LICENCE

Chapter 882
TAXI

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WHEREAS section 150 of the *Municipal Act, 2001*, c. 25 authorizes the Council of the Town of Richmond Hill to pass by-laws for licensing, regulating and governing owners and drivers of cabs and other vehicles used for hire.

Article 1
INTERPRETATION

882.1.1.1 Applicant - defined
"applicant" means a person applying for a licence or renewal of a licence under this Chapter.

882.1.1.2 Cab - defined
"cab" means a taxicab or a limousine.

882.1.1.3 Cab broker - defined
"cab broker" means a taxicab broker or a limousine broker.

882.1.1.4 Contractor - defined
"contractor" means the person who has been granted and currently holds the special mobility agreement.

882.1.1.5 Corporation - defined
"Corporation" means The Corporation of the Town of Richmond Hill.

882.1.1.6 Council - defined
"Council" means the Council of The Corporation of the Town of Richmond Hill.

882.1.1.7 Dispatch - defined
"dispatch" means the communication of an order or information between a cab broker and a cab driver.

882.1.1.8 Driver - defined
"driver" means any person who drives a cab.

882.1.1.9 Dues - defined
"dues" means any amount charged by a cab broker to a cab owner or to the lessee or the sub-lessee of a cab, to receive orders from the cab broker.

882.1.1.10 Exclusive concession agreement - defined
"exclusive concession agreement" means an agreement which gives a person the sole right to provide cab service to or from any public transportation terminal, hotel, motel, taxicab stand or any other similar point of public assembly.

882.1.1.11 Fare - defined
"fare" means the amount displayed on the taxicab meter at the conclusion of a trip, or the flat rate allowed under this Chapter for the trip, together with any additional charges, calculated in accordance with this Chapter.

882.1.1.12 Individual person - defined
"individual person" means a human being.

882.1.1.13 Inspector - defined
"inspector" means any person appointed by by-law as an inspector for the purpose of the administration and enforcement of this Chapter.

882.1.1.14 Lease - defined
"lease" means an agreement between an owner and another person, under which the owner provides his or her owner's plate or licence sticker to be used by the person to operate a vehicle as a cab.

882.1.1.15 Licence - defined
"licence" means, as the context allows, the certificate issued under this Chapter as proof of licensing under this Chapter, and the authority granted by such certificate.

882.1.1.16 Licensee - defined
"licensee" means any person licensed under this Chapter.

882.1.1.17 Licensing Committee - defined
"Licensing Committee" means a committee of Council duly appointed to conduct hearings under this Chapter. By-law 133-04, 13 May, 2004.

882.1.1.18 Licensing Officer - defined
"Licensing Officer" means the person appointed by the Commissioner of Community Services of the Corporation to administer and enforce this Chapter and includes his or her designates. By-law 145-08, 14 July, 2008. By-law 89-19, 11 June, 2019.

882.1.1.19 Licensing Section - defined
"Licensing Section" means the licensing section of the By-law Enforcement Section of the Planning and Development Department of the Town.

882.1.1.20 Limousine - defined
"limousine" means a passenger motor vehicle which is used or kept for use for hire for the conveyance of passengers on an hourly or zone basis, wholly or partly in the Town of Richmond Hill, or advertised or held out as providing limousine service, but does not include a taxicab in respect of which a licence has been issued under the provisions of this Chapter, a bus, an ambulance or a funeral hearse.

882.1.1.21 Limousine broker - defined
"limousine broker" means any person who carries on the business of accepting orders for, or dispatching, limousines in any manner.

882.1.1.22 Mobility licence - defined
"mobility licence" means a licence issued to the contractor for the purpose of transporting persons with disabilities under the provisions of the special mobility agreement.

882.1.1.23 Mobility taxicab - defined
"mobility taxicab" means a taxicab that under this Chapter may be used to provide services under the special mobility agreement.

882.1.1.24 Motor vehicle - defined
"motor vehicle" includes an automobile and any other vehicle propelled or driven other than by muscular power, but does not include the cars of electric or steam railways or other motor vehicles running only upon rails, or a motorized snow vehicle, traction engine, farm tractor, self propelled implement of husbandry or road-building machine within the meaning of the *Highway Traffic Act*.

882.1.1.25 Order - defined
"order" means a request for cab service received by a cab broker.

882.1.1.26 Owner - defined
"owner" means a person who owns a cab.

882.1.1.27 Owner's plate - defined
"owner's plate" means a metal number plate issued to a licensed owner under this Chapter.

882.1.1.28 Passenger - defined
"passenger" means any person in a cab other than the driver.

882.1.1.29 Priority list - defined
"priority list" means a list of applicants for a taxicab owner's licence maintained by the Licensing Section with names set out thereon in chronological order as to date and time of receipt of application.

882.1.1.30 Registered lessee - defined
"registered lessee" means a person or corporation operating a licensed cab under the terms of a lease which is filed with the Licensing Section.

882.1.1.31 Register owner - defined
"registered owner" means the person shown to be the owner of a motor vehicle according to the records maintained by the Registrar of Vehicles for the Province of Ontario.

882.1.1.32 Special mobility agreement - defined
"special mobility agreement" means the agreement between York Region Transit and the contractor to provide special mobility services to persons with disabilities in the Town of Richmond Hill.

882.1.1.33 Taxicab - defined
"taxicab" means a passenger motor vehicle having four doors and seating capacity of not fewer than three passengers which is used or available for use for the transportation of passengers or goods for hire or reward, wholly or partly in the Town of Richmond Hill, or advertised or held out as available to provide taxicab service, with fares calculated by reference to distanced travelled, combined time and distance, or a flat rate, and may include a van-type vehicle having fewer than four doors, if such vehicle is approved for use as a taxicab by the Licensing Officer, but does not include a limousine in respect of which a licence has been issued under the provisions of this Chapter.

882.1.1.34 Taxicab broker - defined
"taxicab broker" means any person who carries on the business of accepting orders for, or dispatching, taxicabs in any manner.

882.1.1.35 Taxicab meter - defined
"taxicab meter" means a measuring device used in a taxicab to calculate the fare payable for a trip.

882.1.1.36 Taxicab stand - defined
"taxicab stand" means an area designated by the Council to be used by taxicabs while waiting for, or picking up, goods or passengers.

882.1.1.37 Town - defined
"Town" means the Town of Richmond Hill.

882.1.1.38 Trip - defined
"trip" means the distance and time travelled or the distance and time to be travelled, measured from the time and point at which a passenger first enters the taxicab or when the taxicab meter is first engaged, whichever comes first, to the time and point at which the last passenger finally leaves the taxicab or the taxicab meter is disengaged, whichever comes last.

882.1.1.39 Trip sheet - defined
"trip sheet" means a record of details of each trip required under this chapter however recorded, whether in printed form, be electronic means or otherwise. By-law 117-18, 17 December, 2018.

882.1.1.40 Vehicle - defined
"vehicle" means a motor vehicle.

882.1.1.41 Year date - defined
"year date" means the figures appearing under the heading "year" in the current Ontario Ministry of Transportation and Communications passenger motor vehicle permit for the vehicle.

882.1.2 Reference to referral of application
Reference to the referral of an application or any other matter to the Council, or to a hearing by the Council, includes referral to and conduct of a hearing by a Licensing Committee established and appointed by the Council pursuant to the provisions of section 252 of the *Municipal Act, 2001*, c. 25 as the Council may direct or establish.

Article 2
ADMINISTRATION AND GENERAL PROVISIONS

882.2.1 Licensing Section - responsibility
The functions of the Licensing Section include the responsibility to:

(a) receive and process all applications for licences and for renewal of licences to be issued under this Chapter;

(b) issue licences to, and renew licences for, persons who meet the requirements of this Chapter;

(c) enforce the provisions of this Chapter;

(d) provide every owner with a tariff card and a copy of the Chapter; and

(e) generally perform all of the administrative responsibilities conferred upon it by this Chapter or any other by-law of the Town.

882.2.2 Plate - sticker - licence - destroyed - lost - replacement
When an owner's plate, sticker, tariff card or licence is defaced, destroyed or lost, the licensee shall apply to the Licensing Section for a replacement and shall pay the appropriate fee under Schedule 8 to this Chapter, and the Licensing Section may issue a replacement, in accordance with the provisions of this Chapter.

882.2.3.1 Driver - licence - required
No person shall drive or act as the driver of a cab or physically operate a cab, unless he or she is licensed as a driver under this Chapter.

882.2.3.2 Owner - licence - required
No person shall act as or be the owner of a cab unless he or she is licensed as an owner under this Chapter.

882.2.3.3 Broker - licence - required
No person shall act as or be a cab broker unless he or she is licensed as a cab broker under this Chapter.

882.2.3.4 Airport taxi - limousine - licence - required
No person shall act as or be an owner of a taxicab or limousine bearing current plates issued by Transport Canada (for the operation of the taxicab at the Lester B. Pearson International Airport) unless licensed under this Chapter.

882.2.4.1 Minimum age - citizen - landed immigrant - valid permit Repealed by By-law 117-18, 17 December, 2018.

882.2.4.2 Valid Ontario driver's licence - required
No person shall be licensed as a driver unless he or she holds in his or her name, a current, valid, Class 'G' driver's licence issued by the Province of Ontario, which is in good standing according to the records of the Ministry of Transportation and Communications. By-law 54-08, 12 May, 2008.

882.2.4.3 Driver - tests - identification - Licensing Section
No person shall be licensed as a driver unless:

(a) he or she provides the Licensing Section with two copies of a current photograph of himself or herself in a form approved by the Licensing Officer;

(b) he or she submits a certificate by a duly qualified medical practitioner which states that the applicant is fit and is able to operate a motor vehicle;

(c) in addition to complying with the requirements of Sections 882.3.8.1 through 882.3.8.3 inclusive, he or she successfully completes a written test set by the Licensing Officer, relating to the following:

(i) the provisions of this Chapter, the *Highway Traffic Act* and the rules of the road;

(ii) the geography of the Town and surrounding area;

(iii) the use of a street guide; and

(iv) the location of specific sites, such as public transportation terminals, hotels and hospitals;

(v) he or she provides evidence of completion of driver sensitivity course with the Region of York, within five years preceding the date of the application, in the form of a Sensitivity and Customer Service Training card;

(vi) such person provides a Vulnerable Sector Screening letter from York Regional Police or any other municipal or provincial police service, as pro- vided for in the Ontario *Police Services Act*, as amended or superseded.

(d) he or she provides a letter of potential employment from the licensed owner, licensed cab broker or vehicle lessee for whom he or she will be driving.

882.2.4.4 Owner - licensing - requirements

No individual person shall be licensed as an owner unless:

(a) he or she is a driver licensed under this Chapter;

(b) he or she holds a current passenger motor vehicle permit which is in good standing and was issued in the applicant's name by the Ministry of Transportation and Communications for the motor vehicle of which he or she is the owner;

(c) he or she produces and files with the Licensing Section a copy of a current Ontario Standard Automobile Insurance policy, for the vehicle for which he or she is the owner, endorsed to provide that the Licensing Officer will be given at least ten days notice in writing prior to any cancellation, expiration or change in the amount of the policy; and insuring the insured in respect of any one accident for third party liability limit for at least $5,000,000, exclusive of interest and costs; and

(d) he or she meets the requirements of this Chapter relating to the vehicle. By-law133-04, 13 May, 2004; By-law 54-08, 12 May, 2008.

882.2.4.5 Owner - as corporation - requirements
If the applicant for a cab owner's licence is a corporation, the individual person holding the shares carrying at least 51percent of the voting rights attached to all shares of the corporation for the time being issued and outstanding, shall be a driver licensed under this Chapter. If no individual person holds at least 51percent of the voting rights of the corporation, then the corporation shall designate one individual person who directly or indirectly owns shares in the corporation, to be the licensed driver.

882.2.4.6 Broker - licenced driver - corporation - requirements
No person shall be licensed as a cab broker unless he or she is a driver licensed under this Chapter, or if the applicant is a corporation, the individual person holding shares carrying at least 51percent of the voting rights attached to all shares of the corporation for the time being issued and outstanding, shall be a driver licensed under this Chapter. If no individual person holds at least 51 percent of such voting rights of the corporation, then the corporation shall designate one person who directly or indirectly owns shares in the corporation who is a licensed driver.

882.2.4.7 Corporation - multiple shareholders - manager designated
When more than one driver holds shares in a cab broker which is a corporation or a cab brokerage owned by a corporation, the corporation shall designate one of the drivers as manager, or as the person in control of the brokerage.

882.2.4.8 Driver improvement and sensitivity training - requirement
No person shall be licensed as a cab driver or cab owner until he or she has satisfied the Licensing Officer that he or she has successfully completed a driver improvement and sensitivity training program acceptable to the Licensing Officer.

882.2.4.9 Driver improvement and sensitivity training - proof
Before January 1, 2005, each holder of a Town of Richmond Hill cab owner's licence or cab driver's licence shall satisfy the Licensing Officer that he or she has successfully completed a driver improvement and sensitivity training program acceptable to the Licensing Officer.

882.2.4.10 Proof of course completion - not provided - suspension
Repealed by By-law 117-18, 17 December, 2018.

882.2.5.1 Limitation - licences - issues
Up to a maximum of of 114 taxicab owner's licences and 30 limousine owner's licences may be issued and outstanding at any one time under this Chapter. By-law 53-06, 26 June, 2006.

882.2.5.2 Airport taxi - owner's - limitation
The number of taxicab owner's licences issued in accordance with Section 882.2.5.1 shall include licences issued in respect of seven taxicabs bearing current and valid licence plates issued by the Department of Transport under the Government Airport Concessions Operations Regulations, with respect to the operation of such taxicabs at the Lester B. Pearson International Airport, and the "Conditions of Permit for Taxi- cabs," issued by the Department of Transport, in addition to the provisions of this Chapter, shall apply to such taxicabs.

882.2.5.3 Additional licences - Licensing Officer - recommendation
The Licensing Officer may recommend to Council that additional taxicab owner's licences and limousine owner's licences be issued in accordance with increases in the official population of the municipality, and upon this Chapter being amended for such purposes, any such additional taxicab owner's licences shall be issued from the priority list in accordance with the provisions of Article 6 of this Chapter.

882.2.5.4 Mobility licences - conditions
In addition to the above licences, three mobility licences may be issued to the contractor. These licences will be subject to the following conditions and restrictions:

(a) the mobility licences will be issued to the contractor on a monthly basis, and will not be transferable;

(b) the drivers of the mobility taxicabs will be required to comply with all terms and conditions set out in the special mobility agreement;

(c) the taxicabs will be used only for the transporting of persons with disabilities, as directed by York Region Transit, except during the off peak hours of 10:00 a.m. to 2:00 p.m., and from 7:00 p.m. to 1:00 a.m., on any given day, or as otherwise authorized by York Region Transit;

(d) the drivers of the mobility taxicabs shall not be required to pay any fee to the contractor to operate vehicles with mobility plates;

(e) the contractor shall submit, and keep up-to-date, a list containing the names of all drivers of mobility taxicabs; and

(f) upon termination of the special mobility agreement, the mobility licences will be deemed to be revoked, and the contractor shall immediately return all mobility plates to the Town.

882.2.6 Representation of licensing - prohibited
No person shall publish or cause to be published any representation that he or she is licensed, if he or she is not.

882.2.7 Application for a licence and for the renewal of a licence
Every applicant for any license or renewal thereof provided for in this Chapter shall complete the forms in Schedule 4 to this Chapter, or such alternate forms as prescribed by the Licensing Officer, and provide all information requested thereon and any additional information as the Licensing Officer may direct. By-law 117-18, 17 December, 2018.

882.2.8.1 Submission of Licence Application to Licensing Section
Every applicant shall provide a completed application for a licence or for renewal of a licence to the Licensing Section accompanied by:

(a) the fee in the appropriate amount as set out in Schedule 8 to this Chapter; and

(b) if the applicant is a corporation, a copy of the incorporating document and a copy of the last annual information return which has been filed with the appropriate government department.

882.2.8.2 Previous licence - returned upon renewal
In addition to the provisions of Section 882.2.8.1, every applicant for renewal of a licence shall return with the application, the licence issued for the year immediately prior to renewal; and, when required by the Licensing Officer, the owner's plate.

882.2.9.1 Issuance of licence - conditions met - driver
When an application for a cab driver's licence is made in accordance with the provisions of this Chapter and if the applicant meets all of the requirements of this Chapter, the Licensing Officer shall issue a licence which shall set out the expiry date in accordance with Sections 882.2.11.1 through 882.2.11.4 inclusive, and the applicant shall thereby be licensed.

882.2.9.2 Issuance of licence - conditions met - owner
When an application for a cab owner's licence is made in accordance with the provisions of this Chapter and if the applicant meets all of the requirements of this Chapter, the Licensing Officer shall issue a licence and an owner's plate, or if applicable, a licence sticker, each of which shall set out the expiry date of the licence in accordance with Sections 882.2.11.1 through 882.2.11.4 inclusive, and the applicant shall thereby be licensed.

882.2.9.3 Issuance of licence - conditions met - broker
When an application for a cab broker's licence is made in accordance with the provisions of this Chapter and if the applicant meets all of the requirements of this Chapter, the Licensing Officer shall issue a licence

which shall set out the expiry date of the licence in accordance with Sections 882.2.11.1 through 882.2.11.4 inclusive, and the applicant shall thereby be licensed.

882.2.9.4 Separate licence - each vehicle
Unless provided otherwise in this Chapter, a person who is the owner of more than one cab shall take out a separate licence for each vehicle owned by him or her.

882.2.9.5 Applications - in person - to Licensing Section
All applications shall be delivered personally by the applicant to the Licensing Section.

882.2.9.6 Refusal - revocation - suspension - conditional - Council
This Section and Sections 882.2.10.1 through 882.2.10.5 inclusive are subject to the provisions of this Chapter authorizing the refusal, revocation or suspension of a licence and to the power of the Council to impose conditions upon a licence.

882.2.10.1 Renewal of licence - prior to expiry
Every application for renewal of a licence shall be delivered to the Licensing Section before the expiry date of the licence as set out in Sections 882.2.11.1 through 882.2.11.4 inclusive.

882.2.10.2 Driver's licence renewal - conditions
If a driver's licence meets the requirements of this Chapter, the Licensing Officer shall issue a licence, which shall set out the expiry date of the licence, and the driver's licence is thereby renewed.

882.2.10.3 Owner's licence - renewal - conditions
If an owner's licence meets the requirements of this Chapter, the Licensing Officer shall issue a licence and an owner's plate, or if applicable, a licence sticker, all of which shall set out the expiry date of the licence, and the owner's licence is thereby renewed.

882.2.10.4 Broker's licence - renewal - conditions
If a cab broker's licence meets the requirements of this Chapter, the Licensing Officer shall issue a licence which shall set out the expiry date of the licence, and the cab broker's licence is thereby renewed.

882.2.10.5 Renewal applicant - payment of fee
Every application for renewal of a licence shall be accompanied by payment of any applicable fee established in Schedule 8 to this Chapter.

882.2.11.1 Terms of Licence - driver - expiry
Every licence issued to a cab driver shall be valid for up to one year, and shall expire no later than the licensee's birth date.

882.2.11.2 Term of licence - owner
Every licence issued to a cab owner shall be valid for up to one year and shall expire no later than the last day of February in each year.

882.2.11.3 Term of licence - broker
Every cab broker's licence shall be valid for up to one year and shall expire no later than the last day of February in each year.

882.2.11.4.1 Driver - failure to renew on time - new application
Failure to renew a driver's licence by the date of its expiry will result in the application for renewal being treated as a new application for a driver's licence.

882.2.11.4.2 Owner - broker - failure to renew - penalty
Failure to renew either a cab owner's licence or a cab broker's licence by the date of its expiry will, upon renewal after that date, require the payment of an additional administrative charge of $200.

882.2.12 Licence not transferable
A licence issued to a cab driver or cab broker under this Chapter is not transferable.

882.2.13 Grounds for refusal to issue or renewal a licence
An applicant who has applied for a licence in accordance with the requirements of this Chapter is entitled to be licensed and a licensee is entitled to have his or her licence renewed, except where:

(a) having regard to his or her financial position, the applicant or licensee cannot reasonably be expected to be financially responsible in the conduct of the business which is to be licensed or is licensed;

(b) the past conduct of the applicant or licensee affords reasonable grounds for the belief that the applicant or licensee will not carry on the activity for which he or she is to be licensed or to continue to be licensed, in accordance with law and with integrity and honesty;

(c) the issuance of the licence or renewal of the licence would be contrary to the public interest;

(d) the applicant or licensee is carrying on activities that are, or will be, if the applicant is licensed, in contravention of this Chapter or any other law; or

(e) if the applicant or licensee is a corporation, and

    (i) having regard to its financial position, it cannot reasonably be expected to be financially responsible in the conduct of the business for which it is to be licensed;

(ii) the past conduct of one or more of its officers or directors affords reasonable grounds for belief that the applicant or licensee will not carry on the activity for which it is to be licensed or continue to be licensed is accordance with law; or

(iii) the issuance of the licence or renewal of the licence would be contrary to the public interest.

882.2.14 **Council's power to refuse to issue or to renew a licence**
Council may refuse to issue a licence or may refuse to renew a licence upon any of the grounds upon which an application for a licence or renewal of a licence could be refused under Section 882.2.13.

882.2.15 Refund of fee on refusal to issue or renew a licence
When an application for a licence or renewal of a licence is refused, the licence fee paid shall be fully refunded, but any other fees or charges paid shall not be refunded.

882.2.16 Issuance of a licence on terms and conditions
Despite any other provision of this Chapter, Council may issue a licence or renew a licence subject to such terms and conditions as are necessary to give effect to this Chapter, if such are first consented to by the applicant or licensee, or imposed by Council, after a hearing or an opportunity for a hearing as provided for in Sections 882.2.23.1 and 882.2.23.2.

882.2.17 Council's power to revoke or suspend a licence
Council may revoke or suspend a licence:

(a) upon any of the grounds upon which an application for a licence or renewal of a licence could be refused under Section 882.2.13;

(b) where the licensee has been the subject of proven complaints regarding the operation of his or her vehicle as a cab, except while operating at Lester B. Pearson International Airport under the provisions of Section 882.2.5.2;

(c) where the licensee has been found by the Licensing Officer to be operating more vehicles as cabs than he or she has cab licences.

882.2.18.1 Refund of fee on revocation of a licence
When a licence is revoked under Section 882.2.17, the licensee is entitled to apply to the Licensing Officer for a refund of that part of the licence fee which is proportionate to the unexpired part of the term for which the licence was issued.

882.2.18.2 Refund of fee on revocation of a licence
The provisions of Section 882.2.18.1 do not apply when the unexpired part of the term is less than four months.

882.2.19.1 Cancellation of a licence - failure to provide service - owner
A licence issued to an owner under this Chapter may be suspended by Council at any time if the owner fails, for a continuous period of sixty days, to operate actively the cab for which the owner's plate has been issued, unless the owner can show to the satisfaction of the Council or the Licensing Committee, just cause for such failure.

882.2.19.2 Cancellation of licence - failure to provide service - broker
A licence issued to a cab broker under this Chapter may be suspended by Council at any time, if the cab broker fails, for a continuous period of sixty days, to operate actively the cab brokerage business for which the licence has been issued, unless the cab broker can show to the satisfaction of the Council or the Licensing Committee, just cause for such failure.

882.2.19.3 Revocation - at anytime - licensee request
Any licence issued under this Chapter may be revoked by the Licensing Officer at any time, upon the written request of the licensee.

882.2.20.1 Referrals to the Licensing Committee
When the Licensing Officer concludes that an applicant or a licensee should not be licensed or to have his or her licence renewed, the Licensing Officer shall refer the matter to Council, together with any recommendations which the Licensing Officer sees fit to make, and shall provide a written notice advising the applicant or licensee of any such recommendation being made by the Licensing Officer to Council with respect to the licence.

882.2.20.2 Referrals to Licensing Committee - notice
The written notice to be given under Section 882.2.20.1 shall:

(a) give notice of the decision and action by the Licensing Officer;

(b) set out the grounds for any recommendation;

(c) give reasonable particulars of the grounds;

(d) be signed by the Licensing Officer; and

(e) inform the applicant or licensee that he or she is entitled to a hearing before the Council, if he or she delivers, within seven days after the date of service of the written notice, or the date of personal service of the written notice, whichever is later, a written request for a hearing before the Council.

882.2.21 Notice of hearing - meeting date set
On receipt of a written request for a hearing from an applicant or a licensee, the Licensing Officer shall require that the Clerk of the Corporation convene a meeting of the Council or Licensing Committee and shall give the applicant or licensee reasonable written notice thereof, in accordance with applicable law.

882.2.22.1 Service of written notice
The written notice referred to in Sections 882.2.20.1 through 882.2.21 inclusive and Sections 882.2.23.1 and 882.2.23.2 is sufficiently served if delivered personally or sent by registered or certified mail, addressed to the person under the name and at the address shown in the Licensing Section records.

882.2.22.2 Service of notice - registered mail
When service is made through registered or certified mail, service shall be deemed to have been made on the seventh day after the date of mailing, unless the person on whom service is to be made, establishes that he or she did not, acting in good faith, through absence, accident, illness or other cause beyond his or her control, receive the written notice until a later date.

882.2.23.1 Hearing - licensee - not present
When the applicant or licensee who has been given written notice of the hearing does not attend at the proper time and place, the Council or Licensing Committees may proceed with the hearing in his or her absence and the applicant or licensee shall not be entitled to any further notice of the proceedings.

882.2.23.2 Hearing concluded - recommendations to Council
At the conclusion of a hearing by the Licensing Committee, the Committee shall, as soon as practicable, submit its recommendations to Council.

882.2.24 Council decision - after hearing - final
Council may accept or vary the recommendations of the Licensing Committee or do any act or make any decision that it might have done if it had conducted the hearing itself; the applicant or licensee shall not be entitled to a further hearing on the matter before Council; and the decision of Council shall be final.

882.2.25.1 Revocation - suspension - licence returned
When a licence has been revoked or suspended, the holder of the licence shall return the licence and, if applicable, owner's plate or licence sticker, to the Licensing Section within twenty-four hours of service of written notice of the decision of Council, and the Licensing Officer may enter upon any business premises or vehicle of the licensee for the purpose of receiving, taking or removing the said licence, owner's plate or licence sticker.

882.2.25.2 Revocation - refusal to return licence - obstruction
A person who has had his or her licence revoked or suspended under this Chapter shall not refuse to deliver up or in any way obstruct or prevent the Licensing Officer from obtaining the licence, the owner's plate or licence sticker in accordance with Section 882.2.25.1.

882.2.26.1 Right of inspection of premises or vehicles
The Licensing Officer may at any reasonable time enter upon and inspect the business premises or vehicle of any licensee to insure that the provisions of this Chapter have been complied with, and on completion of such inspection shall complete and file a written report on the inspection.

882.2.26.2 Right of inspection - books - documents
Upon an inspection under Section 882.2.26.1, the person inspecting is entitled to request and have produced all relevant licences and permits and to have access to all invoices, vouchers, appointment books and trip sheets and like documents of the person being inspected, provided such documents are relevant for the purposes of the inspection, and the person inspecting may remove any of the aforementioned documents for the purpose of photocopying, provided a receipt is given to the licensee and the documents are returned to the licensee within forty-eight hours of removal.

882.2.26.3 Licence - documentation - produced upon request
Every driver or owner licensed under this Chapter shall, on request of the Licensing Officer, produce his or her licence issued under this Chapter and such other documentation as may be requested upon inspection under Section 882.2.26.1.

882.2.27.1 Vehicle inspection - required - by Licensing Officer
The Licensing Officer may require at any time that an owner, lessee or driver submit his or her vehicle for inspection at an appointed place and time.

882.2.27.2 Vehicle - submitted for inspection - upon request
The owner, lessee or driver shall submit his or her vehicle for inspection at the time and place required by the Licensing Officer under Section 882.2.27.1.

882.2.28 Licence production - upon request
Every person licensed under this Chapter, when requested by an inspector, the Licensing Officer or a police officer, shall produce his or her licence, photograph and other relevant documents required under this Chapter.

882.2.29.1 Operation - as licensed - only
A licensee shall carry on business in the Town in the name which is set out in the licence and shall not carry on business in the Town under any other name unless he or she has first notified the Licensing Section and complied with Section 882.2.29.2.

882.2.29.2 Change of information - notification within 48 hours
When a licensee changes his or her name or address or any information relating to his or her licence, he or she shall notify the Licensing Section within forty-eight hours of the change of information relating to the licence and shall return the licence immediately to the Licensing Section for amendment.

882.2.29.3 Change of information - corporation
When the licensee is a corporation and there is any change in the relevant information on the application, including any change of the name or address of any officer or director, the location of the corporate head office or the ownership of shares, the licensee shall report the change to the Licensing Section within seven days of the change and if required by the Licensing Officer, the licensee shall return his or her licence immediately to the Licensing Section for amendment.

882.2.30 Service of notice or order required
Section 882.2.22 applies to any notice, order or other document required or authorized to be given or served under this Chapter.

882.2.31.1 Stands for taxicabs
No taxicab driver, while waiting for hire or engagement, shall park their taxicab on private property except at a stand authorized and assigned for taxicabs and marked as a taxicab stand by authorized signs.

882.2.31.2 Parking - at taxi stand - taxi only
No person shall park any vehicle, other than a taxicab licensed under this Chapter, waiting for hire or engagement, at any stand referred to in Section 882.2.31.1, marked as a taxicab stand by authorized signs.

882.2.31.3 Taxi stand - locations authorized - Schedule 6
Stands for taxicabs are hereby authorized and assigned at the locations set out in Schedule 6 to this Chapter, for the number of taxicabs set out in the said Schedule and for use during the hours set out in the said Schedule.

882.2.32 Exemptions from regular tariff rates
The regular tariff rates referred to in this Chapter, shall not apply to taxi-cabs being used for the transportation of children to and from school, or to taxicabs operating under contract to any government agency, for the transportation of handicapped persons.

Article 3
TAXICAB DRIVER REGULATIONS

882.3.1.1 Vehicle - examination - start of shift - defects reported
Every licensed driver shall each day, before commencing the operation of the cab, examine the vehicle for mechanical defects and interior or exterior damage and shall report forthwith any defects found, to the owner or registered lessee of the cab.

882.3.1.2 Vehicle - examination - end of shift - defects reported
Every licensed driver shall each day, upon completion of the operation of the cab, return the vehicle and report all defects in the cab and all accidents, to the owner or registered lessee, or such person designated by such owner or lessee for such purpose.

882.3.1.3 Licences - carried - at all times
Every licensed driver shall carry the driver's licence issued under this Chapter and his or her Ontario driver's licence with him or her at all times when driving or operating a cab.

882.3.1.4 Tariff card - identification - carried at all times
Every licensed driver shall have available at all times and produce on request of the Licensing Officer, or a passenger, the following:

(a) if operating a taxicab, a current tariff card; and

(b) if operating any cab, a current driver's identification card with photograph, approved by the Licensing Officer.

882.3.1.5 Decals - telephone number - photograph - displayed
Every licensed driver shall if driving or operating a taxicab, have mounted and displayed at all times, in a location approved by the Licensing Officer:

(a) an information decal approved by the Licensing Officer;

(b) the Town of Richmond Hill complaint telephone number; and

(c) his or her driver photograph.

882.3.1.6 Daily trip record - kept - information requirements
Every licensed driver shall if operating a taxicab, keep a daily trip sheet showing:

(a) the name of the driver, the date and the taxicab owner's plate number;

(b) the location and the time of the beginning and end of every trip made; and

(c) the amount of the fare collected for each trip.

882.3.1.7 Trip records - retention period - open to inspection
Every licensed driver shall if operating a taxicab, retain all trip sheets for at least twelve months and make them available for inspection at the request of an inspector or the Licensing Officer.

882.3.1.8 Behaviour - civil - courteous
Every licensed driver shall be civil and behave courteously.

882.3.1.9 Attire - properly dressed - neat and clean
Every licensed driver shall be properly dressed, well-groomed, and neat and clean in personal appearance.

882.3.1.10 Receipt issue - upon request
Every licensed driver shall give each passenger a receipt on an authorized form, showing the driver's name and licence number and an identifying number for the vehicle, when requested, or whenever there is a dispute over the fare.

882.3.1.11 Service - first person - exception
Every licensed driver shall when operating a taxicab, subject to Sections 882.3.3.1 and 882.3.3.2, and except when he or she has a previous order or engagement, serve the first person requiring the service of his or her vehicle at any place within the Town, at any time of the day or night, except when the person:

(a) is intoxicated or disorderly; or,

(b) refuses to give his or her destination; or,

(c) is in possession of an animal, other than a seeing-eye dog; or,

(d) is eating or drinking any food or beverage; or

(e) has not paid a previous fare or cancellation fee; or,

(f) is, in the opinion of the driver, unable or unwilling to pay the fare and is unable or unwilling to satisfy the driver that he or she has the funds to pay the fare.

882.3.1.12 Appointments - punctuality
Every licensed driver shall keep all his or her appointments punctually, and not make any appointment if a previous engagement would prevent him or her from fulfilling it.

882.3.1.13 Property - due care - lost items
Every licensed driver shall take due care of all property delivered or entrusted to him or her for conveyance or safekeeping, and immediately on the termination of each hiring engagement, examine the interior of his or her vehicle for any property lost or left therein, and forthwith deliver all property or money left in his or her vehicle to the person owning the property or money and if the owner of the property or money cannot at once be found, shall deliver the property or money to the nearest police station, with all information in his or her possession regarding the property or money.

882.3.1.14 Shortest route taken - unless designated
Every licensed driver shall when a passenger enters the vehicle and gives the driver the desired destination, take the shortest possible route to the destination desired, unless the passenger designates otherwise.

882.3.1.15 Fare dispute - referral to nearest police officer
Every licensed driver shall when a dispute arises with a passenger about the fare, refer the dispute to the nearest police officer, for arbitration.

882.3.1.16 Taxi stand - procedure
Every licensed driver shall when operating a taxicab, enter a taxicab stand only by taking his or her position at the end of any line formed by taxicabs already on the stand.

882.3.1.17 Taxi stand - etiquette
Every licensed driver shall when operating a taxicab, while waiting at a taxicab stand or at any other public place:

(a) not obstruct or interfere in any way with the normal use of the taxicab stand or public place, or interfere with the surrounding traffic patterns;

(b) not make any loud noise or disturbance;

(c) be sufficiently close to his or her taxicab to have it under observation at all times;

(d) not wash the taxicab; and

(e) not make repairs to his or her taxicab, unless the repairs are immediately necessary.

882.3.1.18 Pickup - distance from taxi stand
Every licensed driver shall not pick up any passenger within sixty metres of a taxicab stand when there are one or more taxicabs upon the stand:

(a) unless an arrangement has been previously made with the passenger to pick him or her up at that location; or

(b) unless the passenger exhibits a preference for that cab, and the chosen cab driver notifies the driver of the first taxicab on the taxicab stand.

882.3.1.19 Taxicab meter - engaged upon commencement
Every licensed driver shall when operating a taxicab, subject to Sections **882.3.1.20** and 882.3.1.21, engage the taxicab meter at the commencement of the trip and keep it engaged throughout the trip, except where Sections 882.3.5.1 through 882.3.5.3 inclusive are applicable.

882.3.1.20 Meter - engaged - prior to passenger entry
Every licensed driver shall when operating a taxicab, engage the taxicab meter before the passenger enters the vehicle, unless the taxicab driver has notified the passenger of his or her arrival and has waited a reasonable time after the due time of the order.

882.3.1.21 Meter operation - end of fare
Every licensed driver shall when operating a taxicab, at the conclusion of the trip, place the taxicab meter in the time-off status and after payment, place in the vacant status.

882.3.1.22 Street map - kept in cab
Every licensed driver shall keep in his or her cab a current street guide or map of the municipality and surrounding area, which is of a type approved by the Licensing Officer.

882.3.1.23 Radio - other - volume - at passengers request
Every licensed driver shall turn off any radio, tape player or any other sound-producing mechanical device in his or her taxicab and turn down the volume on any two-way radio, upon being requested to do so by any passenger, and having done so, leave such devices in the off or turned down position until termination of the trip with that passenger.

882.3.2.1 Vehicle - capacity
No licensed driver shall carry in any cab a greater number of passengers than is set out in the manufacturer's rating of seating capacity for such vehicle.

882.3.2.2 Luggage - object - obstructing view - prohibited
No licensed driver shall drive a cab with luggage or any object placed in, hung on or attached to the vehicle in such a manner as to obstruct the driver's view of the highway.

882.3.2.3 Drugs - alcohol - consume - possession - prohibited
No licensed driver shall take, consume or have in his or her possession any alcohol, drug or intoxicant while he or she is driving or operating a cab.

882.3.2.4 Tariff card - other than authorized - prohibited
No licensed driver shall use any tariff card, other than that obtained from the Licensing Section, or remove, exchange, lend or otherwise dispose of the tariff card.

882.3.2.5 Additional passengers - pickup - prohibited - exception
No licensed driver shall take on any additional passengers after the cab has departed with one or more passengers from any one starting point, except under the following circumstances:

(a) when done at the request of a passenger already in the vehicle;

(b) in an emergency situation;

(c) when operating a vehicle which is being used exclusively for the transportation of children to and from school, or for the transportation of handicapped persons, provided for in Section 882.2.32.

882.3.2.6 Operation - cab - owner's plate not affixed - prohibited
No licensed driver shall drive or operate a cab which does not have an owner's plate affixed thereto.

882.3.2.7 Operation - cab owner not licensed - prohibited
No licensed driver shall drive or operate a cab whose owner is not a licensed cab owner.

882.3.2.8 Passenger - standing while in motion - prohibited
No licensed driver shall permit a passenger to stand in a cab while the vehicle is in motion.

882.3.2.9 Expenditure of money for order - not required
No licensed driver shall be required to accept any order when the expenditure of money by the licensed cab driver is required on behalf of the passenger.

882.3.2.10 Recommend establishments - prohibited - unless asked
No licensed driver shall recommend any hotel, restaurant or other like facility unless requested to do so by a passenger.

882.3.2.11 Currency exchange - limitation
No licensed driver shall be required to provide change for any note larger than $20 unless the fare is at least one-half of the value of the said note.

882.3.2.12 Operations - meter not approved
No licensed driver shall drive or operate a taxicab when the taxicab meter has not been adjusted in accordance with the existing current rates set out in this Chapter, or when its operation has not been approved by the Licensing Officer.

882.3.2.13 Operation - meter - not operating properly
No licensed driver shall drive or operate a taxicab when the taxicab meter does not operate properly.

882.3.2.14 Operation - meter - improperly sealed
No licensed driver shall drive or operate a taxicab when the taxicab meter seal is improperly affixed.

882.3.2.15 Vehicle markings - identification markers
No licensed driver shall drive or operate a taxicab without a taxicab owner's plate, side numbers and roof light, provided in accordance with the provisions of Sections 882.4.1.2.1.through 882.4.1.28 inclusive, or a limousine without a limousine owner's plate.

882.3.2.16 Vehicle - minimum requirements
No licensed driver shall drive or operate a cab, unless such vehicle:

(a) is equipped with an extra tire wheel and jack, ready for use for that vehicle;

(b) meets the standards required for the issue of an acceptance under an Ontario Ministry of Transportation and Communications Vehicle Inspection report, or meets the standards for the issue of a Safety Standard Certificate of mechanical fitness;

(c) is clean, dry and in good repair as to its interior;

(d) is clean and in good repair as to its exterior, free from exterior body damage and with a well-maintained exterior paint finish.

882.3.2.17 Solicitation - by misrepresentation
No licensed driver shall induce any person to engage his or her vehicle by any misleading or deceiving statement or representation to that person about the location or distance of any destination named by that person.

882.3.2.18 Charges other than authorized - exception
No licensed driver shall subject to Section 882.3.5.1 through 882.3.5.3 inclusive, and except for a tip, gratuity or credit card service charge, request, recover or receive any fare or charge from any passenger or person who had requested his or her services, or hired the taxicab, which is greater than the fare or charge authorized by this Chapter. By-law 117-18, 17 December, 2018.

882.3.2.19 Charge from customer - no tariff card
No licensed driver shall when operating a taxicab, request, recover or receive any fare or charge from any person to whom he or she has refused to show the tariff card.

882.3.2.20 Charge - prohibited - defects - driver incompetence
No licensed driver shall make any charge for time lost through defects or inefficiency of the vehicle or the incompetence of the driver.

882.3.2.21 Early arrival charge - prohibited
No licensed driver shall make any charge for time elapsed due to early arrival of the vehicle in response to a call for the vehicle to arrive at a fixed time.

882.3.2.22 Exclusive concession agreement - prohibited
No licensed driver shall enter into or become a party to an exclusive concession agreement.

882.3.2.23 Exclusive concession agreement - fee - other
No licensed driver shall agree to pay, accept a fee or consideration or do any other act or thing, pursuant to an exclusive concession agreement.

882.3.2.24 Charges - other than approved
No licensed driver shall when operating a taxicab, charge an amount which is more than the appropriate tariff set out in Schedule 1 to this Chapter. By-law 117-18, 17 December, 2018.

882.3.2.25 Communication device - non-affiliated - prohibited
No licensed driver shall use or permit to be used a two-way radio or monitoring device in his or her cab which enables him or her to transmit or receive any frequency of a cab broker with whom he or she is not affiliated.

882.3.2.26 Affiliation - more than one broker - prohibited
Repealed by By-law 117-18, 17 December, 2018.

882.3.2.27 School transportation - requirements
No licensed driver shall drive or operate a cab for the purpose of transporting children to or from school, except in compliance with the provisions of Schedule 3 to this Chapter.

882.3.3.1 Disability - unable to service fare
The provisions of Section 882.3.1.11 do not apply to a licensed cab driver who has a disability, impairment or allergy; has filed with the Licensing Officer a certificate from his or her doctor evidencing such disability, impairment or allergy; and is unable to service the fare by reason of the dis- ability, impairment or allergy.

882.3.3.2 Unable to service fare - arrangements - requirements
When a licensed cab driver is unable to service a fare for the reasons set out in Section 882.3.3.1, he or she shall make proper arrangements for the servicing of that fare before proceeding to his or her next engagement.

882.3.4 Medical certificate - as required
The Licensing Officer, if he or she is of the opinion that it is in the public interest, may require a driver at any time to provide him or her with a certificate, prepared by a duly qualified medical practitioner, attesting as to whether or not the applicant or licensee is physically fit and able to operate a cab.

882.3.5.1 Flat rate - outside municipality
When a cab driver picks up a passenger within the municipality, for a destination outside the municipality, the driver and the passenger may agree before the commencement of the trip, on a flat rate.

882.3.5.2 Meter engaged when within municipality
The driver of the taxicab under Section 882.3.5.1 shall engage the taxicab meter while the taxicab is within the bounds of the municipality.

882.3.5.3 York Region Transit Mobility Service
Notwithstanding Sections 882.3.5.1 and 882.3.5.2, any taxi broker having a contract with the Town of Richmond Hill to provide taxicab service for the York Region Transit Mobility Service is permitted to operate taxi- cabs on a flat rate, for that purpose in accordance with this Chapter.

882.3.6 Ontario driver's licence suspended
When a licensed cab driver has had his or her Province of Ontario driver's licence cancelled, suspended or revoked, or where the licence has expired, the licence issued under this Chapter shall be deemed to be suspended as of the date of cancellation, suspension, revocation or expiration of the Province of Ontario driver's licence and the driver shall immediately return to the Licensing Section, the licence issued under this Chapter.

882.3.7 Re-photographing of taxicab drivers
If at any time, the cab driver's photograph required on the application for a driver's licence is not a reasonable likeness of the driver, because of physical changes, the passage of time or poor quality photography, the Licenscng Officer may require that the driver supply another photograph.

882.3.8.1 Examination requirements
Repealed by By-law 117-18, 17 December, 2018.

882.3.8.2 Reexamination - waiting period
Repealed by By-law 117-18, 17 December, 2018.

882.3.8.3 Reexamination - or renewal - customer complaint
Repealed by By-law 117-18, 17 December, 2018.

882.3.9 Taxicab driver leaving taxicab broker
Every licensed taxicab driver who ceases to deal through a taxicab broker shall:

(a) remove from his or her vehicle the roof light, radio crystals and telephone number of the taxicab broker he or she is leaving;

(b) change and remove from the vehicle the colour scheme and all decals or other taxicab brokerage markings on the vehicle;

(c) return to the taxicab broker he or she is leaving, all business cards and other equipment belonging to that broker.

Article 4
TAXICAB OWNER REGULATIONS

882.4.1.1 Information - documentation - in vehicle - at all times
Every licensed cab owner and every registered lessee shall keep at all times in the vehicle of which he or she is the owner or registered lessee, the original, or a true copy of the original, of each of the following documents:

(a) the current Ontario Ministry of Transportation and Communications Passenger Motor Vehicle Permit issued for that li- censed vehicle;

(b) the current cab owner's licence issued under this Chapter;

(c) the certificate of liability insurance for the vehicle, in accordance with this Chapter.

882.4.1.2.1 Owner's plate - affixed as required
Every licensed cab owner and every registered lessee shall have in or on the vehicle the owner's plate firmly affixed to the left rear trunk, or at a location and in a manner approved by the Licensing Officer.

882.4.1.2.2 Identification numbers - on vehicle
Every licensed cab owner and every registered lessee shall have in or on the vehicle if the vehicle is a taxicab, the owner's plate number for that taxicab, preceded by the letter "RH", in numbers and letters at least 15 cm high, affixed on both front fenders, at the rear of the fender, not more than 8 cm below the top of the fender, or at a location and in a manner approved by the Licensing Officer.

882.4.1.2.3 Tariff card - plate affixed
Every licensed cab owner and every registered lessee shall have in or on the vehicle if the vehicle is a taxicab, the current tariff card and plate number affixed to the rear of the front seat, in a holder, or at a location and in a manner approved by the Licensing Officer.

882.4.1.2.4 Taxi meter - approved type - visible
Every licensed cab owner and every registered lessee shall have in or on the vehicle if the vehicle is a taxicab, a taxicab meter of the type listed and approved by the Licensing Section, sealed by the Licensing Officer, mounted in a position approved by the Licensing Officer, so that it is clearly visible to passengers in the front and rear seats of the taxicab.

882.4.1.2.5 Roof sign - illuminated - connected to meter
Every licensed cab owner and every registered lessee shall have in or on the vehicle if the vehicle is a taxicab, an electrically-illuminated roof sign securely attached to the top of the taxicab in a manner approved by the Li- censing Officer, wired to the taxicab meter and working in conjunction with the taxicab meter so that it is illuminated when the taxicab meter is in vacant status, but turned off by putting the taxicab meter in a recording position.

882.4.1.2.6 Driver identification - complaint number - visible inside
Every licensed cab owner and every registered lessee shall have in or on the vehicle if the vehicle is a taxicab, a sleeve inside the vehicle facing the backseat displaying the Town of Richmond Hill complaint telephone number and a photograph of the driver.

882.4.1.2.7 Emergency 911 light
Every licensed cab owner and every registered lessee shall have in or on the vehicle if the vehicle is a taxicab, an intermittent light, provided before January 1, 2005, that can be activated by the driver, securely affixed on the rear and front of the vehicle's exterior accompanied by a decal permanently affixed beside such light that reads: "If this light is flashing, call 911".

882.4.1.2.8 First aid kit - roadside safety kit
Every licensed cab owner and every registered lessee shall have in or on the vehicle, if the vehicle is a taxicab, a general purpose first aid kit, at least four flares, or reflective markers, and a fire extinguisher of the following description: 1.25 kilogram dry chemical of a type capable of functioning at -40 degrees Celsius.

882.4.1.3 Licensed cab driver only
Every licensed cab owner and every registered lessee shall employ or use the services only of licensed cab drivers.

882.4.1.4 List of driver's agreement to Licensing Section
Every licensed cab owner and every registered lessee shall provide the Li- censing Section and, where applicable, any licensed cab broker with whom he or she may be associated, with the name of the licensed driver operating his or her vehicle, within seventy-two hours of the time when the licensed driver has commenced to operate the said vehicle, and, where applicable, file with the Licensing Section a copy of the lease with the li- censed driver, and pay the appropriate filing fee in accordance with Schedule 8 to this Chapter.

882.4.1.5 Mechanical defects - repaired - when reported
Every licensed cab owner and every registered lessee shall repair any mechanical defect in the vehicle, reported to him or her by a licensed driver.

882.4.2.1 Lease agreement required - all cabs - filed
No licensed cab owner or registered lessee shall in any manner, permit a cab not owned or leased by him or her, to be operated under the authority of his or her owner's plate, unless he or she has entered into a lease or sub-lease agreement and a copy of the lease or sub-lease has been filed with the Licensing Section is accordance with Section 882.4.4.1.5.

882.4.2.2 Operation - cab - with known mechanical defects
No licensed cab owner or registered lessee shall permit a cab of which he or she is the owner or registered lessee, to be operated with mechanical defects of which he or she is aware.

882.4.2.3 Operation - cab - without owner's plate
No licensed cab owner or registered lessee shall operate a cab or permit a cab to be operated without the owner's plate or sticker for that cab attached thereto.

882.4.2.4 Operation - non registered cab
No licensed cab owner or registered lessee shall operate a cab or permit a cab to be operated which is not registered under this Chapter as provided in Section 882.4.4.

882.4.2.5 Display - other municipality plate - decal
No licensed cab owner or registered lessee shall on any cab licensed under this Chapter, display any owner's plate, decal or sticker, issued by the licensing authority of any other municipality.

882.4.2.6 Exterior body damage - rust - prohibited
No licensed cab owner or registered lessee shall allow or permit his or her cab to be operated when it has exterior body damage or rust.

882.4.2.7 Name - identification - other than licensed
No licensed cab owner or registered lessee shall put or maintain any name, address or telephone number or identification other than that of himself or herself or the cab broker with whom he or she is affiliated, on his or her cab or, if the vehicle is a taxicab, on his or her roof sign.

882.4.2.8 Markings - similar to other broker - prohibited
No licensed cab owner or registered lessee shall use or permit to be used on his or her cab, any emblem, decal, roof sign or other markings which are the same shape or colour or similar to any distinctive emblem, decal, roof sign or other markings being used by any cab broker with whom he or she is not affiliated.

882.4.2.9 Colour scheme - distinctive
No licensed cab owner or registered lessee shall operate a cab which has the same distinctive colour scheme being used by any cab broker with whom he or she is not affiliated.

882.4.2.10 Operation in affiliation - non licensed broker
No licensed cab owner or registered lessee shall operate or permit his or her cab to be operated in affiliation with a cab broker who is not licensed under this Chapter.

882.4.2.11 Lease restricting - movement - prohibited
No licensed cab owner or registered lessee shall permit his or her owner's licence to be operated under a lease which restricts the movement of the said licence into or out of any licensed cab brokerage, unless the owner is a cab broker and wishes to keep the owner's plate in his or her own cab brokerage.

882.4.2.12 Identification - other than approved
No licensed cab owner or registered lessee shall display or permit the display of any sign, emblem, decal, ornament or advertisement, on or in his or her taxicab, except in a form approved by the Licensing Officer.

882.4.2.13 Meter - approved type - tested
No licensed cab owner or registered lessee shall operate or permit his or her taxicab to be operated, unless the taxicab meter is of an approved type, listed with the Licensing Section, and has been tested and sealed by an inspector.

882.4.2.14 School transportation - restriction
No licensed cab owner or registered lessee shall operate or permit his or her taxicab to be operated for the purpose of transporting children to or from schools, except in compliance with the provisions of Schedule 3 to this Chapter.

882.4.3.1 Insurance - required
When a licensed owner ceases to have a current and valid Ontario standard automobile insurance policy in good standing and properly endorsed in accordance with the provisions of Section 882.2.4.4(c), the taxicab owner's licence shall be deemed to be suspended as of the time at which such insurance ceases, lapses or is terminated, and the licence shall be re- instated only on there being delivered to the Licensing Officer, written proof of insurance in accordance with the provisions of this Chapter.

882.4.3.2 Suspension - no insurance - owner's plate removed
When a licensed owner has his or her licence deemed to be suspended under Section 882.4.3.1, he or she shall forthwith remove the owner's plate and return the owner's plate and the licence to the Licensing Officer.

882.4.3.3 Insurance cancelled - new proof required
When a licensed owner cancels his or her current insurance before the expiry date of the policy, he or she must produce a certificate of newly acquired insurance, or return the taxicab owner's plate to the Licensing Officer on the date and time of the cancellation.

882.4.3.4 Insurance policies - filed with Licensing Officer
Repealed by By-law 117-18, 17 December, 2018.

882.4.4.1.1 Vehicle approval - safety certificate - filed
Repealed by By-law 117-18, 17 December, 2018.

882.4.4.1.2 Vehicle inspection - by Licensing Section
An applicant for an owner's licence under this Chapter, shall, before using the vehicle as a cab submit the vehicle to be registered for inspection and approval by the Licensing Section.

882.4.4.1.3 Fee - set out - Schedule 8
An applicant for an owner's licence under this Chapter, shall, before using the vehicle as a cab pay the fee set out in Schedule 8 to this Chapter.

882.4.4.1.4 Ministry - inspection report - certificate
Repealed by By-law 117-18, 17 December, 2018.

882.4.4.1.5 All documentation - filed with Licensing Section
Repealed by By-law 117-18, 17 December, 2018.

882.4.4.1.6 Propane powered vehicle – certification
Repealed by By-law 117-18, 17 December, 2018.

882.4.4.2 Vehicle replacement - requirements
An owner licensed under this Chapter who disposes of his or her vehicle or otherwise ceases to use his or her vehicle for the purposes permitted under this Chapter and acquires another vehicle for the purposes permitted under this Chapter, before using the vehicle as a taxicab, shall:

(a) attend at the office of the Licensing Section and produce a copy of the current passenger motor vehicle permit in good standing issued by the Ministry of Transportation and Communications in the plate owner's name; the owner's licence; and a copy of the current Ontario Standard Automobile Insurance Policy, endorsed to show the vehicle being insured in accordance with this Chapter;

(b) produce and file with the Licensing Section, either:

(I) an Ontario Ministry of Transportation and Communication Vehicle Inspection Report showing that the cab has been accepted within the previous thirty days; or

(ii) a Safety Standard Certificate issued under the *Highway Traffic Act* within thirty days prior to the application;

(c) file with the Licensing Section, all documents required to report the change, including, if applicable, every leasing arrangement or similar documentation relating to ownership or vehicle operation.

882.4.4.3.1 Replacement vehicle - inspection Licensing Section
In addition to compliance with the provisions of Section 882.4.4.2 the vehicle to be used shall be submitted for inspection by the Licensing Section during normal business hours and shall not be used until the

inspection has taken place, the approval given, and the requirements of Section 882.4.4.2 have been satisfied.

882.4.4.3.2 Vehicle not inspected - use - restrictions

If the inspection and approval provided for under Section 882.4.4.3.1 cannot be completed during normal business hours, the vehicle can be used, provided the owner returns the vehicle for inspection on the date and time specified by the Licensing Section.

882.4.5.1 Model year restriction

No person shall operate or permit to be operated as a taxicab under his or her owner's licence, a vehicle which is:

(i) not in an appropriate condition, having not met all standards of mechanical fitness to the satisfaction of the Licensing Officer;

(ii) is of a model year older than ten (10) years calculated from and including the year date of the owner's licence. By-law 117-18, 17 December, 2018.

882.4.5.2 Model year - restriction - owner not only driver

Repealed by By-law 117-18, 17 December, 2018.

882.4.5.3 Model year restriction – extension
Repealed by By-law 117-18, 17 December, 2018.

882.4.6 Meter - repaired - not sealed - use - conditional
When a licensing inspector is not available to seal the taxicab meter as required under Section 882.4.1.2.4 because his or her services have been re- quested outside of regular business hours of the Licensing Section, the licensed taxicab owner or the licensed taxicab driver who has had the taxi- cab meter altered, repaired or replaced in the taxicab, may operate the taxi- cab on a weekend for a period of up to seventy-two hours or during the week for a period of up to forty-eight hours, provided that the licensed taxicab driver has in his or her possession a certificate or receipt for the re- pair or installation of the taxicab meter, signed by the person who made the repairs or installation, and the receipt sets out the date, time, and nature of the repairs or installation.

882.4.7.1 Mandatory taxicab inspections - two per year
The Licensing Officer shall give notice to the licensed cab owner or registered lessee of two mandatory inspections a year for each cab he or she owns or leases.

882.4.7.2 Mandatory taxicab inspection - notice - information
Upon receipt of a notice of inspection under Section 882.4.7.1, each licensed owner or lessee or his or her agent shall attend with his or her vehicle at the appointed time and place and shall bring with him or her either:

(a) an Ontario Ministry of Transportation and Communications Vehicle Inspection report, showing that the cab has been accepted within the past thirty days; or

(b) a Safety Standard Certificate issued under the *Highway Traffic Act*, within thirty days prior to the inspection date.

882.4.7.3 Recent inspection - mandatory inspection - exception
When a cab has been inspected under Sections 882.4.4.1.1 through 882.4.4.3.2 inclusive within thirty days of the date set out in the notice of mandatory inspection referred to in Section 882.4.7.2, the cab owner or lessee shall not be required to have the vehicle re-inspected as required by the notice, but this Section does not affect any inspection required under Sections 882.2.27.1 and 882.2.27.2.

882.4.7.4 Mandatory inspection - failure to appear - fee
On receipt of a notice of inspection under Section 882.4.7.1, each licensed owner or lessee who fails to attend with his or her vehicle at the appointed time and place for a mandatory inspection as required under Section 882.4.7.1 shall be required to pay an administrative charge in the amount of $200.

882.4.8.1 Disposal of cab
When a licensed taxicab owner or licensed taxicab driver disposes of or otherwise ceases to use as a taxicab, the vehicle registered, he or she shall immediately remove from the said vehicle being disposed of:

(a) the roof light;

(b) the taxicab meter;

(c) all identifying decals or markings;

(d) fender numbers;

(e) and all other items which make the vehicle appear to the public to be a taxicab.

882.4.8.2 Disposal of cab - ownership changed
When a licensed taxicab owner or licensed taxicab driver disposes of a taxicab operated under a lease, the licensed taxicab owner or licensed taxicab driver shall change the ownership forthwith, out of the plateholder's name.

882.4.8.3 Disposal of limousine - removal of markings
When the licensed limousine owner or licensed limousine driver disposes of or otherwise ceases to use as a limousine, the vehicle registered, he or she shall immediately remove from the said vehicle being disposed of:

(a) all identifying decals or markings; and

(b) all the items which make the vehicle appear to the public to be a limousine.

882.4.8.4 Disposal of limousine - change in ownership
When a licensed limousine owner or licensed limousine driver disposes of a limousine operated under a lease, the licensed limousine owner or licensed limousine driver shall change the ownership forthwith, out of the plate-holder's name.

882.4.9.1 Transfer of cab owner's licence - restrictions
No taxicab owner shall transfer or otherwise dispose of a licensed taxicab, or make application for the transfer of a taxicab owner's licence, or any interest in any such licence, unless:

(a) he or she has held that licence as a taxicab owner for at least three years, except that when the owner's licence has been issued from the priority list, it must, subject to Section 882.4.9.2, be held for a minimum of five years, and

(b) he or she follows the procedure set out in Schedule 2 to this Chapter.

882.4.9.2 Transfer of cab owner's licence - exception
Notwithstanding the provisions of Section 882.4.9.1, the holder of a taxi cab owner's licence may petition Council to permit a transfer of the taxi cab owner's licence, within three years of the date of issuance, where the Licensing Officer is satisfied that there are extenuating circumstances making it appropriate to grant the petition.

882.4.9.3 Transfer of cab owner's licence - corporation
In the case of a corporation licensed as the owner of a taxicab, when shares carrying at least 51 percent of the voting rights attached to all shares of the corporation, for the time being issued and outstanding, are sold or otherwise disposed of, such shall be deemed to be a transfer of a licensed taxi cab and the provisions of Sections 882.4.9.1 and 882.4.9.2 shall apply.

882.4.9.4 Transfer of cab owner's licence - re-examination
When a transfer of a taxicab owner's licence is approved by the Licensing Section, the new taxicab owner must submit his or her vehicle for examination in accordance with Sections 882.2.27.1 and 882.2.27.2, before the licence and owner's plate or sticker are issued.

882.4.9.5 Limousine owner's licence - not transferable
A limousine owner's licence is not transferable.

882.4.10.1 Transfer of taxicab owner's licence - death
The provisions of Sections 882.4.9.1 through 882.4.9.5 inclusive do not apply where the licensed taxicab becomes an asset of the estate of a deceased owner.

882.4.10.2 Taxicab owner - death - licence suspended
Where the owner of a licensed taxicab dies, the licence shall be deemed to be suspended and the plate or licence sticker shall be removed forthwith.

882.4.10.3 Taxicab owner - death - plate returned to Licensing Section
Subject to Section 882.4.10.2, on the death of a taxicab owner, the owner's plate or licence sticker shall be returned to the Licensing Section and after the filing of documentation sufficient to prove that the owner's licence is an asset of the estate, the licence may be transferred to the estate of the deceased owner and may be held in the name of the estate, until disposition to a person in accordance with Sections 882.4.9.1 through 882.4.9.5 inclusive.

882.4.10.4 Taxicab owner's licence transferred to estate - limitation
Notwithstanding the provisions of Section 882.4.10.3, if the taxicab owner's licence is transferred to the estate of a deceased owner, the licensed taxicab may be held in the estate for a period of only one year from transfer and if it is not disposed of in that period, it may be revoked by Council after a hearing or an opportunity for a hearing has been given.

882.4.10.5 Transfer to estate - information requirements
To effect the transfer of a taxicab owner's licence to the estate of a deceased owner, the following must be filed with the Licensing Section:

(a) proof that any person disposing of the property has the legal status to effect the transfer;

(b) proof of insurance in the name of the estate; and

(c) proof of ownership of the motor vehicle, in the name of the estate.

882.4.10.6 Death of licensee - licence returned
A limousine owner's licence must be returned to the Town upon the death of the licensee.

Article 5
CAB BROKER REGULATIONS

882.5.1.1 Colour - design scheme - identifying decals
Every licensed taxicab broker shall require all taxicab owners who have entered into arrangements with him or her for the provision of taxicab brokerage services, to use the same design, shape and colour scheme of roof sign, and to attach to each front door of the taxicab an identifying decal which shall include the name of the taxicab broker, in a form approved by the Licensing Officer, and shall produce and file a sample of the roof sign and identifying decal with the Licensing Section.

882.5.1.2 List of owners - to Licensing Section
Every licensed taxicab broker shall provide the Licensing Section with a list, showing in numerical order by owner's plate number, the name of every driver operating any taxicab in respect of which he or she has entered into any arrangement for the provision of taxicab brokerage services.

882.5.1.3 List of owners - changes - filed
Every licensed taxicab broker shall notify the Licensing Section, in writing, within ten days, of any additions or deletions from the list provided under Section 882.5.1.2.

882.5.1.4 Business - carried on twenty-four hours a day
Every licensed taxicab broker shall carry on the taxicab brokerage business twenty-four hours a day during the term of his or her licence, unless otherwise directed by Council.

882.5.1.5 Trip record kept - all cabs - retention period
Every licensed taxicab broker shall keep a record of each taxicab dispatched on a trip, the time and date of receipt of the order, and the pick-up location, and retain these records for a period of at least three months.

882.5.1.6 Federal Radio Licence all sign - filed
Every licensed taxicab broker shall supply the Licensing Section with a copy of his or her Federal Radio Licence call sign and frequency number, if any.

882.5.1.7 Pick-up times - to customers - on request
Every licensed taxicab broker shall upon request, inform any customer of the anticipated length of time required for a taxicab to arrive at the pick-up location.

882.5.1.8 Pick-up time - delays - notice to customer
Every licensed taxicab broker shall when volume of business is such that service will be delayed to a prospective customer, inform the customer of the approximate length of the delay, before accepting the order.

882.5.1.9 Dispatch to all persons - exception
Every licensed taxicab broker shall dispatch a taxicab to any person requesting service within the municipality, unless the person requesting service has not paid for a previous trip and these facts are verified by the broker.

882.5.1.10 Brokerage rules - procedures - filed
Every licensed taxicab broker shall file a list of the taxicab brokerage rules and procedures, including the terms and conditions of payment of drivers, with the Licensing Section, abide by them, and display the same list prominently in the taxicab brokerage office.

882.5.1.11 Business - in licensed name only
Every licensed taxicab broker shall carry on business only in the name in which he or she is licensed.

882.5.1.12 Refusal to dispatch - to contravening owner - driver
Every licensed taxicab broker shall on instructions of the Licensing Officer, not dispatch calls to any taxicab, if the licensed owner or licensed driver, in the opinion of the Licensing Officer, has contravened any section of this Chapter, which substantially affects the public.

882.5.1.13 Cab log - available cabs - provided on request
Every licensed taxicab broker shall at the request of the Licensing Officer, provide a list showing the number of taxicabs available for service to the public on any particular day, including the times when each such taxicab went on the road, the time when it was last available for service on that day and the number of dispatched calls serviced by each such taxicab.

882.5.1.14 Employment - licensed - owner or driver - only
Every licensed taxicab broker shall employ or use the services only of an owner or driver licensed under this Chapter.

882521 List of owner's plate number - name - limousine brokerage
Every licensed limousine broker shall provide the Licensing Section with a list, showing in numerical order by owner's plate number, the name of every driver operating any limousine in respect of which he or she has entered into any arrangement for the provision of limousine brokerage services.

882522 List of owners - drivers - filed
Every licensed limousine broker shall notify the Licensing Section, in writing, within ten days of any additions or deletions from the list provided in Section 882.5.2.1.

882523 Business carried on - twenty-four hours a day - limousine
Every licensed limousine broker shall carry on the limousine brokerage business twenty-four hours a day during the term of his or her licence, unless otherwise directed by Council.

882524 Dispatch records - retention period
Every licensed limousine broker shall keep a record of each limousine dispatched on a trip, the time and date of receipt of the order, and the pick-up location, and retain these records for a period of at least three months.

882525 Pick-up times - to customer - upon request
Every licensed limousine broker shall upon request, inform any customer of the anticipated length of time required for a limousine to arrive at the pick-up location.

882526 Brokerage rules - procedures - filed
Every licensed limousine broker shall file a list of the limousine brokerage rules and procedures, including the terms and conditions of payment of drivers, with the Licensing Section, abide by them, and display the same list prominently in the limousine brokerage office.

882527 Business - operation as licensed
Every licensed limousine broker shall carry on business only in the name in which he or she is licensed.

882.5.2.8 Refusal to dispatch - contravening owner - driver
Every licensed limousine broker shall on instructions of the Licensing Officer, not dispatch calls to any limousine, if the licensed owner or licensed driver, in the opinion of the Licensing Officer, has contravened any Section of this Chapter, which substantially affects the public.

882.5.2.9 Limousine log - available limousines - upon request
Every licensed limousine broker shall at the request of the Licensing Officer, provide a list showing the number of limousines available for service to the public on any particular day, including the times when each such limousine went on the road and the time when it was last available for service on that day and also including the number of dispatched calls serviced by each such limousine.

882.5.2.10 Employment - licensed - owner - driver - only
Every licensed limousine broker shall employ or use the services only of an owner or driver licensed under this Chapter.

882.5.3.1 Changes - increase - requirements
No licensed taxicab broker shall charge dues, or increase his or her dues unless he or she has first:

(a) submitted, in writing, a notice of intent to Council, at least one month prior to the proposed effective date of any increase; and

(b) prominently displayed in the brokerage office, a copy of the notice of intent for at least one month prior to the proposed effective date of any increase.

882.5.3.2 Changes to rules - procedures - conditions
No licensed taxicab broker shall implement any changes in the rules and procedures outlined in Section 882.5.1.10, until the said change is filed with the Licensing Section and displayed prominently in the brokerage office.

882.5.3.3 Dispatch orders - illegal - prohibited
No licensed taxicab broker shall accept orders for, or in any way dispatch or direct orders to a taxicab licensed under this Chapter:

(a) when the activity would be illegal under this or any other municipal by-law, or any provincial statute; or

(b) where the fare is less or more than that permitted under this Chapter.

882.5.3.4 Dispatch to non-licensed cab - prohibited
No licensed taxicab broker shall accept orders for, or in any way dispatch or direct orders to a taxicab, the owner of which is not licensed under this Chapter, for a pick-up location within the boundaries of the Town.

882.5.3.5 Dispatch - parcel delivery - driver consent required
No licensed taxicab broker shall dispatch or direct orders to a cab driver for a parcel delivery unless the taxicab driver first consents to make the parcel delivery.

882.5.3.6 Exclusive concession agreements - prohibited
No licensed taxicab broker shall be permitted to have exclusive rights to any taxicab stand in the municipality, or enter into or become a party to any exclusive concession agreement.

882.5.3.7 Driver - expending money for customer - prohibited
No licensed taxicab broker shall require any driver to accept any order necessitating the expenditure of money by the driver on behalf of the customer.

882.5.3.8 Agreement with cab at other brokerage
Repealed by By-law 117-18, 17 December, 2018.

882.5.3.9 Changes - other that for dues - prohibited
No licensed taxicab broker shall make any charge or financial demand, directly or indirectly, of a taxicab owner, lessee or sub-lessee of a taxicab, other than dues.

882.5.3.10 Dispatch - cab not on list files
No licensed taxicab broker shall dispatch to any person within the Town, a taxicab which is not on the list provided under Section 882.5.1.2.

882.5.3.11 Change amount - not approved tariff
No licensed taxicab broker shall charge an amount or enter into any agreement to charge an amount which is more than the appropriate tariff set out in Schedule 1 to this Chapter. By-law 117-18, 17 December, 2018.

882.5.4.1 Charges - increased - requirements
No licensed limousine broker shall charge dues, or increase his dues unless he or she has first:

(a) submitted, in writing, a notice of intent to Council, at least one month prior to the proposed effective date of any increase; and

(b) prominently displayed in the brokerage office, a copy of the notice of intent for at least one month prior to the proposed effective date of any increase.

882.5.4.2 Rules - procedures - changes - filed
No licensed limousine broker shall implement any changes in the rules and procedures outlined in Section 882.5.2.6, until the said change is filed with the Licensing Section and displayed prominently in the brokerage office.

882.5.4.3 Dispatch - illegal activities
No licensed limousine broker shall accept orders for, or in any way dispatch or direct orders to a limousine licensed under this Chapter when the activity would be illegal under this or any other municipal by-law, or any provincial statute.

882.5.4.4 Dispatch to non-licensed owner
No licensed limousine broker shall accept orders for, or in any way dispatch or direct orders to a limousine, the owner of which is not licensed under this Chapter, for a pick-up location within the boundaries of the Town.

882.5.4.5 Dispatch parcel delivery - driver consent required
No licensed limousine broker shall dispatch or direct orders to a limousine driver for a parcel delivery unless the limousine driver first consents to make the parcel delivery.

882.5.4.6 Exclusive concession agreements - prohibited
No licensed limousine broker shall be permitted to have exclusive rights to any cab stand in the municipality, or enter into or become a party to any exclusive concession agreement.

882.5.4.7 Driver expending money for customer - prohibited
No licensed limousine broker shall require any driver to accept any order necessitating the expenditure of money by the driver on behalf of the customer.

Article 6
THE PRIORITY LIST

882.6.1.1 Applicant - defined
"applicant" means, as the context allows, a person whose name is included on the priority list or who wishes to have his or her name placed on such list.

882.6.1.2 Predecessor by-law - defined
"predecessor by-law" means the Town's By-laws Nos. 20-01, 28-04 and any previous by-law establishing or maintaining a priority list of taxicab drivers wishing to become taxicab owners.

882.6.1.3 Priority list - defined
"priority list" means a list established by or under this Chapter or a predecessor by-law and maintained in accordance with the requirements of this Chapter, consisting of names of licensed taxicab drivers desirous of obtaining a taxicab owner's licence.

882.6.2 Priority list - maintained by Licensing Section
The Licensing Section shall maintain a list, to be known as the "priority list", consisting of the name of each licensed taxicab driver who has applied to have his or her name placed on such a list in accordance with this Chapter or a predecessor by-law of the Town, or who has applied for a taxicab owner's licence at a time when no such licence was available to be issued to such applicant.

882.6.3 Basic requirements for inclusion on the priority list
Each taxicab driver who wishes to have his or her name included on the priority list shall:

(a) apply or have applied under this or a predecessor by-law for inclusion on such a list in accordance with the by-law requirements then existing;

(b) be licensed as a taxicab driver under this or a predecessor bylaw.

882.6.4 **Additional requirements for getting on the priority list**
Every applicant who applies under this Chapter for inclusion on the priority list whose name is not already included on such list under a predecessor by-law shall, in order to be so included:

(a) have been licensed by the Town as a taxicab driver for at least twenty-four months prior to the date of the application;

(b) hold a current taxicab driver's licence in good standing;

(c) have driven a taxicab in the Town for an average of at least thirty-five hours per week for forty-four weeks of the twelve month period immediately before the date the application was filed with the Town, and files a statutory declaration to that effect in a form approved by the Licensing Officer; and

(d) file with the Licensing Section a completed application for a taxicab owner's licence meeting the requirements of this Chapter.

882.6.5.1 Applicant on priority list - one at a time
The applicant's name shall appear only once on the priority list at any one time.

882.6.5.2 Eligibility to remain on priority list
The applicant's name may remain on the priority list only so long as he or she complies with the following provisions:

(a) the applicant continues to be licensed by the Town as a taxicab driver; and

(b) the licensee continues to drive a taxicab in the Town on an average of at least thirty-five hours per week during at least forty-four weeks of each year calculated from the date of entry on the list, and files annually a statutory declaration confirming that fact in a form approved by the Licensing Officer.

882.6.5.3 Licensee - medical leave - certificate filed - conditions
If a licensee has, on account of illness, injury or other medical reasons, been unable to drive a taxicab for the time required under Section 882.6.5.2(b), the applicant's name may stay on the priority list if the applicant files with the Town as soon as physically possible, a current doctor's certificate covering the entire period of the medical treatment, provided that the certificate and the statutory declaration required under Section 882.6.5.2(b) together cover the entire time period set out in Section 882.6.5.2(b) and provided that the period of medical treatment does not exceed two years out of the total time that the applicant's name has been on the list.

882.6.5.4.1 Applicant on list over four years - conditions
Notwithstanding Section 882.6.5.2(b), where an applicant's name has been on the priority list under this or a predecessor by-law for four years, his or her name may remain on the list if he or she works as a taxicab dispatcher or a taxicab fleet manager for a licensed taxicab broker, and has worked in that capacity or any combination thereof for at least thirty-five hours per week for a period of at least forty-four weeks per year since his or her name was first placed on the priority list.

882.6.5.4.2 Applicant on list over four years - responsibility
Section 882.6.5.4.1 shall apply only if the applicant:

(a) gives written notification to the Licensing Officer of his or her intentions to use Section 882.6.5.4.1;

(b) provides proof of employment with the taxicab broker; and

(c) carries on no other employment except for that provided in Sections 882.6.5.4.1 and 882.6.5.7.1.

882.6.5.4.3 Leave of absence - restriction
Notwithstanding Section 882.6.5.2, where an applicant's name has been on the priority list for at least five years, he or she may apply in writing to the Licensing Officer for permission to take a leave of absence not to exceed a one-year period, for the sole purposes of seeking alternate employment, such leave of absence to be allowed only once and such leave of absence to include any vacation entitlement permitted under this Article.

882.6.5.4.4 Leave of absence - seniority position moved
Where an applicant takes a leave of absence pursuant to Section 882.6.5.4.3, his or her seniority position on the priority list shall be moved back by the same period of time which the applicant was on such leave of absence.

882.6.5.5 Failure to renew - referral to Council for removal
When an applicant fails to renew his or her licence in accordance with the provisions of Article 2 of this Chapter, the Licensing Officer shall refer to Council the issue of whether or not the applicant's name should be removed from the priority list and the applicant may require a hearing on the matter before the Council, and the provisions of Sections 882.2.20.1 through 882.2.24 inclusive shall apply to such hearing.

882.6.5.6 Medical leave - more than two years
Where a licensee falls within the provisions of Section 882.6.5.4.3 and has filed the necessary documentation but where the period of medical treatment exceeds two years, the Licensing Officer shall refer to Council the issue of whether or not the licensee's name should be removed from the priority list, the licensee may require a hearing on the matter before the Council, and the provisions of Sections 882.2.20.1 through 882.2.24 inclusive shall apply to such hearing.

882.6.5.7.1 Licence suspended - seniority position moved
Notwithstanding Section 882.6.5.2(b), where an applicant on the priority list has had his or her Ontario Driver's Licence or Richmond Hill Taxicab Driver's Licence suspended, his or her seniority position on the priority list shall be moved back by the same number of days for which the licence has been suspended.

882.6.5.7.2 Licence suspended - seniority position - conditions
Where an applicant, whose licence has been suspended as set out in Section 882.6.5.7.1, secures and maintains employment pursuant to one of the non-driving qualifying occupations in this Article for the entire licence suspension period, he or she shall be permitted to maintain his or her seniority position on the priority list.

882.6.6 Inspection of priority list - normal business hours
The priority list shall be available for inspection during normal business hours at the office of the Licensing Section.

882.6.7 **Owner's plate - issued from priority list - procedure**
When an applicant's name has been placed on and remains on the priority list in accordance with the provisions of Sections 882.6.2 through 882.6.6 inclusive and a taxicab owner's licence becomes available to be issued, Council shall issue the licence to that person whose name appears first on the priority list upon the applicant's having established, to the satisfaction of the Licensing Officer, that his or her entitlement to his or her position on the priority list is in good standing, and subject to compliance in all respects with the requirements of this Chapter, including eligibility, entitlement and the power to refuse an application or to grant it upon conditions.

882.6.8.1 Removal from priority list - sale - transfer
When a taxicab owner whose name appears on the priority list, sells, transfers or otherwise disposes of his or her licensed taxicab, or an interest in his or her taxicab licence, his or her name shall be removed from the priority list, and no new application will be accepted from the same person for a period of three years from the date upon which he or she sold, transferred or otherwise disposed of his or her licensed taxicab, or an interest in his or her taxicab licence.

882.6.8.2 Priority list - reviewed to insure compliance
The Licensing Officer shall review the priority list at regular intervals as determined by Council to determine that the listed persons are in compliance with the provisions of Article 6, and any person whose name is on the list who fails to comply with Article 6 shall be notified by the Licensing Officer that his or her name is to be removed from the priority list.

882.6.8.3 Removed from priority list - appeal hearing - deadline
A person who has been notified that his or her name is to be removed from the priority list pursuant to Section 882.6.8.2, shall have thirty days from the date of such notification, to file a written request to the Licensing Officer for a hearing before the Council.

882.6.8.4 Hearing - as soon as possible
Such hearing shall be heard as soon as possible by the Council or Licensing Committee and the provisions of Sections 882.2.20.1 through 882.2.24 inclusive, relating to hearings shall apply.

882.6.8.5 Name on priority list - incorrect - application for review
Any person who believes that his or her name is not in the correct position on the priority list may file an application for review with the Licensing Officer, and the Licensing Officer shall investigate the issue, review any documentation or other evidence provided by the applicant, and advise the applicant of his or her disposition of the application, together with written reasons therefor. Where the Licensing Officer recognizes a need to change the order of applicants on the list, he or she shall provide public

notice by forwarding a report thereon to the Council, and filing his or her reasons therefor in the Office of the Clerk.

882.6.8.6 Plate issued - to applicant on list - procedure
When a plate is issued to an applicant whose name is on the list, the name of that applicant shall be removed from the list by the Licensing Officer and all other applicants' names shall be moved forward one position.

882.6.8.7 Request for hearing - licence issued - suspended
Where Section 882.6.8.2 is applicable and a request for a hearing has been received under Section 882.6.8.3, the Licensing Officer shall note beside the name on the priority list that an appeal or objection has been received, and, if a taxicab owner's licence would otherwise be available for issuance to such person, such licence shall not be issued to any other person until the Council has made a decision in respect of the matter.

882.6.9.1 Plate issued from priority list - vehicle operational deadline
When a taxicab owner's plate is to be issued from the priority list, the taxicab owner who has been approved for the issuance shall, within one month of the date of issuance of the plate, affix the plate to a vehicle registered in his or her name which shall be operated as a taxicab.

882.6.9.2 Plate issued from priority list - probationary period
An owner's licence issued to a person on the priority list shall be issued on a probationary basis for a period of five years, during which period the licensee shall:

(a) operate the taxicab on a regular shift basis;

(b) maintain a good operating record;

(c) not sell, lease, transfer or otherwise dispose of his or her licensed taxicab, unless for financial, health or other reason satisfactory to the Licensing Officer, the sale, lease or transfer is approved by the Licensing Officer. By-law 133-04, 13 May, 2004.

Article 7
PENALTY

882.7.1 Fine for contravention
Every person who contravenes any provision of this Chapter is guilty of an offence and on conviction is liable to a fine or penalty as provided for in s. 61 of the *Provincial Offences Act*, R.S.O. 1990, c. P.33 and Schedule 9 of this Chapter. By-law 5-05, 24 January, 2005.

Article 8
SCHEDULES

882.8.1 Schedules - attached
All Schedules referred to in this Chapter and attached to this Chapter are deemed to be part of the Chapter.

Article 9
ACCESSIBLE TAXICABS

882.9.1 Accessible taxicab - defined
In this Article, "accessible taxicab" means a motor vehicle which can be used for the transportation of passengers unable to board regular vehicles due to a physical disability, and which has been approved by the Licensing Officer for this purpose.

882.9.2 Licence issued - to existing owner - broker
An accessible taxicab owners' licence may be issued to any owner or broker who is already licensed as such under this Chapter.

882.9.3.1 Vehicle approval - Ministry approval required
A holder of an accessible taxicab owner's licence shall be permitted to operate a vehicle which, in addition to satisfying the conditions set out in Sections 882.4.4.1.1 to 882.4.4.3.2, inclusive, has received written approval from the Ministry of Transportation.

882.9.3.2 Sign - decal - form - Schedule 7
A sign or decal as shown on Schedule 7 to this Chapter may be placed on an accessible taxicab provided that:

(a) such sign or decal is not in excess of 15cm by 15cm (5.9 in x 5.9 in.); and

(b) such sign or decal is located at the rear of the vehicle.

882.9.3.3 Signs on vehicle - limitation
No signs may be placed on an accessible taxicab other than a sign provided for in Sections 882.4.1.1 through 882.4.1.5 or Section 882.9.3.2.

882.9.4 Transfer of licence - restriction
No licensed owner of an accessible taxicab shall transfer or otherwise dispose of the licence issued under this Article unless such owner has satisfied the applicable provisions of Sections 882.4.8.1 through 882.4.10.6, inclusive.

882.9.5 Drivers - accessible taxi - requirements
No person shall drive an accessible taxicab unless:

(a) he or she meets all of the requirements of a driver under this Chapter; and

(b) he or she satisfies the Licensing Officer that he or she has successfully completed a driver improvement and sensitivity training program acceptable to the Licensing Officer.

882.9.6.1 Driver - to serve first disabled person

Every licensed driver of an accessible taxicab shall serve the first person unable to board regular vehicles due to a physical disability, requesting the service of his or her vehicle at any place within the Town, at any time of the day or night, except where the provisions of Section 882.3.1.11 apply.

882.9.6.2 Driver assistance to passenger

Every licensed driver of an accessible taxicab shall:

(a) offer such assistance as required to facilitate the entry or exit of a physically disabled person into or out of an accessible taxicab;

(b) where a wheelchair is being used by a passenger, ensure that the wheelchair is properly secured in the area so provided; and

(c) ensure that the seatbelt is properly secured.

882.9.7 Application - all other provisions

All other provisions of this Chapter that are not inconsistent with the provisions of this Article shall apply, with appropriate modifications to suit the context.

Article 10
SEVERABILITY

882.10.1 Validity

If a court of competent jurisdiction declares any provision, or any part of a provision, of this Chapter to be invalid, or to be of no force and effect, it is the intention of the Council in enacting this Chapter, that each and other provision of this Chapter authorized by law be applied and enforced in accordance with its terms to the extent possible according to law.

Article 11
TRANSITION AND REPEAL

882.11.1 Provisions - inconsistent

The provisions of any by-law heretofore enacted, which are inconsistent with the provisions of this Chapter, are hereby deemed to be of no further force and effect insofar as they relate to any trade, calling, business or occupation or services covered by this Chapter.

882.11.2 Licence - previous by-law

Every licence issued under a predecessor by-law, and valid and subsisting immediately before the enactment of this Chapter, shall continue to be valid in accordance with its terms until it expires or is revoked, suspended or otherwise terminated in accordance with the provisions of this Chapter.

882.11.3 By-law previous

By-law 28-04 is hereby repealed. By-law 133-04, 13 May, 2004.

SCHEDULE

Schedule 1 - Tariff of Rates

BY DISTANCE: (One to four passengers)

First 155 metres or part thereof	4.00
Each additional 155 metres or part thereof	.25
Waiting time while under engagement - each 30 seconds	.25
Each additional passenger in excess of four	.25
Delivery of package without passenger	10.00

BAGGAGE:

Senior citizens and physically disabled persons are not subject to the following charges for baggage:

Each trunk Any item with a content of more than three cubic feet, shall be deemed a trunk.	.75
Hand baggage - per item If not carried by passenger, inside vehicle	.25
Brief cases and parcels of comparable size shall be deemed hand baggage	
Bags and cartons containing groceries, if loaded and unloaded by driver	per bag .25, maximum 1.00

WHEELCHAIRS WILL BE CARRIED FREE

Charges for items not covered by this tariff shall be agreed upon prior to the commencement of the trip.

By-law 133-04, 31 May, 2004; Schedule 1; By-law 54-08, 12 May, 2008; By-law 168-08, 16 October, 2008.

Schedule 2 - Procedure - disposition - interest

PROCEDURE ON THE DISPOSITION OF A LICENSED TAXICAB OR AN INTEREST IN A TAXICAB OWNER'S LICENCE

1. The taxicab owner selling the licensed taxicab, or an interest in a taxicab owner's licence, shall:

   (i) complete and file with the Licensing Section, a declaration supplied by the Licensing Section (Form 1 to this Schedule);

   (ii) provide a fully detailed contract of sale;

   (iii) return to the Licensing Section the owner's permit and plate, issued in his or her name, which is being transferred.

2. The applicant for the purchase of the licensed taxicab, or an interest in a taxicab owner's licence, shall:

   (i) complete and file with the Licensing Section, a declaration supplied by the Licensing Section (Form 1 to this Schedule);

   (ii) complete and file with the Licensing Section, an application for a Taxicab Owner's Licence (Form 1 to Schedule 4);

   (iii) pay the fee provided for in Schedule 8 to this Chapter. By-law 134-04, 31 May, 2004; Schedule '2.'

TRANSFER OF TAXICAB OWNER'S LICENCE
UPON THE SALE OF A LICENSED TAXICAB
OF AN INTEREST IN A TAXICAB OWNER'S LICENCE

DECLARATION BY LICENSEE

I,_____do solemnly declare:

1. THAT I am one of the parties to the attached Agreement and as such, have knowledge of the matters therein set out.

2. THAT the attached Agreement constitutes the whole Agreement between the parties relating to or in any way affecting the subject matter thereof and there are no other arrangements, agreements or understandings, written or oral, between the parties concerning or affecting the subject-matter of such Agreement.

3. THAT I have carefully read over the said Agreement, and all the recitals of facts, statements and representations as to any thing or matter, therein contained, are true and correct in every particular, to my own personal knowledge.

4. THAT I am fully aware that the making of any false or intentionally misleading recital of fact, statement or representation in the said Agreement constitutes a violation of the Taxicab Licensing By-law of The Corporation of the Town of Richmond Hill.

5. THAT I am fully aware that should the attached Agreement be approved by the Council of The Corporation of the Town of Richmond Hill, my interest in Taxicab Licence Number _____ shall be forthwith terminated and the Licensing Section of The Corporation of the Town of Richmond Hill may thereupon transfer such licence or issue a new licence to the purchaser in lieu thereof, upon the payment of the prescribed fee.

6. THAT the total consideration for this transaction is the sum of _____, which sum has been paid in cash or certified cheque, by the purchaser to the vendor, or is to be paid immediately upon the approval of this agreement by the Council of The Corporation of the Town of Richmond Hill.

7. THAT there is no other consideration of any sort for this Agreement or its subject-matter other than herein set out, and the vendor has neither retained nor reserved, directly or indirectly, any interest in the subject matter of such Agreement.

AND I make this solemn Declaration conscientiously believing it to be true and knowing it is of the same force and effect as if made under oath and by virtue of the *Canada Evidence Act*.

SWORN BEFORE ME AT)
the Town of Richmond Hill in the)
Regional Municipality of York)
This____day of_____, 20_)

_____)
(Commissioner's Signature))

_____
(Applicant's Signature)

_____
(Date)

FORM 2 TO SCHEDULE 2

TRANSFER OF TAXICAB OWNER'S LICENCE
DECLARATION BY PARTIES TO THE AGREEMENT
OF SALE OF A LICENSED TAXICAB OR AN
INTEREST IN A TAXICAB OWNER'S LICENCE

TAXICAB LICENCE NUMBER:RH _____

Make of Vehicle_____Model _____

Year_____Serial Number _____

Colour_____Provincial Licence Plate _____

We,_____, (Vendor)
and_____, (Purchaser)

do solemnly declare that:

1. We are the Parties to the attached Agreement and as such have knowledge of the matters herein set out.

2. The attached Agreement constitutes the whole Agreement between the Parties relating to or in any way affecting the subject matter thereof and there is no other arrangement, agreement or understanding written or oral between the Parties concerning or affecting the subject matter of such Agreement.

3. We have carefully read over the said Agreement, and all the recitals of fact, statements and representations as to any thing or matter therein contained are true and correct in every particular to our own personal knowledge.

4. We are each fully aware that the making of any false or intentionally misleading recital of fact, statement or representation in the said Agreement constitutes a violation of the Taxicab Licensing By-law of The Corporation of the Town of Richmond Hill.

5. The total consideration for this transaction is the sum of $_____, which sum has been paid in cash or certified cheque by the Purchaser to the Vendor or is to be paid immediately upon the approval of this Agreement by the Licensing Officer acting on behalf of The Corporation of the Town of Richmond Hill.

6. There is no consideration of any sort for this Agreement or its subject-matter other than as herein set out and the Vendor has neither retained nor reserved, directly or

indirectly, any interest in the subject matter of such Agreement.

7. We are fully aware that should the attached Agreement be approved by the Licensing Officer acting on behalf of The Corporation of the Town of Richmond Hill, Taxicab Owner's Licence Number(s) RH _____ shall be forthwith terminated and that the Licensing Officer shall thereupon transfer such licence or issue a new licence to the Purchaser in lieu thereof upon payment of the prescribed fees. The same licence number may be issued to the new taxicab owner as an established office procedure.

And we each make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the *Canada Evidence Act.*

SWORN BEFORE ME AT)
the Town of Richmond Hill in the)
Regional Municipality of York)
This____day of_____, 20 _)

_____)
(Commissioner's Signature))

_____
(Vendor's Signature)

_____
(Date)

_____
(Purchaser's Signature)

_____
(Date)

AFFIDAVIT

I,_____of the Town / City of
(Name)
_____ in The _____
(Town / City)

of_____.
(Region)

MAKE OATH AND SAY AS FOLLOWS:

1. I have entered into an Agreement to purchase a licensed taxicab or an interest in a taxicab owner's licence from _____ for the sum of $ _____. Said taxicab is licensed by the Town of Richmond Hill as Plate Number RH _____.

2. Included in the purchase will be the following vehicle equipped with meter, radio, roof sign etc.

   Make: _____
   Model: _____
   Provincial Plate No: _____
   Serial Number: _____

3. I will update this vehicle, or purchase a vehicle, so as to comply with the Town of Richmond Hill's specifications for taxicabs.

4. The vehicle shall be operational immediately upon completion of this agreement.

SWORN BEFORE ME AT
the Town of Richmond Hill in the
Regional Municipality of York
This____day of_____, 20 _

_____
(Commissioner's Signature)

_____
(Vendor's Signature)

_____
(Date)

_____
(Purchaser's Signature)

_____
(Date)

By-law 133-04, 31 May, 2004; Schedule 2.

Schedule 3 - Regulations - Transportation of Children

REGULATIONS FOR THE USE OF TAXICABS FOR
THE TRANSPORTATION
OF CHILDREN TO AND FROM SCHOOL

1. No licensed taxicab owner and no licensed taxicab driver shall use any vehicle for the transportation of children to or from a school unless such vehicle is licensed as a taxicab by the Town.

2. Not more than six children shall be carried in a standard five-passenger taxicab at one time and not more than eight children shall be carried in a standard seven-passenger taxicab at one time.

3. No child shall be permitted to stand in the taxicab while it is in motion.

4. The taxicab shall carry, on the front and rear, signs not less than 275 mm by 350 mm in size, clearly and visibly displaying the words “SCHOOL VEHICLE” in black letters on a white or yellow background.

5. The signs referred to in clause (4) shall be carried only when the taxicab is actually engaged in transporting children to and from school, and shall be removed when the taxicab is engaged in any other business.

By-law 133-04, 31 May, 2004; Schedule 3.

Schedule 4 - Forms - Applicants

FORM 1 TO SCHEDULE 4

APPLICATION FOR LIMOUSINE/TAXICAB
OWNER'S/BROKER'S LICENCE

Date of Application_____

1. TYPE OF APPLICATION:

(a) LIMOUSINE/TAXICAB OWNER'S LICENCE _____

Original_____ Transfer_____

(b) LIMOUSINE/TAXICAB BROKER'S LICENCE _____

NAME OF PROPOSED BROKERAGE_____

ADDRESS_____

---

2. NAME: (sole proprietorship) _____

Address_____

Town_____

Postal Code_____Telephone Number_____

Date of Birth_____SIN_____

Current, valid Town of Richmond Hill
Taxi Driver's Licence #_____

Canadian Citizen? Yes No

Landed Immigrant? Yes No

Employment Permit? Yes No____

---

3. TO BE COMPLETED BY CORPORATE APPLICANTS OR PARTNERSHIPS:

NAME OF CORPORATION_____

Address_____

Town _____

List of corporate officers and directors or members of partnership:

Name_____

Address_____

Town _____

Male ____ Female ____ Date of Birth _____

Name_____

Address_____

Town _____

Male ____ Female ____ Date of Birth _____

Name_____

Address_____

Town _____

Male ____ Female ____ Date of Birth _____

4. Name of Director or Officer designated as a licensed driver:

Name_____

Canadian Citizen? Yes No

Landed Immigrant? Yes No

Employment Permit? Yes ____ No ____

Social Insurance Number_____

_____

5. Is the applicant, or the partner in the case of a partnership or any officer or director in the case of a corporation, presently the holder of a taxicab owner's or taxicab broker's licence in the Town of Richmond Hill or in any other municipality?

Yes_____ No _____

If "yes" give particulars _____

_____

6. Has the applicant, or any partner in the case of a partnership, or any officer or director in the case of a corporation, been the holder of a taxicab owner's or taxicab broker's licence in the Town of Richmond Hill or any other municipality?

Yes_____ No _____

If "yes" give particulars _____

_____

7. Has the applicant, or partner in the case of a partnership, or any officer or director in the case of a corporation, ever had any licence or registration of any kind, including driver's licence, refused, suspended, revoked or cancelled?

Yes_____ No _____

If "yes" give particulars _____

_____

8. Is (has) the applicant, or partner in the case of a partnership or any officer or director in the case of a corporation:

(a) A discharged or undischarged bankrupt? Yes ____ No ____

(b) Presently a party to bankruptcy proceedings? Yes ____ No ____

(c) Ever been involved, as an officer, director, or majority shareholder, with a corporation that is bankrupt or that is presently a party to bankruptcy proceedings? Yes ____ No ____

If "yes" to any of the above questions, give full particulars, including dates: _____

_____

9. Are there any unpaid judgments against the applicant, or any partner in the case of a Partnership or any officer or director in the case of corporation? Yes_____No _____

If "yes" give particulars _____

_____

10. Is there any person or corporation, whose name is not disclosed in this application, who has any financial interest in the applicant, or the subject-matter of the application, or who otherwise exercises control or direction over the applicant? Yes_____No _____

If "yes" give particulars _____

_____

11. Has the applicant, or partner in the case of a partnership, or any officer or director in the case of a corporation, been convicted under any law, of any Country, State or Province, of a Criminal Offence? Yes No____

If "yes" give particulars _____

_____

Note: You are not required to disclose any conviction in respect of which a pardon has been granted.

I am the applicant herein and I am aware that certain searches must be made in the processing of my application for a licence and I consent to the Town Richmond Hill making enquiries to all appropriate authorities regarding all my licensing records and any criminal record.

Date_____Signature_____

AFFIDAVIT

TO BE COMPLETED BY ONE OF THE PARTNERS, AN OFFICER OR DIRECTOR OF A CORPORATION, OR A SOLE PROPRIETOR.

I,_____of the Town / City of
(Name)
_____ in The _____
(Town / City)

of_____.
(Region)

MAKE OATH AND SAY AS FOLLOWS:

1. I am the applicant herein and I signed the foregoing application.

2. I am the _____
(officer or partner)
of _____
(name of corporation/partnership)

3. The information given by me in this application is true, to the best of my knowledge and belief.

4. The business will not commence operation until a licence has been issued by the municipality.

SWORN BEFORE ME AT
the Town of Richmond Hill in the
Regional Municipality of York
This____day of_____, 20_

_____
(Commissioner's Signature)

_____
(Applicant's Signature)

_____
(Date)

FOR LICENSING SECTION OFFICE USE ONLY

TYPE OF APPLICATION
(a) Taxicab Owner's Licence _____
Original_____Transfer _____

(b) Taxicab Broker's Licence _____

OWNER'S PLATE NUMBER (if application approved) _____

1. OWNER

DESCRIPTION OF VEHICLE

Year_____Make_____Model_____Colour _____

Licence #_____Serial #_____

Insurance Company _____

Policy #_____Expiry Date _____

Vehicle inspected by_____Licensing Inspector _____

Owner provided with copy of taxicab by-law by _____

2. BROKER

Broker provided with copy of taxicab by-law by _____

3. TRANSFER

Owner's plate number of vehicle being transferred _____

M.O.T. Licence # (if applicable) _____

M.O.T. Approval of transfer received Yes____No _____

4. TOTAL FEE $_____Paid in full Yes_____No _____

5. PRIORITY LIST

No taxicab owner's licence available, therefore this application has been placed on the priority list on _____

APPLICATION
APPROVED_____ NOT APPROVED _____

_____ _____
Signature for Licencing Officer Date

Vehicle inspected on _____

by _____

Brokerage inspected on _____

by _____

FORM 2 TO SCHEDULE 4

APPLICATION FOR A LICENCE TO DRIVE A TAXICAB

1. Date of Application _____

Name of Applicant _____

Address_____

City/Town _____

Postal Code_____Telephone #_____

Ontario Driver's Licence #_____

2. Date of Birth_____SIN _____

Height_____Weight_____Hair Colour_____Eyes _____

Canadian Citizen? Yes____No_____

Landed Immigrant? Yes____No_____

Employment Permit? Yes____No_____

3. Have you ever held a licence to drive a taxicab is this or any other municipality?

Yes_____ No _____

If "yes" where _____

4. Have you ever been refused a licence to drive a taxicab or had a licence to drive revoked, cancelled or suspended in the Town of Richmond Hill or by any other authority?

Yes_____ No _____

If "yes" explain _____

5. Name of licensed taxicab owner by whom you will be employed should this licence be granted: (A letter of prospective employment must accompany this application)

_____Richmond Hill Plate #_____

6. Are there any unpaid outstanding judgments against you?

Yes_____ No _____

If "yes" give particulars _____

7. Have you ever been convicted under any law of any Country, State or Province, of a Criminal Offence? Yes_____No _____

NOTE: YOU ARE NOT REQUIRED TO DISCLOSE ANY CONVICTION IN RESPECT TO WHICH A PARDON HAS BEEN GRANTED.

8. (a) Have you been convicted under the *Highway Traffic Act* within the past three years?

Yes_____ No _____

If "yes" give particulars _____

8. (b) Is your Ontario Driver's Licence current and valid?

Yes____No ____

8. (c) Outstanding Demerit Points_____

I am aware that the making of any false or intentionally misleading statement of fact in this application may result in the cancellation of the licence.

I am the applicant herein and am aware that certain searches must be made in the processing of my application for a licence and I consent to the town of Richmond Hill making enquiries to all the appropriate authorities regarding my driving record and any criminal record.

_____ _____

Signature of Applicant Date

THE FOLLOWING SECTION TO BE COMPLETED IN THE PRESENCE OF A COMMISSIONER FOR THE TAKING OF OATHS

AFFIDAVIT

I,_____of the Town / City of
(Name)

_____ in The _____
(Town / City)

of_____.
(Region)

MAKE OATH AND SAY AS FOLLOWS:

1. I am the applicant herein and I signed the foregoing application.

2. The information given by me in this application is true. The name set out in the application is in fact my true name and I will not hold myself out in any other manner.

3. I will not commence to drive until I receive my licence.

SWORN BEFORE ME AT
the Town of Richmond Hill in the
Regional Municipality of York
This____day of_____, 20_

_____
(Commissioner's Signature)

_____
(Applicant's Signature)

_____
(Date)

OFFICE USE ONLY:

Examination Fee $_____Paid Yes_____No _____

Examined by_____
Mark_____(P) (F)

Licence Fee $_____Paid Yes_____No _____

APPLICATION APPROVED YES_____NO_____

_____ _____
Signature for Licensing Officer Date

FORM 3 TO SCHEDULE 4

APPLICATION FOR THE RENEWAL OF A LICENCE

APPLICATION FOR THE RENEWAL OF:

OWNER'S LICENCE # _____

BROKER'S LICENCE # _____

DRIVER'S LICENCE # _____

Date of Application _____

Name of Applicant _____

Address _____

City/Town _____

Postal Code _____ Telephone # _____

OWNER/BROKER

Is Vehicle licensed by M.O.T.? Yes _____ No _____

M.O.T. Licence # _____

Since your last licence was issued:

Are you:
(a) A discharged or undischarged bankrupt? Yes _____ No _____

(b) Presently a party to bankruptcy proceedings? Yes _____ No _____

If "Yes" to either of the above questions, give particulars, including dates.

_____

_____

Are there any unpaid judgments outstanding against you?

Yes _____ No _____

If "yes" give particulars.

_____

_____

DRIVER:

Number of Richmond Hill taxicab to be driven by applicant

_____

Broker affiliation _____

Outstanding Demerit Points_____

_____ _____

Signature Applicant Date

A certified cheque or money order, payable to the Treasurer of the Town of Richmond Hill, in the amount prescribed for this licence, must accompany this application.

By-law 133-04, 31 May, 2004; Schedule 4.

Schedule 5 - Extension

APPLICATION FOR EXTENSION OF MODEL YEAR

I_____, owner of Town of Richmond Hill Taxicab Owner's Licence number_____, hereby make application to the Town of Richmond Hill for permission to use the following described vehicle as a taxicab for one (1) year longer than provided in the by-law:

Year_____Make_____Model_____Colour _____

Licence #_____Serial # _____

Insurance Company _____

Policy #_____Expiry Date _____

I am ○ / am not ○ the only driver of this vehicle.

_____ _____
Signature Date

OFFICE USE ONLY

Vehicle Inspected by_____Licence Inspector.

Condition of Vehicle
Excellent____ Good____ Fair____ Poor ____

Mileage_____

COMMENTS:

_____

_____

Fee $_____Paid? Yes _____ No____

APPLICATION:
APPROVED_____NOT APPROVED _____

_____ _____
Signature for Licensing Officer Date

By-law 133-04, 31 May, 2004; Schedule 5.

Schedule 6 - Stands for Taxicabs

AUTHORIZED STANDS FOR TAXICABS

COLUMN 1 Street	COLUMN 2 Side	COLUMN 3 Location	COLUMN 4 # of Cabs	COLUMN 5 Hours
Yonge St.	East	10097 Yonge Street	3, in the locations indicated by signage and/or pavement markings	8 a.m.-5 p.m.

By-law 133-04, 31 May, 2004; Schedule 6.

Schedule 7 - Sign - accessible taxicab

PERMITTED SIGN FOR ACCESSIBLE TAXICAB

By-law 133-04, 31 May, 2004; Schedule 7.

Schedule 8 - Fees

FEES

CATEGORY	ORIGINAL	RENEWAL
Cab Broker's Licence	$ 150.00	$150.00
Cab Owner's Licence	$5,000.00	$275.00
Limousine Owner's Licence	$ 275.00	$275.00
Airport Taxi Owner's Licence	$ 750.00	$750.00
Owner Photo Identification	$ 15.00	$ 15.00
Cab Driver's Licence	$ 45.00	$ 45.00
Driver Photo Identification	$ 15.00	$ 15.00

OTHER APPLICABLE FEES

Transfer of Taxicab Owner's Licence fee payable by transferee	$500.00
Driver Examination Fee (per sitting)	$ 15.00
Replacement Photo Identification	$ 15.00
Replacement Plate	$ 25.00
Replacement Brokers Licence	$ 25.00
Filing of leases (per lease annually)	$ 50.00
Extension Inspection (Vehicles five years or older)	$ 45.00

By-law 133-04, 31 May, 2004; Schedule 8.

Schedule 9 - Set Fines

	Column 1	Column 2	Column 3
Item	**Short form wording**	**Provision creating or defining offence**	**Set fine – including costs**
1	Drive or operate a cab without a licence	882.2.3.1	$505.00
2	Act as owner of a cab without a licence	882.2.3.2	$505.00
3	Act as a cab broker without a licence	882.2.3.3	$505.00
4	Fail to submit vehicle for inspection	882.2.27.2	$505.00
5	Fail to produce licence on request	882.2.28	$305.00
6	Fail to notify Licensing Section of change of licence information	882.2.29.2	$505.00
7	Driver fail to keep trip record	882.3.1.7	$305.00
8	Drive or operate a cab that is not clean, dry and in good repair as to its interior	882.3.2.16 (c)	$305.00
9	Drive or operate a cab that is not clean, dry and in good repair as to its exterior	882.3.2.16 (d)	$305.00
10	Owner or lessee operate or permit to be operated a taxicab without a tariff card and plate	882.4.1.2.3	$305.00
11	Owner or lessee operate or permit to be operated a taxicab without properly sealed meter	882.4.2.13	$305.00

The penalty provisions for the offences indicated above is contained in section 61 of the *Provincial Offences Act*, R.S.O. 1990, c. P.33 and Section 882.7.1 of the Town of Richmond Hill Municipal Code, as amended by By-law 5-05. By-law 5-05, 24 January, 2005.