

**AN ORDINANCE
2109-2023**

**AN ORDINANCE OF THE CITY PERTH AMBOY, COUNTY OF MIDDLESEX, NEW JERSEY
AMENDING AN ORDINANCE ENTITLED "TAXICABS" (ORDINANCE NO. 38-74 AS
AMENDED) ALSO KNOWN AS CHAPTER 404 ET SEQ OF THE CODE OF THE CITY OF
PERTH AMBOY**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PERTH AMBOY:

SECTION 1. That Chapter 404 "Taxicabs" §404-17 is hereby amended to read as follows:

§ 404-17. Application for taxicab driver's license.

A. No person shall be permitted to drive a taxicab until he shall have made application for a taxicab driver's license upon such form as provided by the City Clerk's office and until such license shall first be obtained from the City Clerk's office upon the approval and recommendation of the Department of Police that the provisions hereof have been complied with. Each applicant for a driver's license to operate a taxicab under the terms of this chapter must conform to the following conditions and regulations:

(1) Be of the age of eighteen (18) years or over and be a resident of the State of New Jersey for one (1) year or more.

(2) Be a licensed automobile driver of the State of New Jersey in accordance with the motor vehicle laws.

~~(3) Be able to communicate in the English language; demonstrate familiarity with the street locations and directions in the City of Perth Amboy and its immediate surroundings; transact business in U.S. currency; demonstrate knowledge of taxi zones and fare rates and the appropriate methods for contacting emergency personnel.~~

~~(4)~~ (3) Be a citizen of the United States or a resident alien eligible to work in the United States.

~~(5)~~ (4) Not be addicted to the use of narcotics or intoxicating liquors.

~~(6) Produce two (2) certificates of good character from two (2) reputable citizens of the City of Perth Amboy.~~

~~(7) Present the certificate of a [reputable] physician duly licensed by that New Jersey State Board of Medical Examiners showing that he has been examined within thirty (30) days of the date of the application for such license and that the applicant is of sound physical condition, with good eyesight, not subject to epilepsy, vertigo, heart trouble or any other infirmity or disease of the body or mind which might render such applicant unfit for the safe operation of a taxicab.~~

~~(8)~~ (5) Fill out, upon a form therefor to be provided by the office of the City Clerk, ~~a statement~~ giving said applicant's residence for the preceding five (5) years, age, color, height, weight, color of eyes and hair, place of birth and length of time applicant has resided in the City of Perth Amboy, place of previous employment, whether the applicant has ever been convicted of a felony or misdemeanor, how long the applicant has been a licensed automobile driver of the State of New Jersey and whether his automobile driver's license has ever been revoked and, if so, for what cause, and such other reasonable information as the Department of Police may require.

(9) (6) Submit himself to be photographed and fingerprinted by the Police Department. The photograph shall be attached to the license.

B. All applications herein shall be signed and sworn to by the applicant and filed with the Police Department. Any misrepresentation of any material fact shall be cause for the refusal or the revocation of such license.

SECTION 2. That Chapter 404 “Taxicabs” §404-18 Investigation of applicant for driver’s license. Paragraph A is hereby amended to read as follows:

§ 404-18. Investigation of applicant for driver's license; issuance.

A. The Director of the Department of Police shall investigate the driving record ~~and moral character~~ of each applicant for the taxicab driver's license and shall determine whether said applicant has a sufficiently good driving record ~~and good moral character~~ to be issued a taxicab driver's license.

SECTION 3. That Chapter 404 “Taxicabs” §404-23 Conduct of licenses. Paragraph A is amended to read as follows:

§ 404-23. Conduct of licenses.

A. All drivers shall ~~wear a clean collared shirt and~~ be clean and neat in appearance at all times when operating taxicabs.

SECTION 4. All ordinances or part of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. The provisions of this Ordinance are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses or phrases of this Ordinance, but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 6. This Ordinance shall take effect immediately upon passage, publication and approval according to law.

MILADY TEJEDA
Council President

ATTEST:
VICTORIA ANN KUPSCH
City Clerk

APPROVED AS TO FORM:
WILLIAM P. OPEL
Director of Law

Adopted on second and final reading: September 13, 2023