



AGENDA REPORT

Meeting Date: July 5, 2016

Item Number: D-4

To: Honorable Mayor & City Council

From: Laurence S. Wiener, City Attorney

Subject: AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE REGARDING MINIMUM NUMBER OF OPERATING TAXICABS PER FRANCHISEE.

Attachments: 1. Ordinance

RECOMMENDATION

It is recommended that the City Council move to waive the full reading and adopt the ordinance entitled "AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE REGARDING MINIMUM NUMBER OF OPERATING TAXICABS PER FRANCHISEE".

INTRODUCTION

This ordinance amends the Municipal Code as it relates to the minimum number of taxicabs each Taxicab Franchisee must have in operation and modifies the requirement from 25 to a number determined by the Transportation Official.

DISCUSSION

At its meeting of June 21, 2016, the City Council conducted a first reading of this ordinance and introduced it.

FISCAL IMPACT

There are permit fees associated with each Taxicab in operation, but because three Franchisees already operate a fleet less than the current required minimum, staff does not anticipate fiscal impacts associated with this amendment.

A handwritten signature in black ink, appearing to read "L. Wiener" with a flourish at the end.

Laurence S. Wiener, City Attorney

Attachment 1

**AN ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING THE BEVERLY HILLS MUNICIPAL
CODE REGARDING MINIMUM NUMBER OF
OPERATING TAXICABS PER FRANCHISEE**

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS DOES HEREBY
ORDAIN AS FOLLOWS:

Section 1. The city council hereby amends and restates paragraph F of Section 7-4-102 (“FRANCHISE REQUIREMENTS”) of Article 1 (“Taxicab Franchises”) of Chapter 4 (“PUBLIC TRANSPORTATION VEHICLES”) of Title 7 (“TRAFFIC, PARKING, AND PUBLIC TRANSPORTATION”) of the Beverly Hills Municipal Code to read as follows:

7-4-102: FRANCHISE REQUIREMENTS:

F. Each taxicab franchisee shall maintain in operation in the city at all times a minimum number of properly permitted taxicabs as determined by the transportation official or such higher number as specified in its franchise agreement.

Section 2. Severability. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance or the application thereof to any person or place, is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 3. Publication. The City Clerk shall cause this Ordinance to be published at least once in a newspaper of general circulation published and circulated in the city within fifteen (15) days after its passage in accordance with Section 36933 of the Government Code, shall certify to the adoption of this Ordinance and shall cause this Ordinance and the city Clerk’s certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this city.

Section 4. Effective Date. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

Adopted:
Effective:

JOHN A. MIRISCH
Mayor of the City of Beverly Hills

ATTEST:

(SEAL)
BYRON POPE
City Clerk

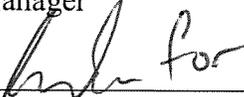
APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

MAHDI ALUZRI
City Manager



GEORGE CHAVEZ
Assistant City Manager /
Director of Public Works Services