

TRANSPORTATION BOARD

Chapter 35

VEHICLES FOR HIRE¹

- Art. I. **In General, §§ 35-1 -- 35-16**
- Art. II. **Vehicles for Hire §§ 35-17 -- 35-21**
 - Div. 1. Transportation Board, §§ 35-17--35-21
- Art. III. **Regulation of Vehicles for Hire §§ 35-22 -- 35-61**
 - Div. 1. Generally, §§ 35-22--35-45
 - Div. 2. Certificate of Public Convenience and Necessity, §§ 35-46--35-53
 - Div. 3. Drivers' Permits, §§ 35-54--35-145
- Art. IV. **Wrecking And Towing Service, §§ 35-146 -- 35-180**
- Art. V. **Ambulances, §§ 35-181 -- 35-185**
- Art. VI. **Horse-Drawn Carriages, §§35-186 -- 35-225**
 - Div. 1. Generally, §§35-186--35-187
 - Div. 2. Certificate of Public Convenience and Necessity, §§35-188--35-195
 - Div. 3. Horse-drawn carriage drivers, §§35-196--35-202
 - Div. 4. Horse, Carriages and Equipment, §§35-203--35-225
- Art. VII. **Pedal Carriages, Rickshaws and Segways**

ARTICLE I. IN GENERAL

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

ARTICLE II. VEHICLES 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.

There is hereby created a Transportation Board. Such Board shall consist of five (5) members appointed from the public at large and four (4) members from the vehicle for hire industry all of whom shall be appointed by the Mayor and confirmed by the City Council. The vehicle for hire taxi members shall

¹ **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(3); municipal authority to regulate jitneys, §§65-19-102, 65-19-105; authority to regulate taxicabs, §7-56-102.

CHATTANOOGA CITY CODE

limited to two (2) members from the vehicle for hire industry. The vehicle for hire members shall be owners or operators of taxicabs, but not more than one (1) member shall be employed by or affiliated with the same taxi company or cab stand. Board members shall serve without compensation. The terms of the members, shall be three (3) years, except that of the initially appointed members three (3) shall serve for one (1) year, three (3) 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. Nominations for appointment to the Board shall be solicited through the City Council members per district from broadly representative community groups, including, but not limited to the Chattanooga Convention and Visitors Bureau, food and restaurant industry, hotel and motel industry, Chamber of Commerce, Chattanooga Airport Authority, Chattanooga Area Regional Transit Authority, persons involved in public transportation and planning that are not members of 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)

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 vehicle for hire 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)

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

VEHICLES FOR HIRE

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)

Sec. 35-20. Transportation Inspector(s).

The Mayor or Department head 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 Chapter.

(Ord. No. 9784, § 1, 9-8-92)

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 VEHICLES 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 means 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 airport and fixed points in municipalities, counties and the suburbs of the same within a forty (40) mile radius of