

ORDINANCE #97-05

AN ORDINANCE OF THE CITY OF BETHEL AMENDING TITLE 5 OF THE BETHEL MUNICIPAL CODE, ADDING TAXI FARES FOR THE YKHC SUBDIVISION, ADDING NEW ANNUAL PERMIT FEES FOR TAXICAB AND DISPATCH SERVICE PERMITS, INCREASING THE FEE FOR CHAUFFEUR'S LICENSES, RESTRICTING THE NUMBER OF HOURS A CHAUFFEUR MAY DRIVE IN ONE DAY, AND MAKING FURTHER AMENDMENTS TO TITLE 5 OF THE BETHEL MUNICIPAL CODE.

BE IT ENACTED BY THE COUNCIL OF THE CITY OF BETHEL, ALASKA:

Section 1. Classification. This ordinance is permanent in nature and shall become a part of the Bethel Municipal Code.

Section 2. Amendment of Section. Bethel Municipal Code Section 5.20.020E is amended to read (new text is underlined, deleted text is overstruck):

E. Maximum rates for permitted transportation are as follows:

CAB FARES WITHIN THE CITY (including Bethel Heights)	\$3.00
FARE TO THE HOSPITAL	3.00
FARE TO THE TRAILER COURT, HANGAR LAKE, POWER PLANT	3.00
FARE TO AND FROM THE AIRPORT TO ALL LOCATIONS <u>EXCEPT AS NOTED</u>	5.00
FARE TO B.I.A. EXCEPT TO AND FROM AIRPORT	6.00
HALF-HOUR FARE <u>CHARTER FARE</u>	25.00
FARE AIRPORT TO AIRPORT	3.00
IN ROUTE STOPS: \$1.50 FOR 3 MINUTES, \$0.50 PER MINUTE THEREAFTER	
<u>FARE TO AND FROM YKHC SUBDIVISION EXCEPT AIRPORT</u>	<u>7.00</u>
<u>FARE TO AND FROM AIRPORT TO YKHC SUBDIVISION</u>	<u>4.00</u>

Section 3. Amendment of Section. Bethel Municipal Code Section 5.20.110 is amended to read (new text is underlined, deleted text is overstruck):

5.20.110 Fees.

The following fees shall be ~~payable~~ paid to the City of Bethel at the office of the Bethel City Clerk:

A. \$100.00 monthly shall be paid no later than the 10th of each month for the issuance or ~~renewal of~~ each bus, dispatch service or taxicab permit renewed or issued, ~~no later than the 10th of each month.~~

B. \$5100.00 shall be paid for the issuance of an initial application for a chauffeur's license and \$50.00 for a renewal thereafter. The renewal fee is non-refundable.

C. \$100.00 monthly shall be paid ~~for the issuance or renewal~~ by the holder of a river taxi permit for each month or part of a month the river taxi operated within the City. The payment shall be made monthly no later than the last day 10th of each month during which operation within the City occurred.

D. \$50.00 shall be paid for each appeal from the decision of the ~~Bethel Chief of Police Transportation Inspector or his designee~~ to deny or revoke a permit or an application for a chauffeur's license. Such fee shall be refunded if the decision of the ~~Bethel Chief of Police Transportation Inspector or his designee~~ is subsequently reversed or if the Transportation Commission does not meet within 15 days of the filing of the appeal. The City Clerk must notify all Transportation Commission members when an appeal is filed. The fee shall be forfeited if the party making the appeal fails to show for the appeal hearing. The fee for filing an appeal may be waived by the City's Finance Director upon receipt of proof that the petitioner cannot afford to pay such a fee.

E. \$7100.00 shall be paid for each application for the transfer of a taxicab permit from one dispatch service to another.

F. \$1,000.00 annually shall be paid for each taxicab permit in addition to the fees prescribed in subsection (A) of this section. This fee shall be paid no later than January 10 of each year; provided, if the entire fee is not paid by January 10, the fee shall be \$1,200.00, but may be paid in monthly installments of \$100.00 which must be paid not later than the 10th day of each month.

G. \$3,000.00 annually shall be paid for each dispatch service permit in addition to the fees prescribed in subsection (A) of this section. This fee shall be paid no later than January 10 of each year, provided, if the entire fee is not paid by January 10, the fee shall be \$3,600.00, but may be paid in monthly installments of \$300.00 which must be paid not later than the 10th day of each month.

Section 4. Amendment of Section. Bethel Municipal Code Section 5.30.040(C)2 is amended to read (new text is underlined, deleted text is overstruck):

2. been committed voluntarily or involuntarily to a medical facility or psychiatric institution by reasons of mental illness or substance abuse;

Section 5. Amendment of Section. Bethel Municipal Code Section 5.40.030(D) is amended to read (new text is underlined, deleted text is overstruck):

D. The applicant has not, ~~had a misdemeanor conviction entered by a court of competent jurisdiction~~ within five years ~~for~~:

1. had a misdemeanor conviction entered by a court of competent jurisdiction for assignation, prostitution, solicitation for the purpose of prostitution, offering to secure another for

the purpose of prostitution, maintaining a vehicle for the purpose of prostitution, or accepting money from a prostitute;

2. had a misdemeanor conviction entered by a court of competent jurisdiction for sale, transportation, possession, or use of any controlled substance as defined in AS 11.71; sale of liquor or possession with intent to sell as defined in AS 04.11.010 and 04.16.200;

3. had a misdemeanor conviction entered by a court of competent jurisdiction for any offense which includes as an element the use or threat of force upon a person;

4. had a conviction entered by a court of competent jurisdiction for pursuant to a violation of AS 28.35.030 or AS 28.35.032(f);

5. being been committed voluntarily or involuntarily to a medical facility or psychiatric institution by reason of mental illness or substance abuse.

Section 6. Amendment of Section. Bethel Municipal Code Chapter 5.40 is amended by adding a new Section 100 reading:

5.40.100 Limitations on Driving Time.

For purposes of this section "shift" means a consecutive period of time a chauffeur is available for dispatch; a shift begins at the earlier of the time the chauffeur is available for dispatch or is actually dispatched and ends when the chauffeur is no longer available for dispatch. A shift includes breaks and rest periods. A chauffeur may not work a shift that exceeds 12 hours. A chauffeur may not begin a shift within 10 hours of the time the preceding shift ended.

Section 7. Effective Date. This ordinance shall become effective immediately upon adoption.

PASSED AND APPROVED THIS 27TH DAY OF MAY, 1997.

Agnes L. Phillips, Mayor

ATTEST:

L.J. Tanner, City Clerk