord. 13882, §1, 5-16-2005)

Sec. 34-91. Vehicle permits, inspection.

- A. Every vehicle used in a vehicle for hire business must have a permit issued by the Director prior to its use as a vehicle for hire.
- B. Vehicle permits shall only be granted after an inspection as set out in this section. In addition to all other vehicle inspections required by law, each vehicle governed by this article shall be subject to an annual inspection. All inspections shall be conducted by a mechanic authorized by the State of Missouri to perform motor vehicle inspections (or such other person approved by the Director) and shall consist of the following:
 1. Exterior. Headlights, taillights, brake lights, directional signal lights, license plate lights, windshield, vent glasses, windshield wipers, all other vehicle glass, glass window raisers, doors and door locks, trunk lid, trunk hood, and interior door handles, exhaust system, splash shields, hubcaps, bumpers, fenders, body and tires shall be inspected to ascertain that each is functioning properly. There shall be no tears or rust holes in the vehicle body and no loose pieces such as fenders, bumpers or trim hanging from the vehicle body. There shall be no unrepaired body damage which would create a safety problem or interfere with the operation of the vehicle.
 2. Interior. The rear view mirror, steering wheel, foot brakes, parking brakes, seat belts and air conditioning and heating systems shall be inspected to ascertain that each is functioning properly. The upholstery, floor mats, head lining, door panels and the trunk compartment shall be inspected to determine whether they are clean, free of tears, and that the trunk has sufficient space for passengers' luggage.
 3. If the vehicle is equipped with a meter, the meter shall have a current Department of Agriculture seal and sticker indicating that it has been properly calibrated.
 4. The report of inspection shall be on a form promulgated by the Director.
 5. The vehicle shall not be utilized in a Vehicle for Hire business until it successfully passes inspection; provided, that the Director, in his or her discretion, for a period not to exceed fifteen (15) days, may allow the continued use of a vehicle which substantially complies with the inspection requirements.
 6. Nothing herein shall prohibit the random inspection of a vehicle used in a Vehicle for Hire business by the Director or police department where possible violations of this article or other violations of law regarding the condition of vehicle for hire are evidenced by visual inspection.

7. Denial or suspension of a vehicle permit may be appealed pursuant to the provisions of the City Code, or if no such provisions have been established, then the Director shall establish such appeal procedures.

(Ord. No. 9556, § 1(35-11), 12-1-80)

Sec. 34-92. Identification.

- A. Each vehicle for hire shall be identifiable as a vehicle for hire by appropriate signs on the door on each side of such vehicle.
- B. Each vehicle for hire shall have a color scheme, name and characteristic insignia used to designate the vehicle of the business which shall conform to the application approved by the Director.

Sec. 34-93. Vehicle, condition and appearance; identification.

- A. Vehicle to be kept in safe and operable condition. All vehicles used in a vehicle for hire business shall be kept in a thoroughly and mechanically safe operating condition complying with all of the safety requirements of this Code and other ordinances of the city and state law.
- B. Vehicle and driver appearance. Every permit holder shall maintain his vehicles in a clean serviceable condition and in adequate repair. All permitted vehicles, except minivans, shall have two (2) doors affording direct entrance and exit to and from the passenger compartment. The interior of each vehicle shall be cleaned and vacuumed at the beginning of each driver's shift and shall be maintained in a clean condition, free of foreign matter and offensive odors. There shall be no litter in the vehicle or trunk and the seats shall be kept clean and without holes or large wear spots. The exterior of each vehicle shall be washed at least once each week.
- C. Vehicle color schemes and markings. Each permit holder shall adopt a distinctive and uniform color scheme and company name, logo or insignia and shall display the same name, logo or insignia and color scheme on each vehicle permitted as identified in the application approved by the Director. Each vehicle used in a Vehicle for Hire business shall bear on the outside on each side the name of the company, the business phone number of the company, and a number assigned by the company identifying that particular vehicle. Each vehicle for hire operated by the same permit holder must have identical information displayed to the public. The Director of Finance may give a temporary waiver of this requirement upon good cause shown not to exceed 180 days.
- D. Driver dress and uniforms. While on duty, all drivers governed by this article must be neat and clean in dress and person. Each permit holder shall require every driver of a vehicle permitted to him while on duty to wear a shirt, jacket, vest, hat or other clothing article of uniform color and style with the permit holder's company name or logo clearly printed upon it which identifies the driver as a driver for the permit holder.

(Ord. No. 9556, § 1(35-12), 12-1-80)

Sec. 34-94. Driver's permit required.

No person shall drive a vehicle used in a Vehicle for Hire business within the city limits, unless such person has in his possession a currently effective and valid vehicle for hire driver's permit which has been issued as provided in this division.

Sec. 34-95. Age of vehicle.

No person shall utilize a vehicle which is more than 10 years old as a vehicle for hire. The Director may waive that requirement upon application for good cause shown if the vehicle is a classic or historic vehicle.

Sec. 34-96. Vehicle for hire business permit holder's responsibility.

No person, other than the holder of a vehicle for hire driver's permit, shall be allowed by any person engaged in the operation of a vehicle for hire within the city to operate or drive a vehicle for hire within the limits of the city.

Sec. 34-97. Application and issuance procedure.

- A. Any person desiring to obtain a permit to operate a vehicle for hire within the city shall file an application with the Director of Finance on a form to be provided, by the Director of Finance, to obtain a permit to drive a vehicle for hire and concurrently pay an application fee set by the City Administrator to the director. The application form shall require the applicant to furnish the full name, Social Security Number, Driver's License Number, residence, places of residence for the preceding five-year period, sex, age, color, height, color of eyes and hair, place of birth, marital status, length of residence in the city, citizenship and nationality, places of previous employment, and whether such applicant has been previously licensed as a chauffeur and, if so, whether such license has ever been revoked and, if so for what reason. Such applicant shall both sign and swear to the truth of the contents of the application. Applicant shall submit a criminal history report from the Missouri State Highway Patrol and certified copy of his driving record from the Missouri Department of Revenue.
- B. No application shall be accepted unless it is accompanied by a certificate or other public record showing that the applicant has been tested and passed drug and alcohol screening at least equal to the screening requirements set by the United States Department of Transportation for motor carrier drivers with respect to the number and types of drugs or controlled substances tested, which certificate must have been issued no more than five days prior to the date of application.
- C. The director may require the applicant to demonstrate his skill and ability to operate safely a motor vehicle and to pass a physical examination showing that such applicant has average eyesight and hearing. Upon completion of the investigation, physical examination and driving test, if the Director of Finance concludes that the applicant is suitable and qualified to drive a vehicle for hire, the director shall issue the applicant a taxi driver's permit.

Sec. 34-98. Qualifications.

- A. Every applicant for a driver's certificate shall:
 - 1. Be at least eighteen (18) years of age at the time of application.

2. Be able to read the English language sufficient to read street signs and operate a vehicle.
 3. Be clean and neat in dress and person, and not addicted to the use of intoxicating liquor or drugs.
 4. Have a general reputation for integrity, responsibility, good moral character as a law abiding citizen.
 5. Possess a valid Missouri Commercial Driver's License.
 6. Have at least one year's experience as a driver of motor vehicles, and at least sixty (60) days' experience operating motor vehicles over the streets of the city.
 7. Not have been convicted of, plead guilty to, or plead no contest to, regardless of whether sentence was imposed:
 - a. Any felony, within the last five (5) years, a material element of which involves fraud, dishonesty, the use of or threat of violence, the possession, or sale, of illegal drugs or stealing. (Ord. 14314, §1, 1-22-2008)
 - b. Any misdemeanor, infraction, or ordinance violation, within the last two (2) years, a material element of which involves fraud, dishonesty, the use of or threat of violence, the possession, sale, or selling of illegal drugs, or stealing.
 - c. Any offense involving the operation of a motor vehicle while under the influence of alcohol or drugs within the last twelve (12) months, or more than one such offense during the last five (5) years.
 - d. More than two convictions within the last two years for any moving offense.
 - e. Any offense which would, if convicted in Missouri, cause the applicant to be required to register as a sexual offender.
- B. The Finance Department shall notify the applicant fails to provide any of the above information

Sec. 34-99. Renewal.

- A. Every applicant for a driver's certificate shall:
 - A. On or before the first day of July of each year each holder of a vehicle for hire driver's permit shall apply to the Director of Finance for an annual renewal of such permit and pay a renewal fee prescribed by the City Administrator. The Director of Finance shall then issue a vehicle for hire driver's permit authorizing the holder thereof to operate a vehicle for hire within the city until June 30 of the subsequent year if the applicant, at the time he seeks renewal of the permit is sought, holds a currently effective vehicle for hire driver's permit previously approved, which permit has not been revoked or suspended.
- B. No application for renewal shall be accepted unless it is accompanied by:
 1. A certificate or other public record showing that the applicant has been tested and passed drug and alcohol screening at least equal to the screening requirements set by the United States Department of Transportation for motor carrier drivers with respect to the number and types of drugs or controlled substances tested, which certificate must have been issued no more than five days prior to the date of application.
 2. A criminal history report from the Missouri State Highway Patrol and certified copy of his driving record from the Missouri Department of Revenue.

Sec. 34-100. Display.

The holder of a vehicle for hire driver's permit shall have such permit prominently displayed in the vehicle for hire operated by him at all times such vehicle for hire is in operation.

Sec. 34-101. Revocation or suspension.

- A. The Director of Finance may revoke the permit of any vehicle for hire driver if the holder thereof is convicted of a violation of provisions of this Code or any city ordinance regulating the operation of motor vehicles while in motion, drunkenness or any matter involving moral turpitude, or if, after a public hearing as provided in subsection (b), any vehicle for hire driver is found to be mentally, physically or morally unfit or unsafe to operate a vehicle for hire within the city.
- B. Upon conviction of the holder of a vehicle for hire driver's permit for any reason stated in subsection (a), or if a complaint shall be filed with the Director of Finance against the holder of a vehicle for hire driver's permit alleging that the holder of the permit is mentally, physically or morally unsafe or unfit to operate vehicle for hire within the city, the Director of Finance shall set a day for the hearing on the revocation of the permit of such vehicle for hire driver and cause the holder of the permit to be served a written notice stating the time and the place of such hearing and the offense charged against the holder of such permit, and ordering the holder of the permit to appear at such hearing to show cause why the permit to operate a vehicle for hire within the city should not be revoked. If, at the hearing, it should be proven that the holder of such vehicle for hire driver's permit has been convicted of any offense mentioned in subsection A, or if it shall be proven by competent evidence that the holder of the permit is mentally, physically or morally unfit or unsafe to operate a vehicle for hire within the city, taking into consideration generally the health, safety and welfare of the residents of the city, the Director of Finance may either revoke and cancel the permit or suspend the permit for a period of time not to exceed ninety (90) days. Failure of the holder of the permit to appear at the hearing shall be deemed an admission of the validity and truthfulness of any charge contained in the notice of hearing. The Director of Finance may suspend a permit, pending a hearing on revocation, if the holder is charged with violation of any provision of this Code or any ordinance specified in subsection A.
- C. In the event that a license or permit is suspended, the Director may set such conditions as he or she deems appropriate for reinstatement.

Sec. 34-102. Accident notification.

In the event any vehicle for hire driver, while operating a vehicle for hire, is involved in a traffic accident involving injury to any person, regardless of fault, said driver shall within 72 hours of such accident (excluding the period between 5:00 p.m. on Friday and 8:00 a.m. on Monday) a certificate or other public record showing that the applicant has been tested and passed drug and alcohol screening at least equal to the screening requirements set by the United States Department of Transportation for motor carrier drivers with respect to the number and types of drugs or controlled substances tested, which certificate must have been issued no more than

24 hours after the time of the accident. Failure to submit such documentation within the time period required shall automatically cause the driver's permit to be suspended.

Secs. 34-103 - 34-109. Reserved .

DIVISION 4. LIMOUSINES, MOTOR BUSES, COURTESY CARS
AND CHAUFFEUR AGENCY

Sec. 34-110. Accident notification.

- A. Any person desiring to secure a permit to engage in, operate or conduct a limousine service or Motor bus service within the city shall file with the Director of Finance a written application therefor, in duplicate, verified under oath, giving the following information:
 - 1. The full name, residential and business addresses of the applicant for the past five (5) years; if a partnership, the name and residential and business addresses of all the partners for the past five (5) years; if a corporation, the name and residential address of all of the officers and directors for the past five (5) years
 - 2. Proof that the applicant has properly registered with the Federal Motor Carrier Safety Administration (FMCSA) and has a Motor Carrier Identification Report valid with the US Department of Transportation (USDOT)
 - 3. Proof that each vehicle used a limousine or motorbus is insured up to a federally-regulated minimum level of financial responsibility in the event of accident.
- B. The Director of Finance shall approve a limousine service unless:
 - 1. The an applicant files an incomplete application.
 - 2. The applicant makes a false declaration on the application.
 - 3. The applicant fails to have a current Jefferson City business permit.
 - 4. The applicant has provided false or incomplete information on any application or has failed to complete any application.
 - 5. The applicant does not have a license or permit to operate from the Department of Transportation.
 - 6. The applicant is not using vehicles that qualify as a limousine.
 - 7. The applicant fails to have a state or federal permit for such a vehicle.
- C. The Director may, if he deems it to be appropriate, give the Applicant an opportunity to correct any problem found prior to rejecting the application.
- D. An applicant who has been denied a permit to operate shall not reapply for a permit to operate for a period of one year following the denial.

Sec. 34-111. Courtesy cars exempt

- A. The operation of a courtesy car shall be exempt from the licensing provisions of this article when operated in accordance with the following:
 - 1. The courtesy car is operated as an adjunct of its business.
 - 2. The courtesy car shall carry no passengers other than employees and/or patrons of the business establishment.

3. The courtesy car shall serve only one business establishment; provided, however, that two or more business establishments having the same ownership may be served by the same courtesy car.
 4. No consideration shall be paid by the passenger or charged by the operator for the courtesy car , except such services may be a service normally provided to patrons of the business establishment. No additional charge may be made for providing such service, either at the time the service is provided or on the customer's motel or the patron's bill.
 5. The owner of the courtesy car shall comply with all laws of the state with respect to vehicle safety, vehicle inspection and method of operation.
- B. The owner shall carry the minimum insurance requirements established under this article for vehicles for hire.

(Ord. No. 9556, § 1(35-15), 12-1-80)

Sec. 34-112. Chauffeur agency application

- A. Any person desiring to secure a permit to engage in, operate or conduct a Chauffeur Agency shall file with the Director of Finance a written application therefor, in duplicate, verified under oath, giving the following information:
1. The full name, residential and business addresses of the applicant for the past five (5) years; if a partnership, the name and residential and business addresses of all the partners for the past five (5) years; if a corporation, the name and residential address of all of the officers and directors for the past five (5) years
 2. Proof that the Chauffeur agency has liability insurance at the levels required for a vehicle for hire service.
 3. Proof that each driver used by the Chauffeur Agency has a license as a vehicle for hire license.
- B. The Director of Finance shall approve a limousine service unless:
1. The an applicant files an incomplete application.
 2. The applicant makes a false declaration on the application.
 3. The applicant has provided false or incomplete information on any application or has failed to complete any application.
- C. The Director may, if he deems it to be appropriate, give the Applicant an opportunity to correct any problem found prior to rejecting the application.
- D. An applicant who has been denied a permit to operate shall not reapply for a permit to operate for a period of one year following the denial.
- E. A chauffeur agency is prohibited from driving a rented vehicle or renting a vehicle on behalf of its customer. (Ord. No. 9556, § 1(35-16), 12-1-80)

(Ord. 14746, §1, 12-6-2010)

NOTES

1. Cross reference - Placement or operation of mechanical amusement devices on city property, § 18-227.

State law references - Aviation generally, RSMo. Ch. 305; municipal authority to acquire, operate, etc., airports, RSMo. § 305.170.

2. Cross references - Licenses, taxation and miscellaneous business regulations, Ch. 17; loading zones, § 21-27.

State law reference - Authority to license, etc., taxicabs, RSMo. § 94.110.