

ORDINANCE NO. 2048

AN ORDINANCE to amend Sections 37-77 and 37-78 by adding new second paragraphs thereto, to amend and reordain Section 37-80 and to add a new section numbered 37-78.1, all with respect to Division 6, Article I, Chapter 37 of The Code of the City of Alexandria, Virginia, 1963, as amended; which Chapter 37 relates to TAXICABS AND OTHER VEHICLES FOR HIRE, which Article I relates to TAXICABS AND FOR-HIRE VEHICLES, which Division 6 relates to FARES, which Section 37-77 relates to TAXIMETERS and which new second paragraph thereof relates to PROVISIONS IN CONFLICT WITH A CONTRACT UNDER SECTION 37-78.1, which Section 37-78 relates to AMOUNT OF FARE TO BE CHARGED and which new second paragraph thereof relates to NON-APPLICABILITY TO CONTRACT SERVICE UNDER SECTION 37-78.1, which Section 37-80 relates to REFUSAL OF PASSENGER TO PAY LEGAL FARE and and which new Section 37-78.1 relates to TAXICAB SERVICES AND FARES FOR ELDERLY OR PHYSICALLY HANDICAPPED PERSONS PURSUANT TO A CONTRACT BETWEEN AN OWNER AND THE CITY OR A NON-PROFIT PRIVATE OR PUBLIC ORGANIZATION.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 37-77, Division 6, Article I, Chapter 37 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended by adding thereto a new paragraph to read as follows:

When any taxicab is operated pursuant to a contract provided for in Section 37-78.1 of this Chapter any provision of this section in conflict with the terms and conditions of such contract shall not apply.

Section 2. That Section 37-78, Division 6, Article I, Chapter 37 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended by adding thereto a new paragraph to read as follows:

This section shall not apply when any taxicab is operated pursuant to a contract provided for in Section 37-78.1 of this Chapter.

Section 3. That Section 37-80, Division 6, Article I, Chapter 37 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 37-80. Refusal of passenger to pay legal fare.

It shall be unlawful for any person to ride in a taxicab operated pursuant to this article on the streets of the city, with intent to obtain such passenger service without paying the lawful fare under the schedule set out in Sections 37-78 or 37-78.1, whichever applies. Refusal to pay for such service shall be prima facie evidence of such intent under this section.

Section 4. That Division 6, Article I, Chapter 37 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended by adding thereto a new section numbered 37-78.1 to read as follows:

Sec. 37-78.1. Taxicab services and fares for elderly or physically handicapped persons pursuant to a contract between an owner and the city or a non-profit private or public organization.

Upon the approval of the city council, any owner, company, association or fleet may enter into a contract, on an annual or semi-annual basis, with the city or any non-profit private or public organization to provide taxicab services for elderly or for physically handicapped persons, to be certified as eligible in accordance with standards set forth in the contract, under a fare schedule agreed upon in the contract. Such fare schedule may differ from the fares established in Section 37-78

of this Chapter. Any owner operating a taxicab pursuant to such a contract shall comply with all other provisions of this Chapter, except where otherwise specified. No such contract shall be entered into unless all owners operating a taxicab pursuant to such a contract have obtained certificates of public convenience and necessity required by this Chapter prior to entering into any such contract.

Section 5. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

CHARLES E. BEATLEY, JR.  
Mayor

Final Passage: June 24, 1975