

# EGG HARBOR TOWNSHIP APPLICATION FOR TAXI OWNER or TAXI DRIVER

<b>OWNER or DRIVER</b>	Applicant Name	_____		
	Applicant Address	_____		
	Home Phone	_____	Cell Phone	_____
	Are you a US citizen?	Yes _____	No _____	Business Ph _____
		Are you over 18?	Yes _____	No _____

<b>OWNER</b>	<input type="checkbox"/> Sole Ownership (owner name) ↻	_____
	<input type="checkbox"/> Partnership (name all partners) ↻	_____
	<input type="checkbox"/> Corporation (name all officers) ↻	_____
	<input type="checkbox"/> LLC ↻	_____

<b>OWNER</b>	Name of Registered Owner of Vehicle _____			
	Color _____	Make _____	Model _____	Year _____
	Vehicle Serial Number _____		License Plate Number _____	
	Number of manufacturer installed seatbelts _____		Child seat available? Yes _____ No _____	

<b>DRIVER</b>	Company name for which you drive _____		
	NJ Driver's License Number _____		
	Have you regularly been licensed by the NJ Department of Motor Vehicles? Yes _____ No _____		

<b>OWNER or DRIVER</b>	<b>CRIMINAL VIOLATIONS</b>		
	Have you ever been convicted of any crimes? Yes _____ No _____		
	If so, indicate number of offenses, dates, places, and nature of punishments		

<b>OWNER or DRIVER</b>	<b>TRAFFIC VIOLATIONS</b>		
	Have you ever been convicted of any traffic violations? Yes _____ No _____		
	If so, indicate the number of offenses, dates, places, and nature of punishments		

<b>OWNER or DRIVER</b>	<b>MUNICIPAL VIOLATIONS</b>		
	Have you ever been convicted of any municipal violations? Yes _____ No _____		
	If so, indicate the number of offenses, dates, places, and nature of punishments		

<b>OWNER</b>	<input type="checkbox"/> Fee (\$100), nonrefundable	Date _____
	<input type="checkbox"/> Power of Attorney	
	<input type="checkbox"/> Certificate of Insurance – refer to Code Ch 203-4 for limits	
	<input type="checkbox"/> Drivers License	<input type="checkbox"/> Vehicle Registration
	<input type="checkbox"/> List of Fares	
	<input type="checkbox"/> Corporations provide corporate papers	
	<b>*Vehicle Inspection call 609-926-4034</b>	
<b>*Criminal History form provided upon filing of application</b>		

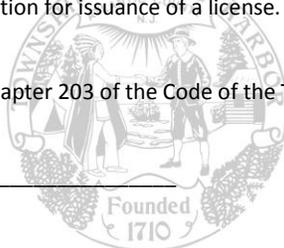
<b>DRIVER</b>	<input type="checkbox"/> Fee (\$100), nonrefundable	Date _____
	<input type="checkbox"/> Two Photographs (2 x 2)	
	<input type="checkbox"/> Physician's Note	
	<input type="checkbox"/> Drivers License	
	<input type="checkbox"/> Driver's Abstract	
	<b>*Criminal History form provided upon filing of application</b>	

I state that the answers, statements and declarations made in this application are true in all respects. I understand that my failure to answer truthfully will result in the immediate denial of my application for issuance of a license. If any changes occur from the date of the filing of this application, I will notify the Township of Egg Harbor.

I further state that I have been provided with a copy of Chapter 203 of the Code of the Township of Egg Harbor entitled Taxicabs and Limousines and have read and agree to its contents.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_



## DRIVER HISTORY ABSTRACT REQUEST

All requests for driver history abstracts must be submitted on form DO-21. One abstract per form. This form may be photocopied for your convenience. No other form of request will be accepted. The proper fee(s) must accompany each request in the form of a check or money order (DO NOT SEND CASH) payable to the New Jersey Motor Vehicle Commission. **ALL SECTIONS OF THIS APPLICATION MUST BE COMPLETED TO OBTAIN INFORMATION (PLEASE PRINT CLEARLY)**

Requester Name: \_\_\_\_\_ Phone Number: \_\_\_\_\_  
 Business Name (if applicable): \_\_\_\_\_ Your File or Claim # \_\_\_\_\_  
 Street Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
 Requester's Drivers License Number: \_\_\_\_\_

(PHOTOCOPY OF CURRENT DRIVER LICENSE MUST BE INCLUDED)

I am requesting information on: (CHECK ONE)  MY OWN RECORD  ANOTHER'S RECORD

NJ Driver License \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Name: \_\_\_\_\_ [ ] Male [ ] Female

Street Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

### CHECK ONE

- CERTIFIED COMPLETE RECORD - \$15 PER SEARCH (Court/Bar Exam)  
 CERTIFIED 5-YEAR RECORD - \$15 PER SEARCH (Insurance/Employment)

**PLEASE SUBMIT SEPARATE CHECKS – ONE FOR THE ABSTRACT AND ONE FOR SUPPORTING DOCUMENTS**

### DOCUMENTS

(Indicate the date you want covered on the line next to the supporting document requested)

- ORDER OF SUSPENSION \$15 \_\_\_\_\_  MAILING LIST \$15 \_\_\_\_\_  
 SCHEDULE OF SUSPENSION \$15 \_\_\_\_\_  SUMMONS \$15 \_\_\_\_\_  
 RESTORATION NOTICE \$15 \_\_\_\_\_  \*\*ACCIDENT REPORT \$5 \_\_\_\_\_ \*\*

**\*\*IF REQUESTING AN ACCIDENT REPORT ONLY YOU NEED NOT COMPLETE THIS SECTION.**

This request is being made for the following reason(s): (Indicate number of appropriate use from Page 2)

Explain in detail your reason for requesting the information and how you plan to use the information. Attach any supporting documentation.

**If involving a lawsuit, please state your relationship to the case and type of lawsuit involved:**

The disclosure and use of the personal information (1) contained in the record you have requested is governed by the "Drivers' Privacy Protection Act", N.J.S.A. 39:2-3.3 et seq. The "Drivers' Privacy Protection Act" provides that a person who knowingly obtains or discloses information from a motor vehicle record for any use not permitted by the Act is guilty of a crime of the fourth degree and can be held liable, in a civil action in the Superior Court, to the individual to whom the information pertains, including an award of actual damages, punitive damages, and reasonable attorney's fees and litigation costs.

- (1) "Personal Information" means information that identifies an individual, including an individual's photograph; social security number; driver identification number; name; address other than the five-digit zip code; telephone number; and medical or disability information, but does not include information on vehicular accidents, driving violations, and driver's status.

You may either print the form on both sides of a single sheet or print and attach the two separate sheets. Both pages 1 and 2 must be completed and submitted for your request to be considered.

**REQUESTER'S PRINTED NAME AND SIGNATURE ARE REQUIRED ON NEXT PAGE.**

Requester's Name: \_\_\_\_\_  
PRINT NAME

**USES PERMITTED AS SET FORTH IN:**

**N.J.S.A. 39:2-3.4(c)**

1. For use in connection with matters of motor vehicle or driver safety and theft: motor vehicle emissions; motor vehicle product alterations, recalls, or advisories; performance monitoring of motor vehicles, motor vehicle parts and dealers; motor vehicle market research activities, including survey research; and the removal of non-owner records from the original owner records of motor vehicle manufacturers.
2. For use in the normal course of business by a legitimate business or its agents, employees or contractors, but only:
  - a. to verify the accuracy of personal information submitted by the individual to the business or its agents, employees, or contractors; and
  - b. if such information as so submitted is not correct or is no longer correct, to obtain the correct information, but only for the purposes of preventing fraud by, pursuing legal remedies against, or recovering on a debt of security interest against the individual.
3. For use in connection with any civil, criminal, administrative or arbitral proceeding in any federal, state or local court or agency or before any self-regulatory body, including service of process, investigation in anticipation of litigation, and the execution or enforcement of judgments and orders, or pursuant to an order of a federal, state or local court.
4. For use in research activities, and for use in producing statistical reports, so long as the personal information is not published, redisclosed, or used to contact individuals.
5. For use by any insurer or insurance support organization, or by a self-insured entity, or its agents, employees, or contractors, in connection with claims investigation activities, antifraud activities, rating or underwriting.
6. For use in providing notice to the owners of towed or impounded vehicles.
7. For use by an employer or its agent or insurer to obtain or verify information relating to a holder of a commercial driver's license that is required under the "Commercial Motor Vehicle Safety Act," 49 U.S.C. App. § 2710 et seq.
8. For use in connection with the operation of private toll transportation facilities.
9. For use by any requester, if the requester demonstrates it has obtained the notarized written consent of the individual to whom the information pertains. Must attach Notarized Authorization To Release Personal Motor Vehicle Information form, DO-21A.

**N.J.S.A. 39:3-13b**

10. For use by a requester, who demonstrates that they are the parent, guardian or other person with legal custody of an individual, under the age of 18, to whom the requested information pertains. The requestor must provide a copy of the birth certificate or legal document that shows the relationship between the requestor and the minor child.

**I certify that I will use any personal information contained in the record(s) I have requested only as permitted by the "Drivers' Privacy Protection Act", N.J.S.A. 39:2-3.4(c). I further certify that all the foregoing statements are true to the best of my knowledge. I understand that if any of the statements are willfully false, I am subject to punishment.**

Date: \_\_\_\_\_

\_\_\_\_\_  
**SIGNATURE OF REQUESTER**  
(Original Signature Only - Signature Stamps Are Unacceptable)

**POWER OF ATTORNEY**

**Township of Egg Harbor  
Taxicab Licensure**

I/We \_\_\_\_\_ residing at \_\_\_\_\_, County of Atlantic in the State of New Jersey, do hereby made, constitute and appoint the Chief Financial Officer of the Township of Egg Harbor, County of Atlantic in the State of New Jersey, my/our true, sufficient and lawful attorney for me/us and in my/our name, upon whom the original process in any action at law or in equity against the above named, may be served by virtue of the indemnity granted under the insurance carried and Certificate of Insurance filed by me/us, \_\_\_\_\_, pursuant to Chapter 203 of the Code of the Township of Egg Harbor.

The mailing address of the Chief Financial Officer of the Township of Egg Harbor, County of Atlantic in the State of New Jersey is 3515 Bargaintown Road, Egg Harbor Township NJ 08234 and I/we so agree that any original process against the entity indicated above served on me/us in person within the State of New Jersey.

My/Our attorney's name and address is as follows: \_\_\_\_\_.

My/Our attorney may/may not accept service on my/our behalf.

→ \_\_\_\_\_

\_\_\_\_\_  
Print Name of Signator Above

→ \_\_\_\_\_

\_\_\_\_\_  
Print Name of Signator Above

State of New Jersey, County of Atlantic  
I certify that on \_\_\_\_\_, \_\_\_\_\_, the above-named person(s) personally came before me and stated to my satisfaction that this person (or if more than one, each person): (a) was the maker of the attached instrument; and (b) executed this instrument as his or her own act.

\_\_\_\_\_

FROM AIRPORT TO ATLANTIC CITY

**\$27** FIRST PASSENGER

**\$1** EACH ADDITIONAL PASSENGER

FROM AIRPORT TO OTHER DESTINATIONS

**\$2** PER MILE

---

GENERAL TAXI RATES

**\$2.25** PER MILE

**\$6** MINIMUM

## Chapter 203. Taxicabs and Limousines

### Article I. Taxicabs

#### § 203-1. Definitions.

As used in this article, the following terms shall have the meanings indicated:

##### **DRIVER**

Any person who drives a taxicab within this Township.<sup>[1]</sup>

##### **LIMOUSINE OR LIVERY SERVICE**

The business for carrying passengers for hire as defined in § 203-6.

##### **OPERATION**

Transporting, in a defined vehicle, one or more persons for hire along any of the streets in this Township, accepting a passenger to be transported for hire within this Township or from a point within the Township to a point outside of the Township limits. The operation of a defined vehicle by one other than the owner shall be deemed "operation" by the owner thereof as well as by the person actually driving such vehicle. The transportation of any person other than the owner or driver in any motor vehicle bearing a sign therein or thereon using the words "taxi," "taxicab," "cab" or "hack" shall be prima facie evidence of "operation."

##### **OWNER**

Any person in whose name title to any defined vehicle is registered with the New Jersey Department of Motor Vehicles or who appears in such record to be the conditional vendee or lessee thereof.

##### **PASSENGER**

Any person traveling within a vehicle other than the vehicle driver.  
[Added 12-27-2000 by Ord. No. 54-2000]

##### **PERSON**

Any individual, partnership, association, corporation or joint-stock company, their lessees, trustees or receiver.

##### **STREET**

Any street, avenue, park, parkway, highway or other public roadway.

##### **TAXICAB**

Any automobile or motorcar, commonly called "taxi," "cab" or "hack," engaged in the business of carrying passengers for hire, which is held out, announced or advertised to operate or run or which is operated or run over any of the streets within the Township and which accepts passengers for transportation from points or places to points or places within or without the Township, provided that nothing herein contained shall include autobuses or buses on designated routes, public deliveries or jitneys or such public conveyances as are by law exclusively subject to state and/or federal regulation.

[1] *Editor's Note: The former definition of "driver-in-training," added 4-27-1994 by Ord. No. 12-1994, which followed this definition, was repealed 12-27-2000 by Ord. No. 54-2000.*

#### § 203-2. Taxicab licenses.

- A. There are hereby established two classes of taxicab licenses to be known as "taxicab owner's license" and "taxicab driver's license."

- B. Taxicab driver's license. A taxicab driver's license shall entitle the person named therein to operate within this Township any taxicab duly licensed hereunder until the license either expires or is surrendered, suspended or revoked, and shall not be transferable. There shall be no limit to the number of taxicab driver's licenses issued.
- C. Taxicab owner's license. A taxicab owner's license shall entitle the taxicab therein described to be operated anywhere within this Township by a driver duly licensed hereunder until such license either expires or is surrendered, suspended or revoked, and shall not be transferable. There shall be no limit to the number of taxicab owner's licenses issued.
- D. Transfer of license. No taxicab license shall be transferred.
- E. Issuance; renewal; revocation; suspension; powers of Township Committee. The Township Committee may, in its discretion, refuse to issue or renew or may, after notice and hearing, revoke or suspend any license issued under the provisions of this chapter, if the applicant:
  - (1) Has been convicted of any crime, including disorderly persons offenses, in this state or in any other state or territory.
  - (2) Has been convicted of a violation under Title 39, Motor Vehicles and Traffic Regulations, of the Revised Statutes of New Jersey.
  - (3) Has violated any provision of this chapter.
  - (4) Has any judgment unsatisfied of record against him arising out of an automobile accident.
  - (5) Has made false answers in his application for such license or any renewal thereof.
  - (6) Has failed or fails to render reasonably prompt, safe and adequate taxicab service.
  - (7) Has not complied fully with all requirements of this chapter for such class of license.
  - (8) Has in any degree contributed to any injury to any person or damage to property arising out of the negligent operation of a motor vehicle.
  - (9) As to any taxicab owner's license, if the motor vehicle licensed or to be licensed, by reason of unsafe or unsanitary condition, is dangerous to the safety or health of the occupants and others.
  - (10) If the policy of insurance required herein has once lapsed or such coverage is not maintained at all times.

### § 203-3. Taxicab driver's license.

- A. Application for license. All applications shall be filed with the Licensing Officer, who shall initiate the investigation required by Chapter **142**, Licensing, § **142-3**.  
[Amended 7-9-1986 by Ord. No. 28-1986; 10-12-1988 by Ord. No. 37-1988; 12-27-2000 by Ord. No. 54-2000]
- B. License required. No person shall drive any taxicab in the Township until the license to drive such taxicab, herein provided for, is issued to such driver. Any change of residence of the holder of such license shall be reported to the Licensing Office within five days thereafter.  
[Amended 7-9-1986 by Ord. No. 28-1986]
- C. License qualifications. Each applicant for a taxicab driver's license, in addition to the requirements of any law of the State of New Jersey, shall establish, to the satisfaction of the Licensing Officer, that such applicant:
  - [Amended 3-13-1985 by Ord. No. 10-1985; 4-27-1994 by Ord. No. 12-1994; 12-27-2000 by Ord. No. 54-2000]
  - (1) Is currently licensed by the New Jersey Department of Motor Vehicles and maintains a valid license by the standards set forth:
    - (a) The latest offense was of such a nature that it revealed an unreasonable disregard by the licensee for the safety and welfare of himself or others.
    - (b) The number and seriousness of the offenses contained in the prior driving record of the licensee reveal a pattern or patterns of unreasonable disregard by the licensee for the safety and welfare of himself or others.

- (c) The nature and extent of the driving record of the licensee establish a substantial risk that the licensee will commit another offense.
- (2) Is at least 18 years of age.
- (3) Is a legal resident of the United States.
- (4) Submits a certificate from a licensed physician of the State of New Jersey, at the applicant's expense, certifying that the applicant has been examined within the preceding 30 days and that such applicant has no infirmity of body or mind, or visual impairment or deficiency, which might render the applicant unfit for the safe operation of a taxicab.
- (5) Submits to a traffic violations check for the preceding five years to be conducted by the Township and that he or she has sufficient knowledge of the Township's traffic regulations.
- (6) Submits two recent photographs, being not less than 1 1/4 inches in height by one inch in length, of the applicant, with the application.<sup>[1]</sup>

[1] *Editor's Note: Former Subsection C(7), regarding a working knowledge of the English language, which immediately followed this subsection, was repealed 12-27-2000 by Ord. No. 54-2000.*

## § 203-4. Taxicab owner's license.

### A. Application requirements.

- (1) All applications for taxicab owner's license shall be in writing, in duplicate, and shall contain:
  - (a) The full name and address of the owner.
  - (b) The serial number, plates, color, year and make of the taxicab.  
[Amended 12-8-1982 by Ord. No. 70-1982]
  - (c) The state registration number.
  - (d) Number of doors of such vehicle.
  - (e) The number of persons the vehicle can carry as passengers.
- (2) All applications shall be filed with the Licensing Officer, who shall receive proof from the applicant that the applicant is at least 18 years of age and a citizen of the United States. If a corporation, such corporation must be organized and existing under the laws of this or another state and, if another state, authorized to transact business within the State of New Jersey and maintain an office in the State of New Jersey.  
[Amended 12-8-1982 by Ord. No. 70-1982; 7-9-1986 by Ord. No. 28-1986; 12-27-2000 by Ord. No. 54-2000]

### B. Insurance required.

- (1) Each application for a taxicab owner's license shall be accompanied by a certificate of insurance. The insurance coverage shall be written by an insurance company duly licensed to transact business under the insurance laws of the State of New Jersey and shall be submitted to the Licensing Officer for approval.  
[Amended 12-8-1982 by Ord. No. 70-1982; 7-9-1986 by Ord. No. 28-1986; 12-27-2000 by Ord. No. 54-2000]
- (2) Amounts of coverage.
  - (a) Such policy shall be conditioned for payment of a sum of not less than \$100,000 to satisfy all claims for damages by reason of bodily injury to or the death of any person.
  - (b) To satisfy all claims for damage by reason of bodily injury to or the death of all persons resulting from accident by reason of the ownership, operation, maintenance or use of the vehicle to be licensed, the following sums are required:  
[Amended 12-14-1983 by Ord. No. 43-1983]
    - [1] Six-passenger vehicle: \$100,000.  
[Amended 4-27-1994 by Ord. No. 12-1994]

[2] Seven-passenger vehicle: \$350,000.

[3] Eight-passenger vehicle: \$400,000.

[4] Nine-passenger vehicle: \$450,000.

(c) A sum of not less than \$50,000 to satisfy all claims for damage to property of any one or all persons resulting from such accident by reason of the ownership, operation, maintenance or use of such vehicle.

(3) Purpose. Such policy shall provide for the payment of any final judgment recovered by any person on account of the ownership, operation, maintenance or use of the vehicle or any fault in respect thereto and shall be for the benefit of any person suffering loss, damage or injury as aforesaid.

C. Transfer fee. Upon the substitution of a vehicle for that described in § 203-4A, the holder of the taxicab owner's license shall submit substituted information on forms specified by the Licensing Office and shall pay a transfer fee of \$25 for the administrative processing and reissuance of a license.

[Added 3-13-1985 by Ord. No. 10-1985; amended 7-9-1986 by Ord. No. 28-1986; 9-9-1998 by Ord. No. 31-1998]

D. Child restraint seats. No taxicab license shall be issued or renewed unless and until proof shall have been given to the Licensing Officer that such taxicab has adequately provided for the safety of children under the age of eight and weighing less than 80 pounds who are passengers in a taxicab operated by the applicant pursuant to N.J.S.A. 39:3-76.2 et seq and the Federal Motor Vehicle Safety Standards. Such proof shall consist of a written policy or posted notice at the base of operation and in all taxicabs, conspicuous to drivers, setting forth that, prior to the operation of the taxicab, children 18 months of age or younger who are passengers in a taxicab shall be placed in a child restraint seat. Children over the age of 18 months, but under the age of five years, must be placed in a car seat, if riding in the front seat of a taxicab; if riding in the rear seat of a taxicab, in a lap and/or lap and shoulder harness seat belt. Every taxicab licensed must keep and maintain a federally approved car seat in the passenger compartment or trunk of the licensed vehicle at all times, for use in accordance with this section and § 203-5G.

[Added 3-11-1992 by Ord. No. 9-1992; amended 12-27-2000 by Ord. No. 54-2000; 5-22-2002 by Ord. No. 28-2002]

E. Power of attorney. No taxicab license shall be issued until the applicant therefor shall have delivered to the Licensing Officer of the Township a power of attorney executed by the applicant wherein and whereby the applicant shall appoint the Chief Financial Officer of the Township as his, her or its true and lawful attorney for the purpose of acknowledging service for any process of a court of competent jurisdiction to be served against the insured by virtue of the indemnity granted under the insurance as herein required.

[Added 12-27-2000 by Ord. No. 54-2000]

## § 203-5. Operation of taxicabs.

A. Marking of taxicabs. Every taxicab so licensed shall have permanently affixed on the outside of the taxicab, on both sides thereof, the word "taxi," "cab," "hack" or "taxicab" in letters at least four inches high, as well as the name under which the owner is operating such vehicle. Each taxicab must be identifiable by displaying the Egg Harbor Township Taxicab Seal, issued by the Township, permanently affixed thereto, on the two front doors and with the license number displayed on the rear of the trunk in numerals no less than three inches in height.

[Amended 4-27-1994 by Ord. No. 12-1994]

B. Identification required. There shall be affixed in every taxicab, in such manner that the same can be conveniently read by any person in the taxicab, a card at least three inches in height by at least five inches in length containing the name of the owner, the license number of the vehicle and the year of issuance. The card shall also contain a photograph of the taxicab driver, with the name of the driver and his license number.

C. Fares; display and collection.

(1) The maximum fares allowed to be charged when passengers are picked up in Egg Harbor Township are as follows:

[Added 4-27-1994 by Ord. No. 12-1994<sup>[1]</sup>]

(a) Two dollars and twenty-five cents per mile with a six-dollar minimum, except when initiated at the Atlantic City International Airport.

(b)

When initiating from the Atlantic City International Airport, \$27 for the first passenger plus \$1 for each additional passenger to anywhere in Atlantic City, which includes all tolls, luggage, etc., and \$2 per mile to any destination other than Atlantic City.

(c) All fares must be displayed on the dashboard of each taxicab with numerals two inches in height.

[1] *Editor's Note: This ordinance also provided for the renumbering of former Subsection C(1) and (2) as C(2) and (3), respectively.*

(2) No taxicab shall be operated in the Township unless and until there is prominently displayed in the interior thereof, within full view and access of any passengers therein, and on the exterior of the vehicle, a complete list of fares, charges or tariff rates charged for transportation of passengers, which fares, charges or tariff rates so displayed and no other shall be those to be charged any passengers so transported. A schedule of such fares, rates and tariffs shall be first filed with the Licensing Officer.

[Amended 12-8-1982 by Ord. No. 70-1982; 7-9-1986 by Ord. No. 28-1986]

(3) Every driver of such taxicab shall have the right to demand payment of legal fare in advance and may refuse employment unless so prepaid, but no driver of such vehicle shall otherwise refuse or neglect to convey any orderly person or persons upon request anywhere in the Township unless previously engaged or unable to do so. No driver of any such taxicab shall carry any other person than the first passenger employing him, without the consent of such passenger.

D. Maintenance of manifest. Every holder of a license shall require the driver of the taxicab to keep a daily record, identified by the cab number of the taxicab used and the license number of the taxicab driver, which record shall include the time and place a passenger was accepted, the time and place of discharge and the fare received for the trip. These records shall be kept for at least 120 days and shall be open at all times for inspection by any duly authorized law enforcement officer.

E. Maintenance of taxicabs. The owner and operator of each taxicab operating in the Township shall keep the taxicab in good running order so that it makes a presentable appearance and affords comfortable, safe rides to passengers and remains free from mechanical defects or other defects which would affect the safety of the passengers. The owner of each taxicab shall have each taxicab presented to the Chief of Police or other designated police officer prior to issuance or renewal of the taxicab owner's license and thereafter upon the request of the Chief of Police or other public officer so that it may be inspected to determine whether it complies with the provisions of this chapter.

F. Taxicab passengers.

(1) No taxicabs shall at any time carry more than five passengers.

[Amended 12-14-1983 by Ord. No. 43-1983; 4-27-1994 by Ord. No. 12-1994]

(2) Drivers of taxicabs shall not receive or discharge passengers in the roadways but shall pull up to the right-hand sidewalk as nearly as possible or, in the absence of a sidewalk, to the extreme right-hand side of the road and there receive or discharge passengers. Upon one-way streets, passengers may be discharged on either the right- or left-hand sidewalk or side of the roadway in the absence of a sidewalk.

(3) No owner or driver of any taxicab shall induce any person to employ him by knowingly misinforming or misleading any such person as to time and place of the arrival or departure of any airplane, or other regularly scheduled mode of transportation, or as to the location of any hotel, public place or private residence within this Township, nor shall any such owner or driver deceive any person or make false representation to him or convey any passenger to any other place or over any street other than that to which the passenger may have instructed the driver to go.

(4) A taxicab in service shall be occupied by the driver and his or her paid passengers only, with the lone exception of a licensed taxicab driver-in-training.

[Added 4-27-1994 by Ord. No. 12-1994]

G. Child restraint seats.

[Added 3-11-1992 by Ord. No. 9-1992; amended 12-27-2000 by Ord. No. 54-2000]

(1) No driver shall operate a cab in which a child five years of age or younger is a passenger unless:

(a) A child 18 months of age or younger is in a properly fitted, adjusted and approved certified infant carrier or child car seat.

- (b) A child over 18 months of age but less than 5 years is in a properly fitted, adjusted and approved certified infant carrier or child car seat.
  - (c) A child over five years of age is in a lap belt or a lap belt/shoulder harness as a rear seat passenger.
  - (d) Child restraint seats shall be required pursuant to § 203-4D.
- (2) The operator of the taxi shall be required to be in a compliance with all applicable federal and state safety standards and warnings associated with the infant carrier or child car seat. At no time shall the restraint device, if placed in the front seat of the car, be in the air bag deployment area.

## Article II. Limousines

### § 203-6. Definitions.

As used in this article the following terms shall have the meanings indicated:

#### **AUTOCABS**

A limousine.

#### **LIMOUSINE**

Includes any automobile or motor car used in the business of carrying passengers for hire to provide prearranged passenger transportation at a premium fare on a dedicated, nonscheduled, charter basis that is not conducted on a regular route and with a seating capacity in no event of more than 14 passengers, not including the driver, provided that such a vehicle shall not have a seating capacity in excess of four passengers, not including the driver, beyond the maximum passenger seating capacity of the vehicle, not including the driver, at the time of manufacture.

Nothing in this definition shall be construed to include taxicab, hotel buses or buses regulated by the New Jersey Department of Transportation.

[Added 12-27-2000 by Ord. No. 54-2000]

#### **LIMOUSINE SERVICE**

Includes the business of carrying passengers for hire by limousine.

#### **PERSON**

Includes any individual, copartnership, association, corporation or joint-stock company, their lessees, trustees or receivers appointed by any court whatsoever.

#### **STREET**

Includes any street, avenue, park, parkway, highway, boulevard or other public place.

### § 203-7. Classes of licenses.

There are hereby established two classes of limousine licenses, to be known as "limousine owner's license" and "limousine driver's license."

- A. Limousine owner's license. A limousine owner's license shall entitle the limousine therein described to be operated anywhere within this Township by a driver duly licensed hereunder, until such license either expires or is surrendered, suspended or revoked, and shall not be transferable. There shall be no limit to the number of limousine owner's licenses issued.
- B. Limousine driver's license. A limousine driver's license shall entitle the person named therein to operate within this Township any limousine duly licensed hereunder, until the license either expires or is surrendered, suspended or revoked, and shall not be transferable. There shall be no limit to the number of limousine driver's licenses issued.

### § 203-8. License required.

No person shall hire out, keep or use for hire or pay, or to be kept or used for hire or pay, any limousine within the Township without first having obtained an owner's license for that purpose, as provided by this chapter.

## § 203-9. Application requirements.

- A. Applications for licenses shall be filed with the Licensing Officer, who shall, in the case of a limousine owner or limousine driver's license, initiate the investigation as specified in Chapter **142**, Licensing, § **142-3**.
- B. Each application for an limousine driver's license shall, in addition to the requirements of any law of the state, establish, to the satisfaction of the Licensing Officer, that such applicant:
  - (1) Is currently licensed by the New Jersey Department of Motor Vehicles and maintains a valid license by the standards set forth:
    - (a) The latest offense was of such a nature that it revealed an unreasonable disregard by the licensee for the safety and welfare of himself or others.
    - (b) The number and seriousness of the offenses contained in the prior driving record of the licensee reveal a pattern or patterns of unreasonable disregard by the licensee for the safety and welfare of himself or others.
    - (c) The nature and extent of the driving record of the licensee establish a substantial risk that licensee will commit another offense.
  - (2) Is at least 18 years of age.
  - (3) Is a legal resident of the United States.
  - (4) Submits a certificate from a licensed physician of the State of New Jersey, at the applicant's expense, certifying that the applicant has been examined within the preceding 30 days and that such applicant has no infirmity of body or mind, or visual impairment or deficiency, which might render the applicant unfit for the safe operation of a limousine.
  - (5) Submits to a traffic violations check for the preceding five years to be conducted by the Township and that he or she has sufficient knowledge of the Township's traffic regulations.
  - (6) Submits two recent photographs, being not less than 1 1/4 inches in height by one inch in length, of the applicant, with the application.<sup>[1]</sup>

[1] *Editor's Note: Former Subsection B(7), regarding a working knowledge of the English language, which immediately followed this subsection, was repealed 12-27-2000 by Ord. No. 54-2000.*

## § 203-10. Issuance of license.

- A. No license required by § **203-12** shall be issued or renewed unless the limousine sought to be licensed has been thoroughly and carefully inspected by the Police Department and a certificate issued that the same is found to be in a safe, comfortable condition for the transportation of passengers, of good appearance and well painted.
- B. The provisions of § **203-2E** regarding the powers of Township Committee are herewith incorporated and applicable to limousine licensure.

## § 203-11. Power of attorney.

The owner of the limousine shall execute and deliver to the Division of Motor Vehicles, concurrently with the filing of a certificate of insurance pursuant to § **203-12A(1)** a power of attorney, wherein and whereby the owner shall appoint the Director of the Division of Motor Vehicles his true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against the insured by virtue of the indemnity granted under the insurance policy filed.

## § 203-12. Insurance and operation of limousines.

- A. Insurance requirements.

- (1) No limousine shall be operated wholly or partly along any street in this Township until the owner of the limousine shall have filed with the Licensing Officer, if the owner has his/her principal place of business within this Township, a certificate of insurance, by a company duly licensed to transact business under the insurance laws of this state, in the sum of \$1.5 million against loss by reason of the liability imposed by law upon every limousine for damages on account of bodily injury or death suffered by a person as a result of an accident occurring by reason of the ownership, maintenance or use of the limousine upon any public street.
  - (2) If the owner has his or her principal place of business in another municipality, then a copy of the certificate of insurance filed with such municipality shall be filed with the Licensing Officer.
  - (3) The operation shall be permitted only so long as the insurance policy remains in full force and effect as to the full and collectible amount of \$1.5 million. A limousine owner, or anyone on its behalf, shall not undertake to cancel or have canceled any such policy without first giving the Licensing Officer 10 days' notice of the intention to do so. No such policy shall be filed by the Licensing Officer unless such policy shall contain a provision to the effect that the Licensing Officer shall be afforded at least 10 days' notice of the intention of the insurance company which issued such policy to cancel same.
  - (4) The insurance policy shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance and use of such limousine upon any public street or any fault in respect thereto and shall be for the benefit of every person suffering loss, damage or injury as aforesaid.
  - (5) Child restraint seats are required for the operation of a limousine pursuant to § 203-5G.
- B. Issuance of certificate for operation.
- (1) The Licensing Officer, upon the filing of the required application, certificate of insurance and power of attorney, shall issue a certificate, in duplicate, showing that the owner of the limousine service has complied with the terms and provisions of this chapter.
  - (2) The certificate shall state the name of the insurance company, the number and date of expiration of the policy and a description and the registration number of each limousine service insured thereunder. The duplicate certificate shall be filed with the Division of Motor Vehicles before any such vehicle is registered as a limousine service.
  - (3) A limousine shall not be operated by anyone for service within the Township unless the driver thereof has been issued a valid limousine driver's license.
- C. Inspection of license and operations.
- (1) The original license shall be retained within the limousine and shall be available for inspection by any police officer of the state.
  - (2) No limousine shall be licensed and operated without the equipment specified in N.J.S.A. 48:16-22.1.

## Article III. General Provisions

### § 203-13. Fees.

[Amended 11-13-1985 by Ord. No. 46-1985; 4-27-1994 by Ord. No. 12-1994]

- A. Taxicab license fees.
- (1) The annual fee for a taxicab owner's license shall be \$100. The license shall be effective for a period from January 1 to December 31.
  - (2) The annual taxicab driver's license fee shall be \$100. The license shall be effective for a period from January 1 to December 31.
- B. Limousine license fees. The fee for the limousine owner's license and limousine driver's license shall be \$50 each. All licenses shall be effective for a period of one year from January 1 to December 31 of each calendar year. There will be no proration of the fee.

[Amended 12-27-2000 by Ord. No. 54-2000]

## § 203-14. (Reserved)

[1] *Editor's Note: Former § 203-14, General regulations, as amended, was repealed 12-27-2000 by Ord. No. 54-2000.*

## § 203-15. Violations and penalties.

[Amended 3-10-1982 by Ord. No. 18-1982]

- A. Violation of any provision of this chapter shall, upon conviction thereof, be punished by a minimum fine of \$100 or a maximum of \$2,000 or by imprisonment for a term not exceeding 90 days or by a period of community service not exceeding 90 days. Each and every violation shall be considered a separate violation. Any person who is convicted of violating the provisions of this chapter within one year of the date of a previous violation and who was fined for the previous violation may be sentenced by the Court to an additional fine as a repeat offender. The additional fine imposed as a repeat offender shall not be less than the minimum or exceed the maximum fine provided herein, and same shall be calculated separately from the fine imposed for the violation of this chapter.

[Amended 12-9-1987 by Ord. No. 60-1987; 4-12-2006 by Ord. No. 20-2006]

- B. In the event that a taxicab or limousine is being operated by a party who does not have a taxicab driver's license in the case of taxicabs, or a limousine driver's license in the case of a limousine, as defined in this chapter, both the driver and the owner of the taxicab or limousine, as the case may be, shall be subject to the penalty provisions as are set forth in Subsection **A** above.

[Amended 12-27-2000 by Ord. No. 54-2000]