

AN ORDINANCE 2018-05-31-0396

AMENDING ARTICLE I (GENERAL PROVISIONS) AND
ARTICLE VIII (TAXICABS), TO CHAPTER 33 OF THE
CITY CODE OF SAN ANTONIO, TEXAS, BY DEFINING
"OWNER/OPERATOR" AND PROVIDING FOR SINGLE
TAXICAB OWNER/OPERATOR PERMITS

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WHEREAS, vehicle for hire services allow people to visit the City of San Antonio for business and for pleasure, and enhance the enjoyment and experiences of those who visit by allowing access to the different areas of the City; and

WHEREAS, vehicle for hire services are likewise convenient and necessary for many residents of the City of San Antonio for business and pleasure, and for essential personal and family needs including food and medical care; and

WHEREAS, after careful consideration, the City Council has determined that it is in the best interest of the citizens of the City of San Antonio to modify certain provisions of Chapter 33 of the City Code of San Antonio, Texas (City Code), to provide for single taxicab owner/operator permits; and

WHEREAS, in order to accomplish such changes it is necessary to amend the City Code, Chapter 33, Articles I and VIII; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Code, Chapter 33, Article I, Sec. 33-003 is hereby amended to add the following definition: "*Owner/Operator* shall mean an individual person that has an agreement with the city to operate a taxicab service with a single vehicle under an owner/operator permit."

SECTION 2. The City Code, Chapter 33, Article VIII, is hereby amended as stated in accordance with Attachment A, with strikethroughs indicating deletions and underlines indicating additions, which attachment is incorporated herein in its entirety.

SECTION 3. The remainder of Chapter 33 of the City Code shall remain in full force and effect, save and except as amended by this ordinance.


SECTION 4. Should any portion of this ordinance for any reason be held illegal, inoperative, invalid, unconstitutional or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted or ordained without the portion held to be illegal, inoperative, invalid, unconstitutional or ineffective.

SECTION 5. The publishers of the City Code of San Antonio, Texas are authorized to amend said Code to reflect the changes adopted herein, to correct typographical errors and to format and number paragraphs to conform to the existing Code.

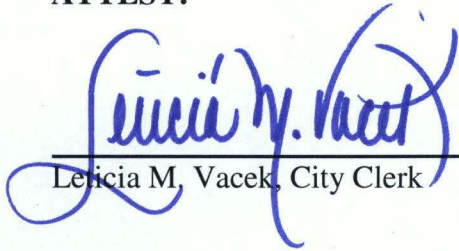
SECTION 6. The City Clerk of the City of San Antonio is hereby directed to publish notice of this Ordinance as required by Section 17 of the Charter of the City of San Antonio and the laws of the State of Texas.

SECTION 7. This ordinance shall take effect July 1, 2018.

PASSED and APPROVED this 31st day of May, 2018.

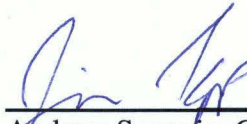

M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



for Andrew Segovia, City Attorney

Agenda Item:	17						
Date:	05/31/2018						
Time:	12:25:42 PM						
Vote Type:	Other: With October 1, 2018 Schedule						
Description:	Ordinance amending Article I and Article VIII to Chapter 33 of the City Code (Vehicles for Hire) by defining "Owner/Operator" and providing for single taxicab owner/operator permits. [Erik Walsh, Deputy City Manager; William McManus, Police Chief]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				x
William Cruz Shaw	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6			x			
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8		x			x	
John Courage	District 9		x				
Clayton H. Perry	District 10	x					

JK
5/31/2018
Item No. 17

Attachment A

CHAPTER 33 - VEHICLES FOR HIRE

ARTICLE VIII. TAXICABS

Sec. 33-929. Number of taxicabs; authority to operate additional taxicabs.

(a) A holder shall maintain in service a minimum of three taxicabs, except holders of owner/operator permits shall maintain in service only one vehicle.

Sec. 33-932. Owner/Operators.

(a) The director shall issue up to 75 owner/operator permits to individual persons who own a motor vehicle for use as a taxicab service. These permits shall be included in calculating the number of additional permits available pursuant to the Sec. 33-929(c). Owner/Operators are exempt from Sec. 929 (d) - (i).

(b) An applicant for an owner/operator permit must be a continuously active and permitted taxicab driver in San Antonio for at least one year at the time of the application.

(c) The owner/operator vehicle may not be operated as a vehicle for hire by anyone other than the permitted owner/operator.

(d) The procedure for distribution of owner/operator permits is outlined in City of San Antonio Taxicab Rules and Regulations.

(e) An individual who is approved for an owner/operator permit must make timely payment of all tax assessments and fees.

(f) Applicants and vehicles for owner/operator permits shall comply with all provisions of Chapter 33 except for the following:

Sec. 33-007 (f), (h), (i), (l), and (m)

Sec. 33-009

Sec. 33-971.

(g) Within ninety (90) days after receipt of an owner/operator permit, the holder shall operate a city-wide ground transportation service in accordance with the provisions of this chapter, the operating permit, permit agreement, and the rules and regulations established by the director, for a period of five (5) years beginning on the date stated in the permit agreement. Thereafter, the owner/operator permit shall be renewed for a period of two (2) years, subject to the provisions in Sec. 33.025.