

Chapter 35

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**ARTICLE I. IN GENERAL**

**Secs. 35-1 -- 35-16. Reserved.**

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<sup>1</sup> **Cross references** -- Advertising, Ch. 3; metropolitan transient authority, Ch. 23; motor vehicles and traffic, Ch. 24; operation of vehicles in parks, §26-3; certain commercial vehicles, etc., prohibited in city parks, §26-5; streets and sidewalks, Ch. 32.

**State law references** -- Motor carriers, T.C.A., §65-15-101 et seq.; exemption of taxicabs from portion of motor carriers chapter, §65-15-103(4); municipal authority to regulate jitneys, §§65-19-102, 65-19-105; authority to regulate taxicabs, §7-56-102.

**ARTICLE II. TAXICABS, LIMOUSINES, SHUTTLES, AND  
MOTOR VEHICLES TRANSPORTING PASSENGERS FOR HIRE**

**DIVISION 1. TRANSPORTATION BOARD**

**Sec. 35-17. Created; membership; term of office and compensation of members;  
votes required for action of the board.**

(a) The Transportation Board previously created shall be reconstituted as provided herein. Such Board shall consist of seven (7) public members to be appointed by the Mayor and confirmed by the City Council who shall serve without compensation. The terms of the members shall be three (3) years, except that of the initially appointed new members shall serve for one (1) year, one (1) for two (2) years, and three (3) for three (3) years as designated at the time of appointment and until their successors are appointed. Whenever a vacancy occurs, the vacancy shall be filled for the unexpired term in the same manner as the original appointment. No person shall serve on the Board for more than two (2) consecutive complete terms. The four (4) current public members of the Transportation Board with unexpired terms shall continue to serve until their terms expire.

(b) There is additionally created a Transportation Board Advisory Committee that shall be an advisory body to the Transportation Board and its advice shall be considered in setting broad policies with regard to the establishment of goals, objectives, priorities, and needs for passenger motor vehicles for hire as regulated by this Chapter. The Advisory Committee shall consist of three (3) members appointed by the Mayor from representatives for the vehicle for hire industry.

(Ord. No. 9784, § 1, 9-8-92; Ord. No. 9799, § 2, 10-6-92; Ord. No. 9940, § 1, 8-24-93; Ord. No. 10268, § 1, 7-25-95; Ord. No. 12092, §3, 3-18-08; Ord. No. 12239, § 1, 5-12-09)

**Sec. 35-18. Secretary; treasurer.**

(a) The Mayor or Department head shall designate a secretary for the Transportation Board who shall serve as the custodian of its records.

(b) The City Treasurer shall issue permits for those persons, companies, and vehicles approved by the Transportation Board, bearing individual numbers for each taxicab licensed under such permit. Prior to issuing such permits, the City Treasurer shall collect such fees therefor as are authorized by this Article.

(Ord. No. 9784, § 1, 9-8-92; Ord. No. 12092, §4, 3-18-08)

## VEHICLES FOR HIRE

### **Sec. 35-19. Jurisdiction; appeals.**

The Transportation Board shall have exclusive jurisdiction of the licensing and regulation of all vehicles for hire that are subject to this Chapter and shall constitute the sole administrative agency for the administration of all laws and ordinances relating to the licensing and regulation of all vehicles for hire, to issue certificates of convenience and necessity for the operation of vehicles for hire and to determine the number of vehicles for hire needed for the furnishing of transportation to the inhabitants of the city and the public in general. There is hereby imposed upon such Board the authority, power and duty to enforce the provisions of this ordinance, provided that nothing in this Section shall be construed to prohibit any court from imposing penalties provided by this Code for any violation of this Article. The actions of the Transportation Board shall be final, subject to such judicial appeal as may be allowed by law.

(Ord. No. 9784, § 1, 9-8-92; Ord. No. 12092, §5, 3-18-08)

### **Sec. 35-20. Transportation inspector(s).**

The Mayor shall appoint one (1) or more persons as transportation inspector(s). The transportation inspector(s) may have other duties. If the transportation inspector(s) is not a regular police officer, he or she shall be appointed as a special police officer authorized to issue citations for violations of this Article.

(Ord. No. 9784, § 1, 9-8-92; Ord. No. 12092, §6, 3-18-08)

### **Sec. 35-21. Duties of chief of police and traffic engineer.**

The chief of police and the traffic engineer shall advise the Board when requested concerning those matters of public safety and proper traffic control.

(Ord. No. 9784, § 1, 9-8-92)

## **ARTICLE III. REGULATION OF TAXICABS, LIMOUSINES, SHUTTLES, AND MOTOR VEHICLES TRANSPORTING PASSENGERS FOR HIRE**

### **DIVISION 1. GENERALLY**

### **Sec. 35-22. Definitions.**

The following words and phrases, when used in this article, shall have the meanings respectively ascribed to them by this section:

*Airport limousine:* Every vehicle designed and/or constructed to accommodate and transport passengers, not more than twelve (12) in number, exclusive of the driver, having an operating agreement with an airport providing for a fixed passenger fare and a fixed schedule, the principal operations of which airport limousine is confined to areas between the