

Effective Date: October 1, 2016

7/21/2016
7/12/2016
5/24/2016

66-O-16

AN ORDINANCE

**Amending and Revising Title 3, Chapter 17 of the
Evanston City Code Regarding Taxicabs
and Motor Vehicles For Hire**

NOW BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 2: That Title 3, Chapter 17 of the Evanston City Code of 2012, is
stricken and replaced in its entirety, and amended to read as follows:

**CHAPTER 17 - TAXICABS; MOTOR VEHICLES FOR HIRE; TRANSPORTATION
NETWORK PROVIDERS**

3-17-1. – DEFINITIONS

For purposes of this Chapter, the definitions in the Illinois Vehicle Code, 625 ILCS 5/ et seq., as may be amended from time to time, the definitions in the Taxi Safety Act, 625 ILCS 55/ et. seq., as may be amended from time to time, and the definitions in the Transportation Network Providers Act, 625 ILCS 57/ et seq., as may be amended from time to time, will apply.

CITY MANAGER	The City of Evanston City Manager or his/her designee.
MOTOR VEHICLE FOR HIRE	All other motor vehicles or buses used for the transportation of passengers for hire. A motor vehicle for hire also includes a limousine, as defined by the Illinois Vehicle Code. A motor vehicle for hire is not a bus operated by a public transportation agency or unit of local government, taxicab, or transportation network vehicle.
TAXICAB	Any public passenger vehicle transporting passengers for hire on a trip basis to or from a destination, other than a motor vehicle for hire or transportation network

	vehicle. The vehicle must be equipped with a taximeter.
TAXIMETER	Any electronic or mechanical device which records and indicates a fare measured by distance traveled, waiting time and/or number of passengers.
TRANSPORTATION NETWORK VEHICLE	Any vehicle used to provide a transportation network service. A transportation network vehicle is not a taxicab or motor vehicle for hire.

3-17-2. - COMPLIANCE WITH STATE AND CITY LAWS

It is unlawful for any person to operate a taxicab, motor vehicle for hire, or transportation network vehicle in the corporate limits of the City unless the driver of the taxicab, motor vehicle for hire, or the transportation network vehicle operated by him/her comply with all relevant state of Illinois laws and regulations and the City Code.

All taxicabs soliciting business in the corporate limits of the City must register annually with the City Manager, and maintain proof of current registration in a readily observable location on the taxicab. There is no fee for this annual registration. All applicants must disclose their name, address, provide a current copy of a valid license or permit to operate a motor vehicle issued under Illinois state law, provide proof of compliance with the requirements of Subsection 3-17-4, and disclose whether the applicant ever had a motor vehicle license suspended or revoked.

No driver of a taxicab, motor vehicle for hire, or transportation network vehicle can solicit patronage in a loud or annoying tone of voice or by sign. No driver can obstruct the movement of any persons or vehicles, or follow any person for the purpose of soliciting patronage.

No person may operate a rent-a-car business without applying for and receiving a valid City business license.

3-17-3. – LIABILITY INSURANCE AND PROOF OF FINANCIAL RESPONSIBILITY REQUIRED

All drivers, taxicab providers, motor vehicle for hire providers, and transportation network providers must comply with all state of Illinois requirements regarding liability insurance and proof of financial responsibility.

3-17-4. – COMPLIANCE WITH STATE OF ILLINOIS SAFETY REQUIREMENTS

Every motor vehicle operating within the City which is required to comply with the Illinois Vehicle Code, 625 ILCS 625 5/13-101, as may be amended from time to time, must

submit to the state of Illinois "safety test" and secure a certificate of safety from the state. Every vehicle operator or owner must produce evidence of compliance upon demand by the City. Violators may be cited by the City on a warning ticket, issued to the owner or operator of the motor vehicle, with a twenty one (21) day grace period given for correction of the violation. Any uncorrected violations may be written as a citation to the City Administrative Adjudication Division or the Cook County Circuit Court.

No taxicab, transportation network vehicle, or motor vehicle for hire operating within the City can display any advertising sign or device on the vehicle that creates any risk of injury to the driver, to passengers of the vehicle, to pedestrians, or to drivers or passengers of other vehicles.

3-17-5. – IDENTIFICATION IN TAXICABS OR MOTOR VEHICLES FOR HIRE

Every taxicab must display on each side front door or front fender, and on the trunk, and in a conspicuous place within the passenger compartment, the name of the owner of the vehicle, and if applicable, the association to which it belongs. The following information must be displayed in the taxicab's rear passenger compartment in plain view of the passenger: schedule of rates and charges, telephone number where complaints can be received, a list of communities where straight meter rates apply, the taxicab number, the name of the owner of the taxicab, and the name of the association to which the taxicab belongs.

Every driver of a motor vehicle for hire must display his/her driver's license in the interior of the vehicle in plain view.

3-17-6. – NON-DISCRIMINATION

All taxicab drivers, motor vehicle for hire drivers, and transportation network vehicle drivers must comply with all applicable laws regarding non-discrimination against passengers or potential passengers on the basis of destination, race, color, national origin, religious belief or affiliation, sex, disability, age, sexual orientation, or gender identity.

3-17-7. - TAXICAB STANDS AND LOADING ZONES

The City Manager, with the consent of the City Council, may establish taxicab stands and motor vehicle for hire loading zones designated by appropriate signs. Transportation network vehicles cannot operate in taxicab stands or loading zones.

3-17-8. – TAXIMETERS

Every taxicab must have a taximeter to register, in plain view of the passenger, the fares as accumulated while the cab is operating. The taxicab must have posted information, in plain view of the passenger, showing how the fare is calculated, applicable rates, and upon request, the taxi driver must provide an estimated fare to the passenger before the trip. No taxicab may transport a passenger for hire unless the taximeter accurately records the fare to be charged. Any passenger who requests a receipt for the fare paid is to receive one. Any passenger can pay for the fare by credit or debit card.

3-17-9. – SENIOR CITIZEN/PERSONS WITH DISABILITIES TAXICAB PROGRAM

Owners, operators and drivers of taxicabs are eligible to provide Senior Citizen/Persons with Disabilities Taxicab Program services to City residents.

Persons eligible to participate as a passenger in the Senior Citizen/Persons with Disabilities Taxicab Program must be Evanston residents of sixty (60) years of age or older, or those residents who are persons with disabilities as defined by the Illinois Vehicle Code, 625 ILCS 5/1-159.1. The availability of assistance for senior citizens will be limited to those senior citizens who provide a written affidavit of need and meet income eligibility requirements. Eligible senior citizens will be those individuals whose annual income does not exceed thirty thousand dollars (\$30,000.00) for a single person or fifty thousand dollars (\$50,000.00) for married persons filing a joint income tax return. Eligible persons with disabilities will be those individuals who give the City a written disability determination pursuant to 625 ILCS 5/1-159.1.

The fixed rate for a ride for persons registered to participate in the Senior Citizen/Persons with Disabilities Taxicab Program is ten dollars (\$10.00), based upon subsidies from the City, with a participant share of four dollars (\$4.00). Eligible passenger participants may purchase a coupon for service. Passenger participants may be taken only within the corporate boundaries of the City of Evanston, the City of Wilmette, the Village of Skokie, or the Village of Lincolnwood.

3-17-10. - PENALTY

Owners, operators, or drivers who violate the provisions of this Chapter will be fined three hundred dollars (\$300.00) for each violation.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: This ordinance will be in full force and effect as of October 1, 2016.

SECTION 5: If any provision of this ordinance or application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity will not affect other provisions or applications of this ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this ordinance is severable.

Introduced: July 25, 2016

Adopted: August 15, 2016

Approved:

August 22, 2016

Elizabeth B. Tisdahl
Elizabeth B. Tisdahl, Mayor

Attest:

Rodney Greene
Rodney Greene, City Clerk

Approved as to form:

W. Grant Farrar
W. Grant Farrar, Corporation Counsel