

ORDINANCE NO. 107

AN ORDINANCE AMENDING PORTIONS OF ORDINANCE NO. 73,
PROVIDING FOR MODIFICATION OF TAXICAB FARES.

Be it enacted by the Council of the City of Bethel, Alaska that Ordinance No. 73 is hereby amended as follows:

(A) Section 73-14 Regulation and Display of Fares

The City Council may regulate the fares for the use of any motor vehicle for-hire licensed pursuant to this ordinance. Before any of said regulations shall be effective the City Council shall hold a public hearing. Notice of this hearing shall be given to all owners of vehicles affected by the regulations.

Effective that date of adoption of this ordinance, fares shall be for a duration of six months:

Cab fares in the City (including Bethel Heights...	\$1.75
Fare to the Hospital.....	2.00
Fare to the Trailer Court.....	2.25
Fare to the Airport.....	4.00
Fare to B.I.A.	5.00
Limousine fare to Airport.....	2.50

PASSED AND APPROVED BY THE CITY COUNCIL of the City of Bethel, Alaska this 27th day of January, 1977.

APPROVED:



John P. Guinn, Mayor

ATTEST:



Altha J. Hill, City Clerk

MODIFICATION #1 of ORDINANCE NO. 107

AN ORDINANCE ESTABLISHING TAXICAB FARES.

Be it enacted by the Council of the City of Bethel, Alaska that Ordinance No. 107 is hereby amended as follows:

(A) Secion 73-14, Regulation and Display of Fares

The City Council may regulate the fares for the use of any motor vehicle for hire licensed pursuant to this ordinance. Before any of said regulation shall be effective, the City Council shall hold a public hearing. Notice of this hearing shall be given to all owners of vehicles affected by the regulations.

Effective that date of adoption of the ordinance, fares shall be upon adoption.

	From:	To:
Cab fares in the City (including BET Heights).	\$1.75	\$2.00
Fare to the Hospital.....	2.00	2.00
Fare to the Trailer Court, Hanger Lake, Power Plant.....	2.25	3.00
Fare to the Airport.....	4.00	4.00
Fare to B.I.A.....	5.00	6.00
Half Hour Charter.....	15.00	15.00
Limounsine fare to Airport.....	2.50	3.00
Children 6-12 yrs. with Parents.....		1.00
First 2 (two) children 5 yrs. and under with Parents.		Free
Each additional per child.....		1.00

Effective August 1, 1979 upon the installation of proper identification in each taxi.

PASSED AND APPROVED BY THE CITY COUNCIL of the City of Bethel, Alaska this _____ day of _____, 1979.

APPROVED:



Don Elliott, Mayor

ATTEST:

Irene Williams, City Clerk

MODIFICATION #2 OF ORDINANCE NO. 107
 AN ORDINANCE ESTABLISHING TAXICAB FARES

Be it enacted by the Council of the City of Bethel, Alaska that Ordinance No. 107 is hereby amended as follows:

(A) Section 7314, Regulation and Display of Fares

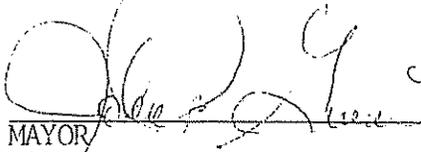
The City Council may regulate the fares for the use of any motor vehicle for hire licensed pursuant to this ordinance. Before any of said regulation shall be effective, the City Council shall hold a public hearing. Notice of this hearing shall be given to all owners of vehicles affected by the regulations.

	FROM	TO
Cab Fares in the City (including Bethel Heights)	\$2.00	2.50
Fare to the Hospital	2.00	2.50
Fare to the Trailer Court, Hanger Lake, Power Plant	3.00	3.00
Fare to the Airport	4.00	5.00
Fare to B.I.A.	6.00	6.00
Half Hour Charter	15.00	15.00
Limousine fare to airport	3.00	4.00
Children 6-12 yrs. with Parents	1.00	1.00
First (2) two children 5 yrs. and under with Parents	free	
Each additional per child	1.00	1.00

Effective April 15, 1980.

PASSED AND APPROVED BY THE CITY COUNCIL of the City of Bethel, Alaska
 this 14 day of April, 1980.

APPROVED:



 MAYOR

ATTEST:



 CITY CLERK

MODIFICATION #3 OF ORDINANCE NO. 107
AN ORDINANCE ESTABLISHING TAXICAB/BUS FARES

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA, THAT ORDINANCE NO. 107 IS HEREBY AMENDED AS FOLLOWS:

(A) SECTION 6.04.140 REGULATION AND DISPLAY OF FARES

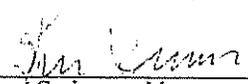
The City Council may regulate the fares for the use of any motor vehicle for hire licensed pursuant to this ordinance. Before any of said regulation shall be effective, the City Council shall hold a public hearing. Notice of this hearing shall be given to all owners of vehicles affected by the regulations.

	<u>FROM</u>	<u>TO</u>
CAB FARES IN THE CITY (INCLUDING BETHEL HEIGHTS)	\$ 2.50	NO CHANGE
FARE TO THE HOSPITAL	2.50	NO CHANGE
FARE TO THE TRAILER COURT, HANGAR LAKE, POWER PLANT	3.00	NO CHANGE
FARE TO THE AIRPORT	5.00	NO CHANGE
FARE TO B.I.A.	6.00	NO CHANGE
HALF HOUR CHARTER	15.00	NO CHANGE
LIMOUSINE FARE TO THE AIRPORT	4.00	5.00
CHILDREN 6-12 YRS. WITH PARENTS	1.00	NO CHANGE
FIRST TWO (2) CHILDREN 5 YRS. AND UNDER WITH PARENTS	FREE	NO CHANGE
BUS FARE	----	1.00

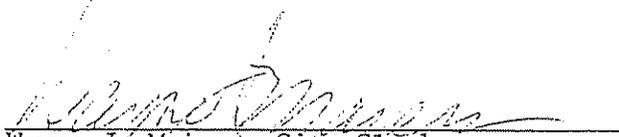
EFFECTIVE JANUARY 1, 1982

PASSED AND APPROVED THIS 17th DAY OF DECEMBER, 1981.

APPROVED:


John Guinn, Mayor

ATTEST:


Wayne J. Maiers, City Clerk

MODIFICATION #4 OF ORDINANCE NO. 107
AN ORDINANCE ESTABLISHING TAXICAB/BUS FARES

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA, THAT ORDINANCE NO. 107 IS HEREBY AMENDED AS FOLLOWS:

(A) SECTION 6.04.140 REGULATION AND DISPLAY OF FARES

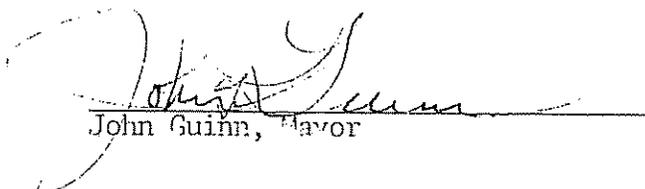
The City Council may regulate the fares for the use of any motor vehicle for hire licensed pursuant to this ordinance. Before any of said regulation shall be effective, the City Council shall hold a public hearing. Notice of this hearing shall be given to all owners of vehicles affected by the regulations.

	<u>FROM</u>	<u>TO</u>
CAB FARES IN THE CITY (INCLUDING BETHEL HEIGHTS)	\$ 2.50	NO CHANGE
FARE TO THE HOSPITAL	2.50	NO CHANGE
FARE TO THE TRAILER COURT, HANGAR LAKE, POWER PLANT	3.00	NO CHANGE
FARE TO THE AIRPORT	5.00	NO CHANGE
FARE TO B.I.A.	6.00	NO CHANGE
HALF HOUR CHARTER	15.00	NO CHANGE
LIMOUSINE FARE TO THE AIRPORT	5.00	NO CHANGE
CHILDREN 6-12 YRS. WITH PARENTS	1.00	NO CHANGE
FIRST TWO (2) CHILDREN 5 YRS. AND UNDER WITH PARENTS	FREE	NO CHANGE
BUS FARE (SENIOR CITIZENS, 62/OLDER, \$1.00 WITH ID)	1.00	1.50

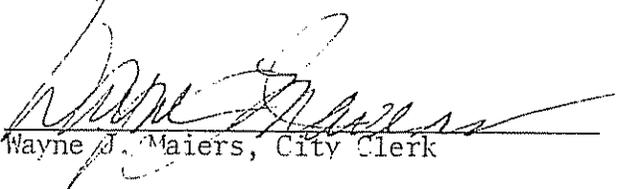
EFFECTIVE SEPTEMBER 1, 1982

PASSED AND APPROVED THIS 25th DAY OF AUGUST, 1982.

APPROVED:


John Guinn, Mayor

ATTEST:


Wayne J. Maiers, City Clerk

MODIFICATION #5 of ORDINANCE 107
AN ORDINANCE ESTABLISHING TAXI/BUS FARES

BE IT ENACTED BY THE CITY COUNCIL OF BETHEL, ALASKA THAT
ORDINANCE 107 IS HEREBY AMENDED AS FOLLOWS:

(A) SECTION 6.04.140 REGULATION AND DISPLAY OF FARES

add the words: MAXIMUM RATE TO BE CHARGED

(amended Ordinance 107 to read:)

<u>MAXIMUM RATE TO BE CHARGED</u>	<u>RATE</u>
CAB FARES IN THE CITY (INCLUDING BETHEL HEIGHTS)	\$ 2.50
FARE TO THE HOSPITAL	2.50
FARE TO THE TRAILER COURT, HANGAR LAKE, POWER PLANT	3.00
FARE TO THE AIRPORT	5.00
FARE TO B.I.A.	6.00
HALF FARE CHARTER	15.00
LIMOUSINE FARE TO THE AIRPORT	5.00
CHILDREN 6-12 YEARS WITH PARENTS	1.00
FIRST TWO (2) CHILDREN 5 YEARS AND UNDER WITH PARENT(S)	FREE
BUS FARE	1.50
BUS FARE, SENIOR CITIZENS 62/OLDER, WITH SENIOR ID	1.00

EFFECTIVE DATE: UPON PASSAGE

PASSED AND APPROVED THIS 3th DAY OF FEBRUARY, 1984.


John Guinn, Mayor
John Binkley,
Acting Mayor.

ATTEST:


Wayne J. Maiers, City Clerk

AMENDMENT 6
to
ORDINANCE 107

AN AMENDMENT TO ORDINANCE 107, AN ORDINANCE ESTABLISHING TAXI AND BUS FARES FOR THE CITY OF BETHEL.

BE IT ORDAINED BY THE CITY COUNCIL OF BETHEL, ALASKA THAT ORDINANCE 107 AND THE CORRESPONDING CHAPTER OF THE BETHEL CODE OF ORDINANCES, CHAPTER 5.20.160, ARE AMENDED AS FOLLOWS:

SECTION 5.20.160 FARE REGULATION - MAXIMUM RATE TO BE CHARGED

delete the following fares:

CHILDREN 6 - 12 YEARS WITH PARENTS

FIRST TWO (2) CHILDREN FIVE (5) YEARS AND UNDER WITH PARENT(S)

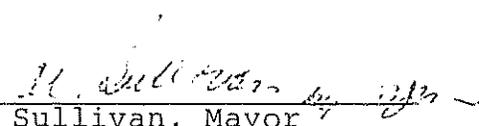
(the amended fare structure to read as follows;)

MAXIMUM RATE TO BE CHARGED

CAB FARES IN THE CITY (INCLUDING BETHEL HEIGHTS)	\$ 2.50
FARE TO THE HOSPITAL	2.50
FARE TO THE TRAILER COURT, HANGAR LAKE, POWER PLANT	3.00
FARE TO THE AIRPORT	5.00
FARE TO B.I.A.	6.00
HALF FARE CHARTER	15.00
LIMOUSINE FARE TO THE AIRPORT	5.00
BUS FARE	1.50
BUS FARE, SENIOR CITIZENS 62/OLDER, WITH SENIOR ID	1.00

EFFECTIVE DATE: UPON PASSAGE

PASSED AND APPROVED THIS ^{12th} DAY OF JUNE, 1985.


Joe Sullivan, Mayor

ATTEST:


Wayne J. Maier, City Clerk

VEHICLE FOR HIRE ORDINANCE

CITY OF BETHEL
RECEIVED

CHAPTER 5.20
GENERAL PROVISIONS

SEP 17 1986

BY _____

Sections:

5.20.010	Definitions
5.20.020	Bethel Transportation Commission - Regulations
5.20.030	Bethel Transportation Commission - Rates
5.20.040	Transportation Inspector
5.20.050	Vehicle Inspections
5.20.060	Hearings - Appeals
5.20.070	Suspension or Revocation of License or Permit
5.20.080	Penalties and Remedies
5.20.090	Renewal of Permit or License
5.20.100	Duty to Maintain Current Application
5.20.110	Review and Certification of Application
5.20.120	Fees

5.20.010 Definitions

When used in this Title:

- A. "Airport Limousine" means a vehicle used to transport passengers for hire and operated over a fixed and defined route between the Bethel Airport and any or all hotels, motels, or other places offering overnight accommodations to the public that are licensed by the City of Bethel.
- B. "Bus" means any vehicle used to transport passengers for hire in connection with the City of Bethel's mass transit system.
- C. "Chauffeur" means a person authorized by the Transportation Inspector to operate a vehicle for hire pursuant to Chapter 5.30.
- D. "Commission" means the Bethel Transportation Commission.
- E. "Dispatch Service" means a person authorized pursuant to Chapter 5.40 to engage in the dispatch of taxicabs to persons desiring to hire them.
- F. "Limousine" means a vehicle used to transport passengers for hire which is not operated over fixed or defined routes and is operated only pursuant to a reservation made no less than three hours in advance of service.
- G. "Operate" means to drive, pick up, transport, or discharge passengers.
- H. "Permit" means a taxicab permit, limousine permit, and airport limousine permit unless expressly limited.
- I. "Permittee" means a person authorized to provide taxicab, limousine, or airport limousine service pursuant to Chapter 5.20.

- J. "Rate" means every rate, toll, fare, rental charge, or other form of compensation demanded, observed, charged, or collected by a taxicab or dispatch service pursuant to Chapter 5.20.
- K. "Taxicab" means a motor vehicle used to transport passengers for hire having a factory recommended seating capacity of 9 passengers or less, including the driver, and not operated over fixed or defined routes.
- L. "Transportation Inspector" means the Bethel Chief of Police or his designee.

5.20.020 Bethel Transportation Commission - Regulations

The Bethel Transportation Commission may promulgate regulations relating to chauffeurs, the operation of taxicabs, limousines or airport limousines, dispatch services, and the City bus pursuant to City Ordinance 5.20.220 and not inconsistent with the provisions of this title.

5.20.030 Bethel Transportation Commission - Rates

- A. The Transportation Commission shall by regulation establish maximum rates to be charged for taxicab service and may establish dispatch service rates.
- B. All rates established by the Transportation Commission shall be non-discriminatory.
- C. A statement of maximum taxicab rates shall be conspicuously posted in every taxicab.
- D. No person may require payment of taxicab rates greater than those established by the Transportation Commission pursuant to this section. No person may require payment of dispatch service rates other than those established by the Transportation Commission pursuant to this section.
- E. Airport limousine and limousine services may establish their own individual rates to be approved by the Transportation Commission. Each vehicle operated as an airport limousine shall be identified with a sign on the front door of each side of the vehicle, such sign to state the full name of the airport limousine service and the fare to be paid. A map of the fixed route is to be posted inside the vehicle.
- F. Any person having traveled in a vehicle for hire but refusing to pay the established fare will be subject to a fine of \$25.00. *To be prosecuted by Chief of Police*
- G. Vandalism of any vehicle for hire will be subject to a fine of \$25.00 plus damage costs. *To be prosecuted by Chief of Police.*

5.20.040 Transportation Inspector

The Bethel Chief of Police or his designee shall act as Transportation Inspector. In addition to the other duties and powers granted by this title, the Bethel Chief of Police shall:

- A. Keep records relating to taxicabs, limousines or airport limousines, chauffeurs, and dispatch services licensed under this title;

- B. Investigate, inspect, and examine vehicles, drivers' records, and any and all other things related to the operation of taxicabs, limousines, or airport limousines to assure that the provisions of this title are enforced and obeyed;
- C. Receive and process all applications for permits and licenses;
- D. Perform those ministerial duties of the Transportation Commission which are delegated to the Police Chief by the Transportation Commission.

5.20.050 Vehicle Inspections

- A. All vehicles for hire will be inspected by the Bethel Chief of Police within thirty days of adoption of this ordinance. At least twice a year thereafter all taxicabs, limousines, and airport limousines shall be inspected. The Bethel Chief of Police shall schedule the time, place, and scope of inspection and designate a qualified person to inspect the taxicabs, limousines, and airport limousines. If the inspection is performed by a private person at the direction of the Bethel Chief of Police, the permittees shall pay an inspection fee for that service as established by the Bethel Chief of Police and the private person performing the inspection. No taxicab, limousine, or airport limousine may be operated until it has been inspected and found to be in a safe and clean condition and in compliance with all applicable laws and ordinances.
- B. No person may operate a vehicle for hire as a taxicab, limousine, or airport limousine unless such vehicle is in a safe, clean condition and in compliance with all applicable laws and ordinances.
- C. The Bethel Chief of Police may require a taxicab, limousine, or airport limousine to be parked until such time as it has been inspected if he has reason to believe that the taxicab, limousine, or airport limousine poses a threat to the safety of persons or property.

5.20.060 Hearings - Appeals

- A. If the Bethel Chief of Police determines that an application for a chauffeur's license does not meet the requirements of this title, the Bethel Chief of Police shall issue a written decision to the applicant which shall state the specific reasons for that denial.
- B. A person aggrieved by the denial or revocation of a chauffeur's license by the Bethel Chief of Police pursuant to Section 5.20.050 may, within 15 days of the decision complained of, and upon payment of the filing fee required by Section 5.20.120, appeal that decision to the Transportation Commission. The Transportation Commission may authorize the conditional or unconditional issuance or reinstatement of a denied or revoked license upon an affirmative showing at a hearing by the appellant that he has been rehabilitated and has the ability to assume the responsibilities of a chauffeur or that the Bethel Chief of Police erred in the decision.
- C. An appeal from a decision of the Transportation Commission under this title shall be made to the Superior Court, Fourth Judicial District, Bethel, Alaska, no later than 30 days following that decision. Review by the court shall be limited to determining that the decision of the Transportation Commission is supported by substantial evidence.

CITY COUNCIL

5.20.070 Suspension or Revocation of License or Permit

- A. If a chauffeur is convicted by a court of competent jurisdiction of an offense set forth in Chapter 5.30, the Bethel Chief of Police shall revoke the license.
- B. The Transportation Commission shall revoke a for hire permit upon finding after a hearing that:
 - 1. no for hire has been operated pursuant to the permit for 45 consecutive days or for 90 days in any 12-month period, provided that such failure to operate is not caused by strike, public catastrophe or other act beyond the control of the permittee, but not including insolvency; or
 - 2. the permittee has sold or otherwise lost the use of the vehicle which was being operated pursuant to the permit and has failed to replace it within 60 days after the date of such sale or loss.
- C. The Transportation Commission shall revoke a dispatch service license upon a finding after a hearing that:
 - 1. such dispatch service has not commenced operation within 90 days after issuance of the license; or
 - 2. such dispatch service has failed to provide dispatch services for a period of 90 consecutive days provided that such failure to operate is not caused by strike, public catastrophe or other act beyond the control of the dispatch service licensee but not including insolvency.
- D. Violation of the terms of suspension or revocation imposed by this section is a separate violation of this title.
- E. Upon suspension or revocation of a chauffeur's Alaska driver's license, his chauffeur's license shall simultaneously and automatically become void for the same period of time. A chauffeur shall surrender such license to the Bethel Chief of Police within three days after suspension or revocation of his Alaska driver's license. ~~Such a~~ chauffeur shall not thereafter operate a vehicle for which a chauffeur's license is required unless he is again authorized by law to do so and a chauffeur's license has been reissued or restored to him under this title.

5.20.080 Penalties and Remedies

- A. A person who violates a provision of this title or a municipal regulation promulgated under this title shall be subject to a civil penalty of not more than \$250.00 for each offense, or injunctive relief to restrain the person from continuing the violation or threat of violation, or both such civil penalty and injunctive relief. Upon application by the municipality for injunctive relief and a finding that a person is violating or threatening to violate a provision of this title or a municipal regulation promulgated under this title, the Superior Court shall grant injunctive relief to restrain the violation.
- B. In addition to any other remedy or penalty provided by this section, the violation of any provision of this title or a regulation promulgated pursuant thereto shall be subject to a civil penalty of \$100.00 for each day of violation.
- C. Each day during which a violation described in this section occurs shall constitute a separate offense.

5.20.090 Renewal of Permit or License

- A. A taxicab, limousine, or airport limousine permit or license issued pursuant to this title shall be valid for one year from the date of issuance and shall expire automatically if an application for renewal is not received at least 10 days before such date.
- B. An application to renew a taxicab, limousine, or airport limousine permit or license shall be made to the Bethel Chief of Police or Transportation Commission in the same manner as an original application and shall be treated in the same manner as an original application except that a chauffeur need not comply with Section 5.40.020(B)(2)(3).
- C. If a permittee, chauffeur, or dispatch service is no longer qualified to hold his taxicab, limousine, or airport limousine permit or license at the time of renewal, the Bethel Chief of Police shall not renew the permit or license and it shall lapse and become ineffective.
- D. Any person who has forfeited a license or taxicab, limousine, or airport limousine permit pursuant to 5.20.070 may not apply for a new license or taxicab, limousine, or airport limousine permit for a period of one year.

5.20.110 Duty to Maintain Current Application

- A. A permittee, Chauffeur, or dispatch service is under a continuing obligation to keep the information on his application current. Failure to do so shall be a violation of this title. A permittee, chauffeur, or licensee shall give written notice to the Bethel Chief of Police of any change to be made on his application within 10 days and the Bethel Chief of Police shall amend the application accordingly.
- B. No person may knowingly make a false or misleading statement on his application for a permit or license under this title.

5.20.120 Review and Certification of Application

- A. Upon receipt of an application which meets the requirements of Section 5.30.020, the Bethel Chief of Police shall determine whether the applicant is in compliance with the specific laws or municipal regulations administered and enforced by the following department:
 - 1. Finance Department. The chief financial officer or his designee shall determine whether the applicant owes any taxes, assessments, judgments, or bills for collection in connection with the business or activity for which a license is sought. If no such obligations are outstanding, the chief financial officer shall so certify.
- B. Upon receipt of the proper certifications from all municipal departments required by law to review the application, the Bethel Chief of Police shall tender the application to the Transportation Commission for approval or issue a chauffeur's license as this title may require.
- C. Departments or officials requested to certify the application under this chapter shall complete their review within 10 days following the request by the Bethel Chief of Police.

5.20.120 Fees

The following fees shall be payable to the City of Bethel at the office of the Bethel Chief of Police.

- CITY CLERK*
- \$1200.00/year*
- A. ~~\$100.00~~ monthly shall be paid for the issuance of any taxicab, limousine, or airport limousine permit;
 - B. \$10.00 shall be paid for the issuance or annual renewal of any dispatch license;
 - C. \$50.00 shall be paid for the issuance of an initial chauffeur's license;
 - D. \$25.00 shall be paid for the annual renewal of a chauffeur's license;
 - E. \$50.00 shall be paid for each appeal from a decision of the Bethel Chief of Police to deny or revoke an application for a chauffeur's license. Such fee shall be refunded if the decision of the Bethel Chief of Police is subsequently reversed or if the Transportation Commission does not meet within 15 days of the filing of the appeal. The City Clerk must notify all Transportation Commission members when an appeal is filed. The fee will be forfeited if the party making the appeal fails to show for the appeal hearing.

vfh06

Chapter 5.30
Taxicabs and Limousines

Sections:

- 5.30.010 Taxicab Permit Required
- 5.30.020 Limousine Permit Required
- 5.30.030 Permit Application
- 5.30.040 Outstanding Taxicab Permits
- 5.30.050 Taxicab Permit Transfer
- 5.30.060 Number of Vehicles Operated Per Permit
- 5.30.070 Subscription to Dispatch Service
- 5.30.080 Taxicab Markings
- 5.30.090 Taxicab Equipment
- 5.30.100 Taxicab Size
- 5.30.110 Insurance Required
- 5.30.120 Posting of Insurance
- 5.30.130 Records
- 5.30.140 Limousine Service
- 5.30.150 Single Use of Vehicles

5.30.010 Taxicab Permit Required

- A. No person or corporation may operate a taxicab company as provided by this title unless that person is a permittee in possession of a valid taxicab permit(s) issued to him under this chapter. These permits shall not be transferable except as provided in 5.30.050.
- B. Permit holders are allowed to contract with other driver-owners.

5.30.020 Limousine Permit Required

- A. No person may provide limousine service or airport limousine service as provided by this title unless that person is in possession of a valid limousine or airport limousine permit issued to him pursuant to this chapter.
- B. Except as provided in 5.30.060(B), no person may operate or otherwise offer a vehicle for use as a limousine or airport limousine unless that vehicle is described on a permit authorizing such service and issued pursuant to this chapter.

5.30.030 Permit Application

- A. An application for or transfer of a permit shall be made to the Bethel Chief of Police. The Bethel Chief of Police shall refuse to accept any application unless it pertains to:
 - 1. transfer of an existing permit;
 - 2. a change of the vehicle or dispatch service for an existing permit;
 - 3. a request for a new permit

- B. An application for a permit shall be submitted on a form approved by the Bethel Chief of Police and shall be accompanied by:
1. the fee specified in Section 5.20.120;
 2. proof of insurance for the vehicle as required by Section 5.30.110;
 3. a complete list of the name, address, and telephone number of every person who shall have a financial or proprietary interest in the permit;
 4. proof that the applicant is at least 18 years of age;
 5. the specific location of the stations to be served and the route to be used by an airport limousine service.
- C. An application for a taxicab permit shall be granted by the Bethel Transportation Commission if the applicant complies with subsection B above, is certified as required by Section 5.20.110, if a taxicab permit may be issued in accordance with Section 5.30.040, and if the applicant has not had a felony or misdemeanor conviction entered by a court of competent jurisdiction within five years for:
1. heinous or violent offenses or offenses of moral turpitude or mental illness resulting in voluntary or involuntary committment;
 2. the sale, transportation, possession, or use of any controlled substance as defined in A.S. 28.35.030;
 3. the sale of liquor without a license or possession of liquor with the intent to sell (A.S. 04.11.010 and A.S. 04.16.200);
- D. An application for a limousine or airport limousine permit shall be granted by the Transportation Commission if the applicant complies with subsection B above and is certified as required by Section 5.20.110.

5.30.040 Outstanding Taxicab Permits

- A. The present number of taxicab permits in the City of Bethel is 19.
- B. The Bethel Transportation Commission may, after a public hearing, remove the limitation on or otherwise modify the number of outstanding taxicab permits if it determines that public convenience and necessity no longer justifies the existing limitation and a limitation of the the number of taxicab permits is no longer necessary to insure safe, reliable service to the residents of Bethel.

5.30.050 Taxicab Permit Transfer

- A. No person may transfer any financial or proprietary interest in a taxicab permit or any interest in the corporation, joint venture, association, partnership, or other group or entity which owns an interest in a taxicab permit unless that person obtains the prior approval of the Bethel Transportation Commission.

- B. Only a taxicab permittee can transfer his interest in a taxicab permit to another party. An application for transfer shall be made to the Bethel Chief of Police on forms approved by the Bethel Chief of Police and shall be accompanied by a proposed contract of sale which states the specific consideration to be paid by the transferee as well as all other material conditions of the sale. If the transferee meets the requirements of this section and those of Section 5.30.030 for the issuance of a permit, the Transportation Commission shall approve the transfer. A dispute arising from an underlying contract of sale is not grounds upon which the Transportation Commission can refuse to transfer a taxicab permit.
- C. Limousine and airport limousine permits are not transferable without the written approval of the Transportation Commission and under no circumstances may any permit be leased or subleased.

5.30.060 Number of Vehicles Operated Per Permit

- A. Except as otherwise provided in this section, only one vehicle number, which shall be designated on the permit application, may be operated pursuant to that permit.
- B. One vehicle per permit is allowed on the road at any one time. The substitute vehicle number must be registered with the Bethel Chief of Police.
- C. Two emergency taxicab permits may be issued by the Bethel Chief of Police if he deems such issuance necessary.

5.30.070 Subscription to Dispatch Service

Every taxicab permittee shall subscribe to a dispatch service licensed pursuant to Chapter 5.50 for the taxicab operated under his permit. No taxicab may be dispatched by more than one dispatch service.

5.30.080 Taxicab Markings

- A. Every taxicab shall bear the trade name under which it is operated and display that name on both sides of the taxicab with permanent letters no less than four inches high.
- B. Every taxicab shall bear its vehicle number, as assigned to it by the Bethel Chief of Police, on both sides of the taxicab with permanent letters no less than four inches high.
- C. No taxicab may be used or sold for any purpose other than for use as a taxicab until all signs, insignia, lights, or other markings have been removed.
- D. Every taxicab shall bear the markings adopted by its dispatch service.

5.30.090 Taxicab Equipment

- A. Every taxicab shall be equipped at all times with an operable two-way radio that receives and transmits a signal only on the frequency used by that taxicab's dispatch service. At no time may a taxicab be equipped with an apparatus capable of monitoring a frequency used by a dispatch service other than that used by that taxicab's dispatch service.
- B. Every taxicab shall be equipped at all times with an interior light of not less than two candle-power arranged so as to illuminate the entire passenger compartment. The light shall be illuminated whenever passengers are being loaded or unloaded from the taxicab between one-half hour after sunset of one day and one-half hour before sunrise of the next day. No shades or blinds shall be drawn over any windows of the taxicab while the taxicab is occupied by a passenger.
- C. Every taxicab shall be equipped with a non-flashing light of a type approved by the Bethel Chief of Police, the light to be displayed on the exterior of the roof of the taxicab.

5.30.100 Taxicab Size

All taxicabs must be capable of seating, with factory seat belts, a minimum of four adults and a maximum of nine adults.

5.30.110 Insurance Required

- A. Before any permit is issued for any taxicab, limousine, or airport limousine the applicant shall furnish one or more policies or certificates of liability insurance issued by an insurance company authorized to do business in the State of Alaska.
- B. The insurance required by this section for vehicles for hire shall provide minimum coverages as required by State law (A.S. 28.33.010).
- C. Proof of liability insurance shall be filed with the Bethel Police Department. Alternatively, the Chief of Police may accept a sworn affidavit as proof of insurance.
- D. Every insurance policy or certificate of insurance shall contain a clause obligating the insurer or surety to give the Bethel Chief of Police written notice no less than 30 days before the cancellation, expiration, non-renewal, lapse, or other termination of such insurance. A lapse, cancellation, expiration, non-renewal, or termination of insurance coverage shall work as an automatic suspension of any permit for so long as the permittee is without insurance as required by this section and it shall be a violation of this chapter to provide taxicab, limousine, or airport limousine service with a vehicle not insured as required by this section.

5.30.120 Posting of Insurance

Proof of liability insurance shall be carried in the passenger compartment of all taxicabs, limousines, or airport limousines at all times.

5.30.130 Records

- A. Every permittee shall maintain a current and accurate daily list for the taxicab, limousine, or airport limousine operated pursuant to the permit. The daily list shall contain the following information:
1. the name, address, telephone number, license number, and expiration date for each chauffeur operating such taxicab, limousine, or airport limousine;
 2. the daily hours worked by each chauffeur operating such taxicab, limousine, or airport limousine;
 3. the number of days each such taxicab, limousine, or airport limousine is operated during each calendar month.
 4. A written or audio tape record of all dispatch calls shall be available for inspection.
- B. The records maintained pursuant to subsection A above as well as any other records related to the operation of the permit shall be retained by the permittee for at least six months and shall be made available upon request of the Transportation Commission or the Bethel Chief of Police. The Bethel Chief of Police may request that the permittee forward the record to him on a monthly basis.

5.30.140 Limousine Service

- A. No permittee or chauffeur for a limousine may transport passengers pursuant to a call for service other than a reservation made no less than three hours in advance of service. It is unlawful for a limousine chauffeur to transport passengers pursuant to a curbside hail or other call for immediate service.
- B. No permittee or chauffeur for an airport limousine may transport passengers except between those stations and upon the route designated in the permit application submitted pursuant to Section 5.30.030. It is unlawful for an airport limousine chauffeur to transport passengers pursuant to a curbside hail or other call for immediate service.

5.30.150 Single Use of Vehicle

- A. It shall be unlawful to use a for hire vehicle for any other transportation service regulated by this title other than that service which is authorized on the permit.
- B. Any vehicle utilized for limousine service must be capable of seating, with factory seat belts, a minimum of seven adults and a maximum of twelve adults.
- C. Any vehicle utilized for airport limousine service must have a minimum seating capacity for seven adults and a maximum seating capacity for twelve adults.
- D. Any vehicle utilized for bus service must have a minimum seating capacity for twelve adults.

Chapter 5.40
Chauffeurs

Sections:

- 5.40.010 Chauffeur's License Required
- 5.40.020 Application for License
- 5.40.030 Chauffeur's License
- 5.40.040 Posting of Chauffeur's License
- 5.40.050 Maximum Number of Hours Per Day
- 5.40.060 Duty to Serve Public
- 5.40.070 Alcoholic Beverages and Controlled Substances
- 5.40.080 Carrying Alcoholic Beverages
- 5.40.090 Fares and Receipts
- 5.40.100 Two-Way Radio Prohibited

5.40.010 Chauffeur's License Required

No person may operate a taxicab, limousine, airport limousine, or bus within the City of Bethel without first obtaining a chauffeur's license.

5.40.020 Application for License

- A. An application for a license shall be made to the Bethel Chief of Police.
- B. An application shall be submitted on a form approved by the Bethel Chief of Police and shall be accompanied by:
 - 1. the fee specified in Section 5.20.120;
 - 2. photographs of the applicant as taken by the Bethel Police Department;
 - 3. a complete set of fingerprints made by the Bethel Police Department on an FBI-approved form;
 - 4. a certificate from a registered nurse licensed to practice nursing in Alaska or a physician licensed to practice medicine in Alaska certifying the applicant's physical ability to drive;
 - 5. proof that the applicant currently holds a valid Alaska driver's license;
 - 6. proof that the applicant is at least 18 years old;
 - 7. demonstrated ability to read, write, and speak the English language.
- C. Any person who has been denied a license pursuant to this chapter may not apply again for such a license for a period of one year.

5.40.030 Chauffeur's License

The Bethel Chief of Police shall issue a chauffeur's license to an applicant only if the following requirements are met:

- A. The applicant has submitted a complete application as prescribed in Section 5.40.020;
- B. The applicant has not had a conviction entered by a court of competent jurisdiction within 12 months for
 1. a moving traffic violation which resulted in the suspension or revocation of the applicant's driver's license pursuant to A.S. 28.15.221-.261;
 2. reckless or negligent driving;
 3. driving while license was suspended or revoked;
- C. The applicant has not had his driver's license suspended or revoked within one year prior to the application date.
- D. The applicant has not had a felony or misdemeanor conviction entered by a court of competent jurisdiction within five years for
 1. assignation, prostitution, solicitation for the purpose of prostitution, offering to secure another for the purpose of prostitution, maintaining a vehicle for the purpose of prostitution, or accepting money from a prostitute;
 2. sale, transportation, possession, or use of any controlled substance as defined in A.S. 28.35.030 or sale of liquor or possession with intent to sell as defined in A.S. 04.11.010 and 04.16.200;
 3. any misdemeanor which includes as an element the use or threat of force upon a person;
 4. any felony conviction;
 5. driving while under the influence of intoxicating liquor, depressant, hallucinogenic, stimulant or narcotic drugs, or any controlled substance as defined in A.S. 28.35.030.
- E. The applicant has made no misrepresentations in his application.

5.40.040 Posting of Chauffeur's License

Evidence that the operator of a taxicab, limousine, or airport limousine is a licensed chauffeur shall be posted in the interior of the taxicab, limousine, or airport limousine as shall be designated by the Bethel Chief of Police. No chauffeur may operate a taxicab, limousine, or airport limousine unless such evidence is posted.

5.40.050 Maximum Number of Hours Per Day

No chauffeur may operate a taxicab, limousine, or airport limousine in excess of twelve consecutive hours. No chauffeur may operate a taxicab, limousine, or airport limousine until eight hours have elapsed since the end of any previous gainful occupation whether chauffeuring or otherwise.

5.40.060 Duty to Serve Public

- A. No chauffeur may refuse or neglect to convey any orderly person or persons upon request if the proper fee is tendered by such person or persons.
- B. No limousine permittee may refuse or neglect to convey any orderly person or persons if the proper fee has been tendered and reservation has been made by such person or persons unless the limousine vehicle is already engaged for the time requested or it would violate this title to convey such person or persons.

5.40.070 Alcoholic Beverages and Controlled Substances

No chauffeur may drink alcoholic beverages or be under the influence of a depressant, hallucinogenic, stimulant or narcotic drug, or any controlled substance as defined by A.S. 28.35.030 while on duty or for the eight hours prior to operating a taxicab, limousine, airport limousine, or bus.

5.40.080 Carrying Alcoholic Beverages

- A. No chauffeur may possess or knowingly allow another person to possess alcoholic beverages in a taxicab, limousine, or airport limousine except that a passenger may transport alcoholic beverages in the trunk or cargo area of a taxicab, limousine, or airport limousine.
- B. No passenger may possess any container of alcoholic beverages inside the passenger compartment of the taxicab or limousine.

5.40.090 Fares and Receipts

- A. No chauffeur may require payment of rates greater than those established by the Transportation Commission pursuant to Section 5.20.030.
- B. On request of any passenger paying a fare, a chauffeur shall provide a receipt indicating the fare received, the date, place of pickup, destination, permit number, dispatch company, chauffeur's legibly printed name, and taxicab number.

5.40.100 Two-Way Radio Prohibited

No chauffeur may possess in a taxicab or allow another to operate a radio capable of monitoring a frequency used by a dispatch service other than that used by the taxicab's dispatch service.

Chapter 5.50
Dispatch Service

Sections:

- 5.50.010 Dispatch Service License Required
- 5.50.020 Dispatch Service License Application
- 5.50.030 Dispatch Service License Transfer
- 5.50.040 Mandatory Dispatch Service
- 5.50.050 Dispatch Service Operation

5.50.010 Dispatch Service License Required

Any dispatch service must have a current dispatch service license, a current City of Bethel business license, and a current State of Alaska business license.

5.50.020 Dispatch Service License Application

- A. An application for a dispatch service license shall be made to the Bethel Chief of Police.
- B. An application for a dispatch service license shall be submitted on a form approved by the Bethel Chief of Police and shall be accompanied by
 1. the fee specified in Section 5.20.120;
 2. proof that the applicant has obtained and possesses a valid Federal Communications Commission frequency license;
 3. a list of the name, address, and telephone number of every person who will have a financial or proprietary interest in the license;
 4. name and markings to be used by taxicabs dispatched by the applicant;
 5. proof that the applicant is at least 18 years of age.
- C. A dispatch service license shall be issued by the Transportation Commission if the applicant complies with this section, is certified as required by Section 5.20.110, and has not had a felony or misdemeanor conviction entered by a court of competent jurisdiction within five years for
 1. assignation, prostitution, solicitation for the purpose of prostitution, maintaining a vehicle for the purpose of prostitution, or accepting money from a prostitute;
 2. sale, transportation, possession, or use of any controlled substance as defined in A.S. 28.35.030, or the sale of liquor or possession with intent to sell as defined in A.S. 04.11.010 and A.S. 04.16.200.

5.50.30 Dispatch Service License Transfer

- A. No person may transfer any interest in a dispatch service license or any interest in the corporation, joint venture, association, partnership, or other entity which owns an interest in a dispatch service license unless that person obtains the prior approval of the Transportation Commission.
- B. Only a dispatch service licensee can transfer his interest in a dispatch service license to another. An application for transfer shall be made to the Bethel Chief of Police on forms approved by the Bethel Chief of Police and shall be accompanied by a proposed bill of sale which states the specific consideration to be paid by the transferee. If the transferee meets the requirements of this section and those of Section 5.50.020, the Transportation Commission shall approve the transfer. A dispute arising from the underlying contract of sale is not grounds upon which the Transportation Commission can refuse to transfer a dispatch service license.

5.50.040 Mandatory Dispatch Service

- A. Except as otherwise provided in this section, a dispatch service shall serve all taxicab permittees and their chauffeurs who request dispatch service and meet the requirements of this chapter so long as the fee for such service has been paid.
- B. A dispatch service may promulgate reasonable internal rules and regulations and shall supply the Bethel Chief of Police with a current copy thereof at all times. A dispatch service may refuse to serve a permittee or chauffeur only after the permittee or chauffeur has habitually and knowingly violated one or more provisions of the reasonable rules and regulations on file with the Bethel Police Department. If a dispatch service executes one or more types of written contracts pertaining to dispatch of taxicabs, the dispatch service shall supply the Bethel Chief of Police with one copy of each current contract form at all times.
- C. A dispatch service shall not dispatch any taxicab unless such taxicab is being operated by a properly licensed chauffeur pursuant to a valid taxicab permit.
- D. A dispatch service shall not dispatch any taxicabs using more than one business name.

5.50.050 Dispatch Service Operation

- A. Every dispatch service shall be located within the City of Bethel.
- B. Every dispatch service shall respond to telephone calls, maintain radio communications with every taxicab subscribing to its service, and have a dispatcher on duty at least twenty hours during every twenty-four hour period.
- C. No dispatch service may require payment of rates other than those established by the Transportation Commission pursuant to this title.