

..Number
070478
..Version
PROPOSED SUBSTITUTE A
..Reference

..Sponsor
ALD. WITKOWSKI

..Title
A substitute ordinance clarifying regulations relating to restricting the operation of public passenger vehicles for hire.

..Sections
100-3-6.6 cr
100-50-1-c rn
100-50-1-c cr
100-54-1-c cr

..Analysis
Currently, the code provides, as enforced, that a person is operating a public passenger vehicle for hire upon the streets of the city and is required to hold a public passenger vehicle permit and driver's license whenever the person is transporting a passenger for hire on a trip where the point of origin of the trip is located within the limits of the city. This ordinance establishes the definition of "for hire," and clarifies that a person is only required to hold a public passenger vehicle permit and driver's license if the person is transporting a passenger for hire on either one of the following types of trips:

1. A trip where both the point of origin and point of destination of the trip are located within the limits of the city.
2. A trip where both the point of origin and point of any stop made on the trip where a passenger embarks or disembarks the public passenger vehicle are located within the limits of the city.

..Body
The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 100-3-6.6 of the code is created to read:

100-3. Definitions.

6.6. "FOR HIRE" means for remuneration, gratuity, or compensation of any kind, paid or promised, either directly or indirectly.

Part 2. Section 100-50-1-c of the code is renumbered 100-50-1-d.

Part 3. Section 100-50-1-c of the code is created to read:

100-50. Public Passenger Vehicle Permits.

1. PERMIT REQUIRED.

c. A person is operating a public passenger vehicle for hire upon the streets of the city and is required to hold a permit and current inspection sticker as provided in this section whenever the person is transporting a passenger for hire on either one of the following types of trips:

c-1. A trip where both the point of origin and point of destination of the trip are located within the limits of the city.

c-2. A trip where both the point of origin and point of any stop made on the trip where a passenger embarks or disembarks the public passenger vehicle are located within the limits of the city.

Part 2. Section 100-54-1-c of the code is created to read:

100-54. Driver's License.

1. LICENSE REQUIRED.

c. A person is operating a public passenger vehicle for hire upon the streets of the city and is required to hold a valid license issued under this section whenever the person is transporting a passenger for hire on either one of the following types of trips:

c-1. A trip where both the point of origin and point of destination of the trip are located within the limits of the city.

c-2. A trip where both the point of origin and point of any stop made on the trip where a passenger embarks or disembarks the public passenger vehicle are located within the limits of the city.

..LRB

APPROVED AS TO FORM

Legislative Reference Bureau

Date:_____

..Attorney

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date:_____

..Requestor

..Drafter

CCL040909-1

RGP

04/01/09

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RLW

04/16/2009