

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

<p>Applicable to</p>	<p>All persons, drivers and vehicles that operate taxicabs and/or limousines to transport persons.</p>
<p>Definitions</p>	<p>“Broker’s Licence” means a licence granted by the Licensing Officer to any person to act as a Taxicab Broker.</p> <p>“CPIC Criminal Records Check” means a certificate issued by a Police Office showing the applicant’s police record.</p> <p>“Daily Trip Record” means a logbook kept and maintained in each Taxicab in which the driver will record the starting and ending point of each trip, including the mileage of each trip.</p> <p>“Driver” means a person who is an individual and who has a Limousine Driver’s Licence or Taxicab Driver’s Licence issued pursuant to this By-law.</p> <p>“Licence Plate” means a metal or plastic plate containing the Taxicab or Limousine number issued pursuant to this By-law by the Licensing Officer.</p> <p>“Licensee” means the holder of a licence issued pursuant to this By-law.</p> <p>“Limousine” means a full size luxury motor vehicle, having a minimum of four doors and a wheel base of not less than 114 inches, which does not have either a taximeter, a roof sign or a two-way radio, and which the motor vehicle is no more than five (5) years old [subject to Sections 12(6) and 12(7) of this Schedule], as calculated from January 1st of the vehicle’s model year, except for a vintage vehicle that is licensed as such by the Province of Ontario and has been issued with vintage plates, but shall not include a Taxicab, van, bus, station wagon, ambulance or hearse.</p> <p>“Limousine Driver’s Licence” means a licence granted by the Licensing Officer to any individual to drive or act as a driver of any Limousine under the control of this By-law.</p> <p>“Owner” means any person licensed, who owns, keeps or uses any Taxicab or Limousine that is subject to this By-law.</p> <p>“Owner’s Licence” means a Licence granted by the Licensing Officer to any person to own or keep or use any Taxicab or Limousine that is subject to this By-law.</p> <p>“Police Office” means a station of the central location that serves as headquarters for police services for the Town of Collingwood, as presently contracted with the Ontario Provincial Police.</p> <p>“Tariff Card” means a card, issued by the Town, to display the rates for a Taxicab, as approved by Council.</p> <p>“Taxicab” includes any motor vehicle equipped with a Taximeter, used for hire for the conveyance of passengers, which is no more than five (5) years old [subject to Sections 12(6) and 12(7) of this Schedule], as calculated from January 1st of the car’s model year, with a manufacturer’s rated seating capacity of not less than five (5) and not more than nine (9) persons.</p> <p>“Taxicab Broker” means any person who accepts calls in any manner for Taxicabs that are used for hire where such Taxicabs are used by persons other than himself, his immediate family or his employer.</p> <p>“Taxicab Driver’s Licence” means a licence granted by the Licensing Officer to any individual to drive or act as a driver of any Taxicab that is subject to this By-law.</p> <p>“Waiting List” means an active waiting list for Taxicab Owners’ licences only.</p>

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

Exemptions	Municipal owned, operated, or contracted taxi uses.
Licence Fees	Taxi/Limousine Driver's Licence (Annual)
	Taxi/Limousine Driver's Licence Original Application \$50.00
	Taxi/Limousine Driver's Licence Renewal \$50.00
	Taxi/Limousine Driver for more than one company (additional cost) \$25.00
	Taxicab Owner's Licence (Annual)
	Original Application (each vehicle) \$5,000.00
	Renewal (each vehicle) \$150.00
	Re-issue to approved Purchaser (each vehicle) \$150.00
	Waiting List (original application) \$100.00
	Waiting List - Annual Fee (to stay on list) \$25.00
	Limousine Owner's Licence (Annual)
	Original Application (each vehicle) \$2,500.00
	Renewal (each vehicle) \$150.00
	Re-issue to approved Purchaser (each vehicle) \$150.00
	Taxicab Broker's Licence (Annual)
	Original \$300.00
	Renewal \$150.00
	Extension of Vehicle Model Year \$100.00
	Replacement of Lost or Damaged Plates \$40.00
	Registration of Replacement Vehicle/Plate Transfer \$40.00
Taxi Tariff Rates	
\$2.00/km	
\$3.50 drop rate	
\$36.00 wait time	
(a) must included Harmonized Sale Tax (HST)	
(b) be rounded off to the nearest 0.10 (ten) cents	
(c) the driver and passenger may agree to a flat rate when the trip destination is over five (5) kilometers outside the municipality	
(d) a flat fee shall be collected separately from the metered fare for any surcharge applied between the hours of 12:00 a.m. and 6:00 a.m. and all day on any statutory holiday	
(e) a receipt shall be provided for any flat rate charge in addition to any receipt for a metered fare	
Limousine Tariff Rate - minimum pick up fee in boundaries of municipality \$15.00	
Application Circulated to	<ol style="list-style-type: none"> 1. Municipal Law Enforcement Department 2. Ontario Provincial Police (as deemed necessary by the Municipal Law Enforcement Department)

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

Special Conditions	<p>1. Duties of Licensing Officer Re: Applications, Issuance and Renewals of Licences</p> <p>(1) The Licensing Officer shall:</p> <ul style="list-style-type: none">(a) provide application forms and a copy of this By-law to each applicant for a licence;(b) upon receipt of each completed application for a licence, make all necessary enquiries and examine all applications to ensure that they are complete; <p>issue a licence to an applicant, or issue a renewal of a licence, if the requirements as set out in this By-law have been complied with, except where the maximum number of Taxicab Owner's Licences as set out in Section 3 of this Schedule have already been issued.</p> <p>(2) If the applicant or licensee is an individual:</p> <ul style="list-style-type: none">(a) having regard to his 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; or(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 is licensed or to continue to be licensed, in accordance with the law or with honesty and integrity; or(c) the issuance of the licence or renewal of the licence would, in the Licensing Officer's opinion, be contrary to the public interest; or(d) the applicant or licensee is carrying on activities that are, or will be, if the applicant is licensed, in contravention of this By-law or any other law; or,(e) there are reasonable grounds for belief that the premises, accommodation, equipment, vehicles or facilities which are used or operated pursuant to this By-law do not comply with the provisions of this By-law or any other law; or <p>(3) If the applicant or licensee is a corporation:</p> <ul style="list-style-type: none">(a) 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 licensed; or(b) the past conduct of the officers or directors of the corporation affords reasonable grounds for the belief that the applicant or licensee will not carry on the activity for which it is to be licensed or continue to be licensed in accordance with the law or with honesty and integrity; or(c) the issuance of the licence or renewal of the licence would, in the opinion of the Licensing Officer, be contrary to the public interest.
---------------------------	---

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

2. Duties of the Licensing Officer re Supervision and Records

- (1) The Licensing Officer shall:
- (a) issue a Licence Plate for each licensed Limousine or Taxicab;
 - (b) issue a Tariff Card to each licensed Owner of a Taxicab;
 - (c) issue a photo identification card to each Driver;
 - (d) supervise all persons licensed under this By-law;
 - (e) maintain a record of all licences issued including the name and address of each licensee and the number of Taxicabs or Limousines owned by each licensee;
 - (f) maintain a record of each vehicle operating hereunder including the make, model, year, serial number, the Provincial Licence Plate number, the Taxicab or Limousine Owner's Licence Plate number and the date of the issuance of each licence; and
 - (g) maintain a record of the colour(s) used by each taxi fleet or Owner of a Taxicab.

3. Limitation on Number of Taxicab Owner's Licences

- (1) There shall be a limitation on the issuance of Taxicab Owner's Licences based upon a ratio of one Licence for each 465 households of the Town. The household count shall be determined by the annual report furnished to the Town by the Provincial Assessment Office.
- (2) The Licensing Officer shall give to the holders of all Taxicab Owner's Licences issued under this Schedule, notice of any proposed change in the number of Taxicab Owner's Licences pursuant to this Schedule.

4. Fees

General

- (1) Every fee paid under this Schedule is refundable by the Licensing Officer if the licence applied for is not issued.
- (2) No fee and no refund pursuant to this Schedule shall be pro-rated for a portion of a year.

Taxicab Owners and Limousine Owners

- (3) Each applicant for a Taxicab Owner's or Limousine Owner's Licence shall:
- (a) attend at the office of the Licensing Officer and make a written application for a licence;
 - (b) in the case of an individual, hold either or both a current valid Taxicab Driver's or Limousine Driver's Licence issued by the Town;
 - (c) in the case of a corporation, an officer of the corporation shall hold either or both a current valid Taxicab Driver's or Limousine Driver's Licence issued by the Town;
 - (d) file with the Licensing Officer proof that the motor vehicle which is to be operated pursuant to this By-law,

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<p>is licensed for the current year under the provisions of the <i>Highway Traffic Act</i>;</p> <ul style="list-style-type: none">(e) file with the Licensing Officer, proof of ownership in the form of the Ontario Motor Vehicle Permit issued in respect of each motor vehicle to be operated pursuant to this By-law, or proof, satisfactory to the Licensing Officer, showing that the applicant has the exclusive right to the use of the vehicle for which the application is being made;(f) file with the Licensing Officer, proof of insurance in respect of each motor vehicle to be operated pursuant to this By-law, indemnifying and protecting the Owner, Taxicab Driver or Limousine Driver and the public, including passengers carried in such vehicles, in the minimum amount of \$2,000,000.00 inclusive of public liability and property damage per incident or occurrence and such policy shall make provision for third party liability for not less than \$2,000,000.00;(g) file with the Licensing Officer a written undertaking that the licensee shall, after receiving a licence, provide notice in writing, of any cancellation, expiration or variation to any documentation surrounding the material filed pursuant to Sections 4(4)(e) and (f) of this Schedule provided that said notice shall be given to the Licensing Officer within 48 hours of such cancellation, expiration or variation or material change in circumstances;(h) file with the Licensing Officer a certificate of mechanical fitness as prescribed by the <i>Highway Traffic Act</i> of Ontario with respect to the vehicle to receive a Licence Plate;(i) provide proof to the satisfaction of the Licensing Officer, that the premises from which the Licensee intends to operate as an Owner of a Taxicab or Limousine or carry on the business of an Owner are situated within the limits of the Town and will continue to be so situated throughout the term of its licence;(j) for Taxicabs only:<ul style="list-style-type: none">(i) file with the Licensing Officer an undertaking upon any request by the Licensing Officer, to submit, upon request by the Licensing Officer, a certificate of accuracy with respect to the taximeter installed in the motor vehicle to receive the Licence Plate, issued by a qualified testing company and, on the testing company's letterhead, a signed statement certifying that the said taximeter is properly sealed and registers accurately;(ii) provide proof to the satisfaction of the Licensing Officer that the Licensee will have a satisfactory system for receiving and dispatching calls for the Taxicabs operating within the Licensee's fleet, and that such system will not interfere with the operation of the Taxicabs of another Taxicab Broker, Taxicab Owner or fleet;(k) file with the Licensing Officer an undertaking to submit for inspection and approval, upon request, the vehicle which will receive the Licence Plate;
--	---

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<ul style="list-style-type: none">(l) in the case of a corporation, file with the Licensing Officer details of the corporate ownership acceptable to the Licensing Officer;(m) file with the Licensing Officer an undertaking to the Licensing Officer, to use colours acceptable to the Licensing Officer on all motor vehicles to receive the Licence Plates;(n) file with the Licensing Officer an undertaking to provide to the Licensing Officer such information relevant to the application as the Licensing Officer may request;(o) pay the prescribed fees. <p>5. Taxicab Drivers and Limousine Drivers</p> <p>(1) Each applicant for a Taxicab Driver's or Limousine Driver's Licence shall:</p> <ul style="list-style-type: none">(a) attend at the office of the Licensing Officer and make a written application for the applicable licence;(b) be at least 18 years of age;(c) be able to speak, read and write the English language;(d) have a current, valid, full Class G Provincial Driver's Licence issued pursuant to the <i>Highway Traffic Act</i>;(e) provide two (2) photographs of passport quality and size;(f) provide a Canadian Police Certificate issued by a Police Officer;(g) provide the Licensing Officer with such other information relevant to the application as the Licensing Officer may request;(h) pay the prescribed fee. <p>6. Taxicab Brokers</p> <p>(1) Each applicant for a Taxicab Broker's Licence shall:</p> <ul style="list-style-type: none">(a) attend at the office of the Licensing Officer and make a written application for a licence;(b) in the case of an individual, hold a current valid Taxicab Driver's Licence within the Town;(c) in the case of a corporation, an officer of the Corporation shall hold either or both a current valid Taxicab Driver's Licence issued by the Town;(d) provide proof to the satisfaction of the Licensing Officer that the premises from which the Taxicab Broker intends to operate is situated within the geographic limits of the Town;(e) provide proof to the satisfaction of the Licensing Officer, that the Taxicab Broker has a satisfactory system for receiving and dispatching calls for the Taxicabs operating within its fleet, and that such system will not interfere with the operation of the Taxicabs of another Taxicab Broker, Taxicab Owner or fleet;
--	--

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<p>(f) provide to the Licensing Officer such other information relevant to the application as the Licensing Officer may request;</p> <p>(g) pay the prescribed fee.</p> <p>7. Waiting List - Taxicab Owner's Licences</p> <p>(1) The Licensing Officer shall establish and maintain a Waiting List of persons whose applications for Taxicab Owner's Licences have been approved but not yet issued, the Waiting List shall contain the names of those applicants in order of the date on which their applications were approved, in the Licensing Officer's office, and such list shall be available for inspection by the public at all reasonable times.</p> <p>(2) Each applicant whose name has been placed upon the Waiting List shall:</p> <p>(a) receive written notification from the Licensing Officer that the applicant's name has been placed on the Waiting List and advising the applicant of the requirement to pay the prescribed fee, as set out in this Schedule and to complete the required application form within thirty (30) days of the date of the written notification, failing which the applicant's name shall be removed from the Waiting List and the licence shall be deemed to have not been approved;</p> <p>(b) furnish to the Licensing Officer any information relevant to the application as the Licensing Officer may request.</p> <p>(3) No application for a position on the Waiting List shall be approved unless the applicant holds a current valid Taxicab Driver's Licence.</p> <p>(4) Upon removal of an application for a position on the Waiting List, no further application from the applicant shall be considered within the six (6) months following the removal.</p> <p>(5) No person shall hold more than one position on the Waiting List at any one time, and Council may, in its sole and absolute discretion, where it considers two or more persons are related to each other, or not operating at arm's length, consider such persons to be one and the same person.</p> <p>(6) When an Owner's licence becomes available, it shall be issued to the person whose name is at the top of the Waiting List, provided that the person completes the application for, and qualifies to have the Taxicab Owner's Licence issued to him within sixty (60) days from the date upon which he was notified of the availability of the licence. If that person does not apply or does not qualify within sixty (60) days from the date upon which he was notified of the availability of the licence, his name shall be struck from the Waiting List and the person shall forfeit any fee paid, and the next person on the Waiting List, shall be advised of the availability of the licence, and the provisions of this subsection shall be followed until the licence is issued.</p> <p>(7) A person's name shall be struck off the Waiting List when:</p> <p>(a) a new Owner's Licence is issued to him pursuant to the preceding section; or</p> <p>(b) he or she fails to apply for or to qualify for the Owner's</p>
--	--

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

Licence;

- (c) he or she fails to submit the annual fee to stay on the Waiting List by August 1st of each year;
- (d) he or she requests that his name be removed;
- (e) in the case of an individual, upon the death of the applicant, or
- (f) in the case of a corporation, upon the corporation being wound up.

(8) A person whose name has been struck off the Waiting List shall be notified of such action forthwith by letter addressed to him at the last address furnished by him to the Licensing Officer.

(9) Where there are no persons on the Waiting List, a Taxicab Owner's Licence shall be issued to the applicant, provided there has been compliance with all other provisions of this By-law.

8. Commencement and Expiry of Licence

Taxicab Owner's Licences and Limousine Owner's Licences and Taxicab

(1) All Taxicab Owner's Licences or Limousine Owner's Licences or Taxicab Broker's Licences issued under the provisions of this By-law shall expire on the thirty-first (31st) day of July of the year following the date of issue.

Taxicab Drivers' Licences and Limousine Drivers' Licences

(2) All Taxicab Driver's Licences or Limousine Driver's Licences issued under the provisions of this By-law shall expire on the thirty-first (31st) day of January of the year following the date of issue.

9. Renewal of Licence

Taxicab Owners, Limousine Owners and Taxicab Brokers

(1) Every application for a renewal of any Taxicab Owner's Licence, Limousine Owner's Licence or Taxicab Broker's Licence, issued pursuant to this By-law shall be delivered in writing to the Licensing Officer, in person, at least thirty (30) days before the expiry date set out in Section 8(1) of this Schedule. If the Licence is not renewed on or before the date set out in Section 8(1) of this Schedule and so on from year to year thereafter the licence shall expire on that date.

(2) Every applicant for a renewal of an Owner's Licence shall comply with the requirements set out in Section 4(3) of this Schedule.

(3) The provisions of the previous section shall apply with the necessary modifications, to the renewal of an Owner's Licence for a vehicle that is different than one that was previously operated by the Owner pursuant to this By-law.

(4) Every applicant for a renewal of a Taxicab Broker's Licence shall comply with the requirements set out in Section 6(1) of this Schedule.

Taxicab Drivers and Limousine Drivers

(5) Every application for a renewal of any Taxicab Driver's Licence or a Limousine Driver's Licence, issued pursuant to this By-law shall be delivered in writing to the Clerk, in person,

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<p>at least thirty (30) days before the expiry date set out in Section 8(2) of this Schedule. If the Licence is not renewed on or before the date set out in Section 8(2) of this Schedule and so on from year to year thereafter the licence shall expire on that date.</p> <p>(6) Every applicant for a renewal of a Taxicab Driver's Licence or a Limousine Driver's Licence shall comply with the requirements set out in Section 7(5) of this Schedule.</p> <p>(7) An application for renewal of any licence not valid at the time of the application shall be considered as an original application.</p> <p>10. No Vested Right to Continuance of a Licence</p> <p>(1) No person shall enjoy a vested right to the continuance of a Licence and the value of a Licence, if any, shall remain at all times the property of the Town.</p> <p>11. Re-issue of Taxicab Owner's Licence, Taxicab Broker's Licence or Limousine Owner's Licence</p> <p>(1) No Taxicab Broker's Licence shall be transferred. Any attempted transfer of a Taxicab Broker's Licence shall immediately cause the Taxicab Broker's Licence to be null and void.</p> <p>(2) No Taxicab Owner's or Limousine Owner's Licence shall be transferred, but an Owner may sell his vehicle and equipment to another person and upon such sale the Owner's Licence issued in respect of that vehicle shall be terminated but the Owner's Licence may be re-issued to the purchaser, subject to the provisions of this part.</p> <p>(3) On the purchase of a Taxicab or Limousine from the holder of an existing Owner's Licence, the purchaser shall apply as an original applicant for an Owner's Licence and receive a Licence, must meet all the requirements set out in this By-law for the issuance of an Owner's Licence.</p> <p>(4) Notwithstanding Section 11(3), the purchaser of a Taxicab from an Owner licensed pursuant to this By-law, shall not be required to be placed upon the Waiting List when making an application for the re-issuance of the Owner's Licence for the said Taxicab.</p> <p>(5) An applicant for an Owner's Licence applying for a Licence under section 11(2) shall, in addition to filing the material to be filed by an applicant for such a Licence, file with the Licensing Officer:</p> <ul style="list-style-type: none">(a) copies of all documents relating to the purchase and sale transaction;(b) statutory declarations of both the vendor and the purchaser confirming that the above documents represent the complete and only arrangement between them;(c) full particulars of the financing of the transaction; and(d) a statutory declaration of the purchaser confirming the particulars of the financing documents. <p>(6) Where an interest of 50% or more in any company holding an Owner's Licence under this By-law is sold, it shall be deemed</p>
--	--

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

that all Taxicabs or Limousines of the company operating pursuant to this By-law have been sold and the purchaser of the interest shall be deemed to be subject to the provisions set out in Sections 11(3) to 11(5)(d) of this Schedule inclusive.

12. Duties of Taxicab Owners and Limousine Owners

- (1) Each licensed Owner shall:
- (a) hold a separate Owner's Licence for each vehicle used or kept for hire as a Taxicab or Limousine;
 - (b) maintain insurance on each vehicle as required pursuant to section 4(3)(f) of this Schedule;
 - (c) ensure that each vehicle for which he is licensed is, in its interior, neat, clean, dry and in good repair; and, on its exterior, clean and in good repair, free from exterior body damage and has a well-maintained paint finish;
 - (d) submit each Taxicab or Limousine for a safety inspection by a qualified and licensed automobile mechanic annually, and at such other time or times when requested to do so by a Police Officer or by the Licensing Officer, and submit to the Licensing Officer, a valid mechanical fitness certificate as prescribed by the *Highway Traffic Act* of Ontario at the time of the Licence renewal or re-issue;
 - (e) submit each Taxicab or Limousine for general inspection by the Licensing Officer or a police officer annually, and at such other time or times when requested to do so by either of them;
 - (f) provide or maintain therein or thereon, for each vehicle operating pursuant to this By-law, the following:
 - (i) the Licence Plate issued by the Licensing Officer, with the current year's Licence sticker affixed, securely attached to the rear of the vehicle
 - (ii) the number of the Licence Plate referred to in Section 12(1)(f)(i) of this Schedule displayed on the exterior sides of the vehicle, in contrasting colours, at least 6 inches high and 3 inches wide;
 - (iii) a fully inflated spare tire in good condition;
 - (iv) the tools required to change a tire;
 - (v) a heater in good working order;
 - (vi) an emergency first aid kit and an emergency road kit;
 - (vii) windows that open and close;
 - (viii) *for a Taxicab only*, a holder for the Tariff Card of the driver on the sun visor of the vehicle and clearly visible to the passenger;
 - (ix) *for a Taxicab only*, an illuminated electric sign, securely affixed on the top of the Taxicab, indicating that the vehicle is a Taxicab, and the name of the fleet in which it operates; such sign to be connected to the meter so as to be illuminated between dusk and dawn when the

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<p style="text-align: center;">vehicle is not engaged;</p> <ul style="list-style-type: none">(g) <i>for a Taxicab only</i>, supervise and monitor the Daily Trip Records and shall require the driver to place an entry into the Daily Trip Record for each trip recorded on the meter;(h) <i>for a Taxicab only</i>, retain the Daily Trip Records referred to in this By-law for a period of time not less than twelve months and such records shall be open to inspection by any Police Officer, or the Licensing Officer or any person authorized by the Licensing Officer and that such records may be removed and retained by the Licensing Officer for a reasonable time;(i) notify the Licensing Officer in writing within six (6) days of a change of address of the place of business of the Owner of the Taxicab Licence or the Owner of the Limousine Licence;(j) notify the Licensing Officer when the effect of any collision or other occurrence will prevent a Taxicab operating under this By-law from being operated for more than five (5) consecutive days;(k) provide for off-street parking for every vehicle which he operates;(l) accept calls only in the name under which he holds a Taxicab Owner's Licence or a Limousine Owner's Licence;(m) post a copy of this By-law and the notice of every proposed change therein which he receives from the Licensing Officer, in a conspicuous location in every place of business used by him in connection with the operation of a Taxicab or Limousine business. <p>(2) A Taxicab Owner or Limousine Owner shall not:</p> <ul style="list-style-type: none">(a) employ or allow any person to operate his vehicle who does not hold a valid Taxicab Driver's Licence or Limousine Driver's Licence, as the case may be, issued pursuant to this By-law;(b) use or permit to be used any Taxicab Licence or Limousine Licence issued to him pursuant to this By-law for any vehicle other than the vehicle for which the Licence was issued;(c) exhibit on or about his Taxicab or Limousine any number, sign or card except one authorized under this By-law, with the exception of the provincial licence issued for that vehicle;(d) permit a Taxicab to be operated when the Taximeter is out of order or defective in any way;(e) use or permit to be used on any Taxicab, a colour scheme or emblem which is not registered with the Licensing Officer, and ensure that such colour scheme or emblem does not simulate any which is being used by another Owner;(f) use or permit to be used in any Taxicab or Limousine, any type of scanning device, more than one two-way radio communication system, or more than one cellular
--	--

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<p>telephone;</p> <ul style="list-style-type: none">(g) operate as a Taxicab or Limousine, or advertise or promote in any manner, a Taxicab or Limousine operation under any name other than the name under which his operation is licensed;(h) use or permit to be used any vehicle, licensed as a Taxicab or as a Limousine, for any commercial purpose other than the transportation of passengers or their belongings;(i) make any charge for time lost through defects or inefficiency of the vehicle or the incompetence of the driver or for the time consumed by the arrival of the vehicle in response to a call ahead of the time for which it was requested;(j) require or permit a Taxicab driver or Limousine driver to work when that person's ability to perform his duties is impaired by fatigue, illness or otherwise;(k) require a driver to work more than six days in a calendar week;(l) induce any person to employ a Taxicab or Limousine by knowingly misleading or deceiving such person as to the location or distance of any place or by making any false representation to such person;(m) knowingly permit a Taxicab or Limousine to be used for any unlawful purpose whatsoever. <p>(3) No Owner shall dispose of a Taxicab or Limousine and acquire another Taxicab or Limousine unless he:</p> <ul style="list-style-type: none">(a) immediately advises the Licensing Officer and submits the new vehicle for inspection;(b) complies with all other requirements under this By-law for the issuance of an Owner's Licence, save and except the payment of an Owner's Licence fee; and(c) pays the prescribed fee for registration of a replacement vehicle. <p>(4) Licence Plates issued under this By-law which have been defaced, lost or destroyed may be replaced by the Licensing Officer upon the original plate being satisfactorily accounted for and upon payment of the prescribed fee; and nothing in this section shall be deemed to guarantee that a replacement Licence Plate will bear the same number as the original Licence Plate; and where a new Licence Plate number has been given, the provisions of Section 12(1)(f)(i) and 12(1)(f)(ii) of this Schedule shall apply.</p> <p>(5) No person shall use a Licence Plate for which a replacement Licence Plate has been issued.</p> <p>(6) Vehicles more than five (5) years old, calculated from the first day of January of the vehicle's model year, may be used as a Taxicab or as a Limousine, for an additional one (1) year period, provided that the Licensing Officer, after inspecting the vehicle, is satisfied that the vehicle's interior is neat, clean, dry and in good repair; and, on its exterior, clean and in good repair, free from exterior body damage and has a well-maintained paint finish; and,</p>
--	--

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<p>(a) the vehicle has been submitted for a safety inspection by a qualified and licensed automobile mechanic and a valid mechanical fitness certificate as prescribed by the <i>Highway Traffic Act</i> of Ontario, has been submitted to the Licensing Officer; and</p> <p>(b) the prescribed fee for extension of the vehicle model year has been paid to the Licensing Officer.</p> <p>(7) Notwithstanding Sections 12(6) to 12(6)(b) of this Schedule, no vehicle more than twelve (12) years old, calculated from the first day of January of the vehicle's model year may be used as a Taxicab or as a Limousine.</p> <p>(8) Notwithstanding Sections 12(6) and 12(7) of this Schedule, a Limousine that is licensed as a vintage vehicle by the Province of Ontario and has been issued with vintage plates, may be licensed as a Limousine and shall not be required to pay the fee for extension of the vehicle model year.</p> <p>(9) No licensed Owner shall permit any other person to manage the operation of his Taxicabs or Limousines or the Taxicab or Limousine business or shall enter into any arrangement or agreement, written or oral with any other person for such reasons.</p> <p>(10) No Owner being a limited company shall permit any person other than an officer, director or employee to manage the operation of its Taxicab, Limousine or Taxicab or Limousine business.</p> <p>(11) On the death or total disablement of an Owner, the operation of his Taxicab, Limousine or Taxicab or Limousine business may be carried on for him or his estate by a person approved by the Licensing Officer, for a period not to exceed one (1) year.</p> <p>13. Duties of a Taxicab Driver and Limousine Driver</p> <p>(1) Each Driver of a Taxicab or Limousine shall:</p> <p>(a) be neat and clean in person while on duty;</p> <p>(b) punctually keep all appointments and engagements;</p> <p>(c) keep filed with the Licensing Officer, photographs as required with his application, which represent a true likeness of the driver's current appearance, and shall provide new photographs every year;</p> <p>(d) have his photograph card affixed in a position in the vehicle so that it is plainly visible to and readable by passengers in the back seat;</p> <p>(e) keep his Licence with him at all times while on duty as a Taxicab driver;</p> <p>(f) keep in his vehicle, a current street guide or map of the Town and surrounding area;</p> <p>(g) maintain the interior and exterior of the vehicle within his control in a clean and tidy condition;</p> <p>(h) report forthwith to his employer, any accident or collision in which he or a passenger was involved in connection with the operation of his vehicle;</p> <p>(i) take due care of all property delivered or entrusted to him and accepted by him for conveyance or safe</p>
--	--

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<p>keeping, and immediately upon termination of any hiring or engagement, search his vehicle for any property left therein and deliver same to the rightful owner of the property; or if the said owner cannot be at once found, deliver the said property to the owner of the Taxicab or Limousine with all information in the driver's possession regarding the property or money, all of which shall be retained by the Owner of the Taxicab or Limousine for a period of thirty (30) days;</p> <p>(j) at the expiration of his shift, return the vehicle to his employer and shall not at any time abandon the vehicle or permit any other person to drive the Taxicab or Limousine;</p> <p>(k) make his Daily Trip Record and all information as to passengers carried available to any Police Officer and to the Licensing Officer when requested to do so;</p> <p>(l) notify the Licensing Officer in writing within six (6) days of a change of address;</p> <p>(m) provide such reasonable assistance to all passengers as is needed to allow them to enter or leave his vehicle with his belongings;</p> <p>(n) at the beginning and end of each shift, examine his vehicle for mechanical or other defects and shall report immediately to the Owner any mechanical defects.</p> <p>(2) In addition to the duties set out in Sections 14(1)(a) to 14(1)(i) inclusive of this Schedule, each Taxicab Driver shall:</p> <p>(a) unless his Taxicab has been previously engaged, serve at any place within the Town and at any specified time, whether by day or night, any person who may lawfully require his Taxicab, however, the driver shall have the right to refuse a customer on the basis that:</p> <p style="margin-left: 40px;">(i) he or she is concerned for his personal safety; or</p> <p style="margin-left: 40px;">(ii) the person owes him or her from a previous fare or service; or</p> <p style="margin-left: 40px;">(iii) he or she has reason to believe that the person is likely to soil or damage the interior of his vehicle.</p> <p>(b) upon the request of any passenger, provide a receipt for the fare, or charge made and paid, indicating "Taxicab" thereon and stating:</p> <p style="margin-left: 40px;">(i) the date and place of pick up and discharge of any person;</p> <p style="margin-left: 40px;">(ii) the distance traveled;</p> <p style="margin-left: 40px;">(iii) the driver's first name;</p> <p style="margin-left: 40px;">(iv) the number of his Taxicab Driver's Licence;</p> <p style="margin-left: 40px;">(v) the number of the Taxicab Owner's Licence for the vehicle; and</p> <p style="margin-left: 40px;">(vi) the Provincial Motor Vehicle Plate number for the Taxicab.</p>
--	---

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<ul style="list-style-type: none">(c) keep a Daily Trip Record of all trips made by him each day and turn the trip record in to the Owner at the end of the shift, which record shall contain the following information:<ul style="list-style-type: none">(i) the number of the Taxicab Owner's Licence issued pursuant to the provisions of this By-law;(ii) the Taxicab driver's name and valid Taxicab Driver's Licence number;(iii) the meter readings at the start and finish of each work period;(iv) the date, time and location of the beginning and termination of each trip; and(v) the amount of the fare collected for each trip.(d) take the shortest and quickest possible route to the destination of the passenger, unless the passenger directs the Taxicab driver to take another; however, nothing in this section will prevent a driver from making reasonable detours from the shortest route due to road conditions or traffic. <p>(3) A Taxicab driver or Limousine driver shall not:</p> <ul style="list-style-type: none">(a) drive or act as a driver of any Taxicab or Limousine unless the Owner of such vehicle is licensed under this By-law as a Taxicab Owner or Limousine Owner with respect to such vehicle;(b) knowingly permit a Taxicab or Limousine to be used for any unlawful purpose whatsoever;(c) carry in a Taxicab or Limousine a greater number of persons than the manufacturer's rated seating capacity of the vehicle;(d) drive a Taxicab or Limousine with luggage or other material therein obstructing his view;(e) be under the influence of any liquor or other intoxicant or take or consume or have in his possession any liquor or other intoxicant while in charge of a Taxicab; <p>(4) A Taxicab driver shall not:</p> <ul style="list-style-type: none">(a) obstruct traffic while writing up his Daily Trip Record, but each trip shall be completely recorded prior to the commencement of the next following trip;(b) induce any person to employ a Taxicab by knowingly misleading or deceiving such person as to the location or distance of any place or by making any false representation to such person;(c) take on any additional fare after the Taxicab has been engaged by a passenger except at the request of or with the consent of the passenger already in the Taxicab;(d) make any charge for time lost through defects or inefficiency of the vehicle or the incompetence of the driver or for the time consumed by the arrival of the Taxicab in response to a call ahead of the time for which it was requested.
--	---

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

14. Duties of a Taxicab Broker

(1) Each licensed Taxicab Broker shall:

- (a) provide adequate telephone and radio facilities maintained in proper order in a suitable office within the Town for the carrying on of that business and shall keep the same orderly, clean and neat;
- (b) provide for off-street parking within the Town for every Taxicab operating from his dispatch;
- (c) accept calls only on behalf of and in the licensed name of his brokerage and the Owners associated with him;
- (d) post a copy of this By-law and the notice of every proposed change therein which he receives from the Licensing Officer, in a conspicuous location in every place of business used by him in connection with the operation of a Taxicab;
- (e) check the Daily Trip Records and shall require an entry for each trip recorded on the meter;
- (f) keep a trip record of each vehicle dispatched, showing the date, time, origin and destination of each trip as well as the name of the driver and Licence number of the Taxicab. This record shall be maintained for at least twelve (12) months and the broker shall give full information to the Licensing Officer or any Police Officer upon being requested to do so as to the place from which any person was driven and every matter within his knowledge relating to the passenger or the trip;
- (g) keep filed with the Licensing Officer, a list of all Owners operating Taxicabs in association with him, such record to show the number of Taxicabs operated by each Owner, including his name and address and the number of the Licence issued under this By-law in respect of each;
- (h) before permitting a Taxicab to be used, make certain that every Owner or driver associated with him is duly licensed under the laws of the Province of Ontario and under this By-law;
- (i) notify the Licensing Officer in writing within six (6) days of a change of address.

(2) A Taxicab Broker shall not:

- (a) exhibit on or about his Taxicab any number, sign or card except one authorized under this By-law and his provincial motor vehicle licence;
- (b) permit a Taxicab to be operated when the Taximeter is out of order or defective in any way;
- (c) use or permit to be used in any Taxicab, any type of scanning device, more than one two-way radio communication system, or more than one cellular telephone;
- (d) operate as a Taxicab, or advertise or promote in any manner, a Taxicab operation under any name other than the name under which his Taxicab Broker operation is licensed;

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

- (e) use or permit to be used any vehicle, licensed as a Taxicab, for any other commercial purpose;
- (f) make any charge for time lost through defects or inefficiency of the vehicle or the incompetence of the driver or for the time consumed by the arrival of the Taxicab in response to a call ahead of the time for which it was requested;
- (g) require or permit a Taxicab driver to work when that person's ability to perform his duties is impaired by fatigue, illness or otherwise;
- (h) require a driver to work more than six (6) days in a calendar week;
- (i) induce any person to employ a Taxicab by knowingly misleading or deceiving such person as to the location or distance of any place or by making any false representation to such person;
- (j) knowingly permit a Taxicab to be used for any unlawful purpose whatsoever.

15. Taximeter

- (1) Every Taxicab Owner shall have affixed to each Taxicab in respect of which such Owner is licensed, a Taximeter for registering distance traveled, waiting time and computing the fares to be paid, and each Taximeter shall be:
 - (a) identified with a serial number;
 - (b) illuminated between dusk and dawn;
 - (c) located in a position clearly visible to the passengers in the Taxicab;
 - (d) adjusted in accordance with the rates prescribed by Taxicab Tariffs;
 - (e) submitted for testing, inspection and sealing by such person as the Licensing Officer directs in the period between June 1st and July 31st (both inclusive) in each year and at such other times as directed by the Licensing Officer. The Licensing Officer may request a certificate of accuracy issued by a qualified testing company and on its letterhead, certifying that the said Taximeter is properly sealed and registers accurately;
 - (f) used only when the seal thereon is intact;
 - (g) used for not longer than one year without retesting and resealing;
 - (h) kept in good working condition at all times and not used when defective in any way.

16. Restrictions on Display of Advertising

- (1) No Owner shall display or permit the display of any advertisement on or in his Taxicab except:
 - (a) not more than five (5) interior advertising signs or placards, each not exceeding 10" by 12" in size, placed on the back of the front seat of the Taxicab in such a way as not to obscure the vision of the driver, or the view of his photograph and Licence;
 - (b) one (1) permanently attached exterior advertising sign

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<p>not exceeding 14" by 20" in size on each of the side panels of the front doors of the vehicle and on the rear or lid of the rear trunk of the vehicle, such sign relating solely to the Taxicab business of the Owner;</p> <p>(c) the roof sign as required in this part;</p> <p>(d) one (1) exterior advertising poster not exceeding 16" by 48" in size, placed at the rear end of the Taxicab in such a way as not to obscure the Taxicab Licence Plates or the vision of the driver, such poster to be carried in a suitable rust and corrosion resistant frame;</p> <p>(e) one (1) exterior advertising sign on the roof of a Taxicab at a size not to exceed 12" x 36".</p> <p>(2) No advertisement shall be displayed on or about any Taxicab until it has first been submitted to and approved by the Licensing Officer.</p> <p>17. Tariffs</p> <p>(1) The rates for fares to be charged by the Owners or drivers of Taxicabs for the conveyance of passengers wholly within the Town or to any point not more than five (5) kilometres beyond its limits, shall be exactly as shown in Schedule "B" (Taxicab Tariff) attached hereto, and no higher or lower amount than that contained in the said tariff shall be charged or payable, whether such rates and charges are determined by distance or by time; provided that an Owner and a customer may enter into a contract, in writing, for services to extend for the period of a year or more on runs between fixed points at an agreed tariff, but a duplicate original of such contract must first be filed with and approved of by the Licensing Officer; provided however, that the said contracts shall not be deemed to be public documents and shall not be made available by the Licensing Officer to anyone other than the parties to the agreement.</p> <p>(2) At the conclusion of the trip, the driver of a Taxicab shall call the passenger's attention to the amount of the fare registered on the Taximeter and place the Taximeter in a non-recording position.</p> <p>(3) No Owner or driver of a Taxicab shall be entitled to recover or receive any fare or charge from any person unless the fare is displayed on the Taximeter.</p> <p>(4) No person employing any Taxicab shall refuse upon demand to pay the fare or charge authorized by this By-law.</p> <p>(5) When a passenger first enters a Taxicab, or the Taxicab driver has picked up an item for delivery, the Taximeter shall be immediately placed in operation and shall remain so placed throughout the trip or until such trip extends to a point five (5) kilometres beyond the limits of the Town.</p> <p>(6) When a Taxicab is called or hired by any person who unduly delays entering the Taxicab or having the item to be delivered ready, that person may be charged on a time basis or the Taximeter engaged from the time the Taxicab was available at the address to which it was called, but not in advance of the time for which it was called.</p> <p>(7) If a trip extends beyond the five (5) kilometres limit hereinbefore referred to, the driver and the passenger may agree before the start of the trip to a flat rate, but the Taximeter must remain in a recording position at all times</p>
--	--

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

within such limit.

18. Inspection

- (1) Every Owner shall submit his Taxicab or Limousine for examination at any time required by the Licensing Officer and no Owner or driver shall, at any time when his vehicle is not employed, prevent or hinder a person authorized by the Licensing Officer from entering the same for the purpose of inspecting such vehicle. Without limiting the foregoing, every Owner shall submit his Taxicab or Limousine for examination before a Licence is issued for it and shall, if requested, submit it for a further examination at the same time as he submits his Taximeter for testing in accordance with this By-law. Any vehicle found to be in an unacceptable condition shall not be used as a Taxicab or Limousine until all defects have been corrected and the vehicle found acceptable by the Licensing Officer.

19. Suspension, Revocation or Cancellation of Licences

- (1) Any person who is licensed as required by this By-law shall at all times comply with the by-laws of the Town and any contravention of any by-law or any other law may be grounds for the suspension, revocation or cancellation of the Licence.
- (2) A Licence may be suspended, revoked or cancelled upon notice in writing by the Licensing Officer, if in the opinion of the Licensing Officer, any provisions of this By-law or any other law have been contravened.
- (3) Upon suspension, revocation or cancellation of a Licence issued under this part, the Licensee shall return to the Licensing Officer all Licences issued by the Town including Licence Plates (if any) and the Licensing Officer shall have access to any premises, vehicles or other property of the Licensee for the purpose of receiving or taking the Licences and no person shall refuse to deliver the Licences to the Licensing Officer or shall in any way prevent or hinder the Licensing Officer from receiving or taking same.
- (4) Despite anything else in this section, the Licensing Officer shall immediately suspend the Licence(s) issued pursuant to this By-law should cancellation or expiration of the insurance coverage required under this By-law be communicated to, or discovered by the Licensing Officer. Upon such a suspension, the Licensing Officer shall forthwith advise the Licensee, in writing, of the suspension, pursuant to the notice requirements of this By-law.
- (5) Any suspension in accordance with this By-law shall remain in effect until the insurance has been re-instated and proof of such reinstatement is provided in writing, to the Licensing Officer in a form that is satisfactory to the Licensing Officer.
- (6) Any person whose Licence has been suspended, revoked or cancelled by the Licensing Officer may request a hearing by the Licensing Committee

20. Service

- (1) Any notice or order required to be given by the Licensing Officer to an applicant or a Licensee shall be sufficiently served if delivered personally or by telephone transmission of a facsimile or sent by registered or certified mail, addressed to the person to whom service is required to be made, according to the Licensing Officer's application or Licence records.
- (2) Any notice required to be given by an Applicant for a Licence, or by a Licensee to the Town, shall be sufficiently served if

By-law No. 2010-064
SCHEDULE C - Taxi and Limousine Operations

	<p>delivered personally to the Licensing Officer or by telephone transmission of a facsimile or sent by registered or certified mail, addressed to the Town of Collingwood, Municipal Offices, 97 Hurontario Street, P.O. Box 157, Collingwood, Ontario L9Y 3Z5, Facsimile Number 1-705-445-2448.</p> <p>(3) When service is made through registered or certified mail, the service shall be deemed to have been made on the seventh day after the day of mailing.</p> <p>(4) When service is made by telephone transmission of a facsimile between 5 p.m. and midnight, it shall be deemed to have been made on the following day.</p> <p>(5) When service is made by personal delivery, it shall be deemed to have been received on the day that it was delivered.</p> <p>21. Accessible Taxicab Driver</p> <p>(1) In addition to the requirements of a Taxicab Owner an Accessible Taxicab Owner shall:</p> <ul style="list-style-type: none">(a) ensure the Motor Vehicle is approved as an Accessible Motor Vehicle by the Ministry of Transportation and provides written proof of same to the Officer; and(b) affix the Owner's Plate displaying the International symbol of disabled persons on the rear of the Motor Vehicle. <p>(2) In addition to the requirements of a Taxicab Driver an Accessible Taxicab driver shall:</p> <ul style="list-style-type: none">(a) complete a driver improvement and sensitivity training program and provide written proof of same to the Licensing Officer;(b) unless otherwise engaged, serve the first person unable to board regular taxicabs due to a physical disability upon request;(c) offer assistance as required to a disabled person entering or exiting the Motor Vehicle;(d) ensure that a wheelchair is properly secured in the area so provide; and(e) ensure that the seatbelt is properly secured.(f) no person shall drive an Accessible Taxicab who has not submitted documentation verifying that the provisions of this By-law have been complied with to the Town.
--	---