

**TOWNSHIP OF NEPTUNE  
ORDINANCE NO. 23-09**

**AN ORDINANCE TO OF THE TOWNSHIP OF NEPTUNE TO AMEND AND  
SUPPLEMENT CHAPTER 4 BUSINESS AND LICENSING REGULATIONS BY  
AMENDING AND SUPPLEMENTING SECTION 17 "TAXICABS"**

**BE IT ORDAINED**, by the Township Committee of the Township of Neptune that the Ordinance be and is hereby amended as follows:

**SECTION 1.**

**§4-17 TAXICABS**

**§4-17.3 Medallion Owner and Medallion Operators (Lessees)**

- a. Required. No person, firm or corporation shall hire out, keep or use for hire or pay, or cause to be kept for use or hire or pay, any vehicle commonly known as a taxicab, within the territorial limits of the Township of Neptune, in the County of Monmouth without first having obtained an annual taxi medallion license. The taxi medallion owner is responsible to apply for and obtain a taxi medallion license annually. If a taxi medallion license lapses more than ~~ninety (90)~~ **thirty (30)** days beyond March 31st of each year, their taxi medallion shall be revoked and returned to the Township of Neptune and sold at a public sale held by the Township of Neptune. The taxi medallion owner must be notified.
- b. Application.
  - 1. Applications for a taxi medallion license to operate a taxicab or taxicabs must be made by the medallion owner in a manner prescribed by the Mercantile Registration Officer.**
  - 2. The application is to include but not limited to the primary responsible person, company name, home address, phone number, Tax Id #, Entity Id#.**
  - 3. All medallion applications, if not already submitted, must include the application for the driver(s) or a sworn affidavit that the car does not have a driver. Once a driver is hired / employed they must submit an application prior to the taxi being allowed to operate.**
- c. Number. No taxicab license shall be granted unless the number of licenses used and outstanding shall be less than fifty (50).
- d. Fees.
  - 1. The fee for each taxi medallion owned shall be the sum of one hundred (\$100.00) dollars for each year beginning the 31<sup>st</sup> day of March thereof, which fee shall not be apportioned and is imposed for the purpose of regulation. A fee will be assessed even if no vehicle is in operation/on the road.**
  - 2. A late fee of \$25.00 per day will be assessed for each medallion not renewed and paid for by March 31st of each calendar year.**
- e. Inspection of Vehicles. No taxicab license shall be issued until the vehicle has been thoroughly and carefully inspected and examined by the Police Department and determined to be in a thoroughly safe condition for the transportation of passengers.
- f. Issuance. Upon approval and granting of a license for the operation of a taxicab ~~the Mercantile Registration Officer shall provide the licensee with a card containing the name of the applicant, the Township license number, in addition, the Mercantile Registration Officer shall issue a decal~~ **displaying the medallion number and operating year** to be affixed to the vehicle by a representative of the Township. This decal is to be affixed to the left rear window. **Any vehicle**

**found operating without the proper decal will be subject to a summons to appear in municipal court for operating without the proper documentation and subject to the penalties in section §4-17.12**

- g. Transfer of Taxi Medallion Ownership
- 1.** No owner, licensee or bailee of a licensed taxicab shall sell, lease, rent, assign, transfer, or, in any manner whatsoever, dispose of a taxicab owner's license without first notifying the Township in writing. This notification must be in writing by the prospective new owner and the current owner, shall be notarized, and shall provide all necessary information. It shall be required that the Township Committee pass a resolution to affect the sale. This applies only to the sale of ownership.
  - 2.** There shall be a one-time charge of one hundred (\$100.00) dollars at the time of a sale or lease of an ownership license payable to the Township of Neptune.
- h. Change of Vehicle. If a taxicab is taken out of service and is replaced by another taxicab, a form shall be furnished by the Mercantile Registration Officer, which shall be completed by the applicant. There shall be a charge of fifty (\$50.00) dollars payable to the Township of Neptune.
- i. Registration. New Jersey Motor Vehicle Commission Registrations shall be provided to the Mercantile Registration Officer within five (5) days of submitting an application.

§ 4-17.4 Taxicab Driver's License

- a. Required. No person shall drive a taxicab in the Township of Neptune without first obtaining a Township of Neptune Taxicab Driver's license. **Driver applications must be submitted along with the medallion application or no later than March 31<sup>st</sup> of the calendar year.**
- b. Fee. The license fee for a first time driver of a taxicab shall be one hundred (\$100.00) dollars for each year, or part thereof. Thereafter, the renewal application fee shall be fifty (\$50.00) dollars.
- c. Conditions. For applicants, no application for a taxicab driver's license, under the terms of this section, shall be issued unless the applicant:
  1. Is twenty-one (21) years of age or older and has a valid New Jersey Basic Driver's License as defined by the New Jersey Motor Vehicle Commission.
  2. All applicants shall submit annually the "Medical Examination Form" provide by Mercantile Registration Office. Said form must be completed by a Medical Doctor, certifying that the application is of sound physical condition and healthy enough for safe operation of a taxicab, must be completed no more than thirty (30) days prior to application, must be stamped by said Doctor and notarized.
  3. Shall have an acceptable understanding of the English language.
  4. Produce affidavits, on the form provided by the Mercantile Registration Office, of their good character from at least three (3) reputable citizens who have known them personally.
  5. Shall not be addicted to the use of narcotics or intoxicating liquors.
  6. Shall be a citizen of the United States and present a Social Security Card as proof thereof or present a temporary or permanent Alien Registration Card, a work visa or a federally approved work permit.

7. Applications for a taxi driver's license must be made by the taxi driver in a manner prescribed by the Mercantile Registration Officer. All applications must at a minimum include the full name, home address, places of residence for the preceding five (5) years, age, color, height, color of eyes and hair, place of birth, previous employment, whether married or single, a photograph, whether they have ever been convicted of a crime or a violation of this section, and whether their license has ever been revoked or suspended and for what cause, in this or any other state, which statement shall be signed and sworn to by the applicant and filed with the Mercantile Registration Officer.
  8. Shall be fingerprinted by the vendor approved by the Township of Neptune Police Department and provide a digital photo via email to the mercantile office.
  9. Never have been convicted of a crime in New Jersey or engaged in conduct in any other state or jurisdiction, which if committed in New Jersey, would constitute a crime. For purposes of this section, a "crime" shall be any offense that is a violation of Title 2C of the New Jersey Statutes, excluding disorderly persons and petty disorderly person's offenses. The Police Chief shall have the ability to exempt an individual from this section by determining the affirmative demonstration of rehabilitation from any person who has been convicted of a crime. The determination would be on the basis of the following: (1) nature and seriousness; (2) circumstances under which occurred; (3) the date; (4) the age at the time at which the crime occurred; (5) whether the crime was repeated; (6) social conditions which may have contributed to the crime; and (7) evidence of rehabilitation, including good conduct in the community, counseling, psychological or psychiatric treatment, additional academic or vocational training or personal recommendations.
  10. Provide ~~a current driver's abstract from the New Jersey Motor Vehicle Commission~~ **a certified complete driver history abstract from the New Jersey Motor Vehicle Commission issued no more than 30 days prior to application.**
- d. Issuance of License. Upon satisfactory fulfillment of the foregoing requirements, there shall be issued by the Mercantile Registration Officer to the applicant, after the approval of the Chief of Police, a taxi license identification card, which shall contain the photograph, name, address, taxi stand and any other information that shall be deemed necessary by the Mercantile Registration Officer. Upon receipt of the criminal background checks and drivers abstract, the Mercantile Registration Officer shall be authorized to issue a taxi license. If the taxicab driver requests a replacement of the annual or temporary license, there shall be a charge of ~~twenty-five~~ **Fifty (\$50.00) dollars.**
- e. Revocation or Suspension of License
1. If at any time within the licensed year a taxicab driver is convicted of a crime, their driver's license becomes suspended, or has permitted his cab to be used for any illegal or immoral purpose, the Mercantile Registration Officer shall immediately suspend or revoke the taxicab driver's license.
  2. The Township Committee, after a hearing, may suspend or revoke the taxicab license of any taxicab driver who loiters within any space prohibited by law or ordinance, or who stands in a prohibited place soliciting or waiting for new passengers, or who violates any provision of the New Jersey Motor Vehicle Commission Laws or of this ordinance, or any of the rules or regulations made by the Township Committee or Chief of Police regulating taxicabs.
- f. License Renewals. Taxicab driver's licenses must be renewed annually. The annual renewal application fee shall be fifty (\$50.00) dollars. No renewal shall be granted until such time as the applicant has been fingerprinted by the vendor approved by the Neptune Township Police

Department. Renewals must be submitted no later than March 1st annually. Drivers who do not fulfil the requirements for renewal prior to the expiration will not be permitted to operate.

**Failure to renew by March 31st will deem the applicant's status as a renewal void and they will become a new applicant.**

**§4-17.12 Penalties**

Any person violating any of the provisions of this section shall, upon conviction, be punished by a mandatory fine not less than ~~one hundred (\$100.00)~~ **Five Hundred (\$500.00)** dollars nor more than two thousand (\$2,000.00) dollars, a term of imprisonment not to exceed 90 days or a period of community service not to exceed 90 days or any combination.

**SECTION 2.**

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

**SECTION 3.**

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

**SECTION 4.**

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

**SECTION 5.**

This Ordinance shall take effect upon its passage and publication according to law.

<b>Motion/ Second</b>	<b>Roll Call To Adopt On First Reading</b>					<b>Adopted on First Reading Dated: March 13, 2023</b>
		<b>YAY</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	
Second	Dr. Michael Brantley	X				
Motion	Robert Lane, Jr.	X				
	Tassie D. York	X				
	Nicholas Williams				X	Gabriella Siboni, RMC
	Keith Cafferty	X				Township Clerk

<b>Motion/ Second</b>	<b>Roll Call To Adopt On Second and Final Reading</b>					<b>Adopted on Second Reading Dated: March 27, 2023</b>
		<b>YAY</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	
Second	Dr. Michael Brantley	X				
Motion	Robert Lane, Jr.	X				
	Tassie D. York	X				
	Nicholas Williams	X				Gabriella Siboni, RMC
	Keith Cafferty	X				Township Clerk

---

Gabriella Siboni  
Township Clerk

---

Keith Cafferty  
Mayor