

**CITY OF ENCINITAS**  
 Planning & Building Department  
 505 S. Vulcan Ave  
 Encinitas, CA 92024  
[www.encinitasca.gov](http://www.encinitasca.gov)  
**Phone:** 760-633-2708  
**Email:** [permits@encinitasca.gov](mailto:permits@encinitasca.gov)

## TAXI COMPANY PERMIT APPLICATION

A Taxi Company Permit is required for any taxi company operating within the City of Encinitas (EMC 6.08.020 & SDCCRO Title 2, Division 1, Chapter 3).

The City of Encinitas manages the permit application process. Approved taxi companies will be issued a permit by the City. Approved permits are valid from the date of issue to December 31<sup>st</sup>. The San Diego County Sheriff's Department handles vehicle inspections and issuing of the decals. Each cab must be visually inspected and will be issued a decal upon approval. The decal expires on December 31<sup>st</sup>.

Approved permits are not transferable to another person. A change in ownership requires a new application.

A renewal permit application must be submitted each year along with appropriate fees. All fees associated with this application are non-refundable.

<b>Fees:</b>	<b><u>New Application</u></b>	<b><u>Renewal Application</u></b>
Application Fee	\$283	\$194
Live Scan	\$49	
Business Registration	\$36	\$21 (renewal, \$36 if expired)
Cab	\$64 per cab	\$64 per cab

### **Information Attached**

- Application Packet
- Encinitas Municipal Code & San Diego County Code of Regulatory Ordinances

### **How To Apply**

Complete and submit the following documents with appropriate fees:

#### **New Application**

- Taxi Company Permit Application
- Taxicab Operator Application
- Background Application
- Authorization To Release Information
- Taxi Inspection Form (one for each vehicle)
- Proof of Insurance Coverage
- Driver's License for each Owner & Driver
- SD County Taxicab Driver's ID for each Driver
- Vehicle Registration for each Cab
- Taxi Meter Inspection Report for each Cab
- Business Registration Application
- Live Scan – completed

#### **Renewal Application**

- Taxi Company Permit Application
- Taxicab Operator Application
- Background Application
- Authorization To Release Information
- Taxi Inspection Form (one for each vehicle)
- Proof of Insurance Coverage
- Driver's License for each Owner & Driver
- SD County Taxicab Driver's ID for each Driver
- Vehicle Registration for each Cab
- Taxi Meter Inspection Report for each Cab
- Current Business Registration Number

Payments can be made by mail (check only), in person at City Hall (cash check or credit card) or by email [permits@encinitasca.gov](mailto:permits@encinitasca.gov) (credit card only – a staff member will contact you for credit card details). Checks are payable to City of Encinitas.

Please allow a minimum four weeks processing time due to background checks and departmental reviews associated with this permit.



**CITY OF ENCINITAS**  
Planning & Building Department  
505 S. Vulcan Ave  
Encinitas, CA 92024  
[www.encinitasca.gov](http://www.encinitasca.gov)  
Phone: 760-633-2708  
Email: [permits@encinitasca.gov](mailto:permits@encinitasca.gov)

## TAXI COMPANY PERMIT APPLICATION

**COMPANY INFORMATION:** (Check box for contact preference: email, phone, mail.)

Company: Name: \_\_\_\_\_ DBA: \_\_\_\_\_

Contact Person: First: \_\_\_\_\_ Middle: \_\_\_\_\_ Last: \_\_\_\_\_

Email: \_\_\_\_\_

Phone:  Mobile: \_\_\_\_\_  Business: \_\_\_\_\_

Business Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**COMPANY OWNER:** (Check box for contact preference: email, home phone, etc.)

Name: First: \_\_\_\_\_ Middle: \_\_\_\_\_ Last: \_\_\_\_\_

Email: \_\_\_\_\_  Home Phone: \_\_\_\_\_  Mobile Phone: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Are you the sole owner of this business?  Yes  No\*

\*If no, each partner/business associate must complete a Background Application and Authorization to Release Information form.

**APPLICANT:**  Same as COMPANY OWNER (Check box for contact preference: email, home phone, etc.)

Company Name: \_\_\_\_\_  Business Phone: \_\_\_\_\_

Name: First: \_\_\_\_\_ Middle: \_\_\_\_\_ Last: \_\_\_\_\_

Company Name: \_\_\_\_\_  Business Phone: \_\_\_\_\_

Email: \_\_\_\_\_  Home Phone: \_\_\_\_\_  Mobile Phone: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**PROPERTY OWNER:**  Same as COMPANY OWNER (Check box for contact preference: email, home phone, etc.)

Company Name: \_\_\_\_\_  Business Phone: \_\_\_\_\_

Name: First: \_\_\_\_\_ Middle: \_\_\_\_\_ Last: \_\_\_\_\_

Email: \_\_\_\_\_  Home Phone: \_\_\_\_\_  Mobile Phone: \_\_\_\_\_

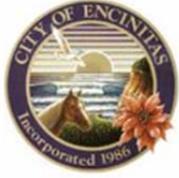
Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

I hereby certify under penalty of perjury that the statements made in this application are true and correct to the best of my knowledge. I understand any false statements or information are grounds for denial of this application or revocation of the permit. I acknowledge I will adhere to the conditions as stated on the permit. Any misuse of privileges or multiple complaints received by the City may constitute violations of this permit resulting in fines and/or revocation of the permit.

Applicant Signature: \_\_\_\_\_ Date: \_\_\_\_\_





**CITY OF ENCINITAS**  
 Planning & Building Department  
 505 S. Vulcan Ave  
 Encinitas, CA 92024  
[www.encinitasca.gov](http://www.encinitasca.gov)  
 Phone: 760-633-2708  
 Email: [permits@encinitasca.gov](mailto:permits@encinitasca.gov)

## BACKGROUND APPLICATION SHERIFF REGULATED PERMIT

**Each owner, officer, partner, manager, affiliate with vested interest in the business or any type of Solicitor must complete a Background Application.**

Type of permit applied for: \_\_\_\_\_

Affiliation with Business (circle one):    Owner        Officer        Partner        Manager        Other: \_\_\_\_\_

Name: First: \_\_\_\_\_ Middle: \_\_\_\_\_ Last: \_\_\_\_\_

All other names used (past and present, including maiden name): \_\_\_\_\_

Date of Birth: \_\_\_\_\_ Place of Birth (City, State): \_\_\_\_\_ Circle One:    M    F

Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Hair Color: \_\_\_\_\_ Eye Color \_\_\_\_\_

Driver's License (State, Number): \_\_\_\_\_ Social Security Number: \_\_\_\_\_

Previous Residences (last 5 years):

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Have you applied for a similar permit in any jurisdiction in the past five years?

If yes, where: \_\_\_\_\_

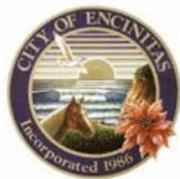
List all charges (misdemeanors & felonies) resulting in conviction or plea of nolo contendere:

DATE	CHARGE	INVESTIGATING AGENCY	DISPOSITION

I hereby certify under penalty of perjury that the statements made in this application are true and correct to the best of my knowledge. I understand any false statements or information are grounds for denial of this application or revocation of the permit. I acknowledge I will adhere to the conditions as stated on the permit. Any misuse of privileges or multiple complaints received by the City may constitute violations of this permit resulting in fines and/or revocation of the permit.

Applicant Signature: \_\_\_\_\_

Date: \_\_\_\_\_



**CITY OF ENCINITAS**  
Planning & Building Department  
505 S. Vulcan Ave  
Encinitas, CA 92024  
[www.encinitasca.gov](http://www.encinitasca.gov)  
Phone: 760-633-2708  
Email: [permits@encinitasca.gov](mailto:permits@encinitasca.gov)

## AUTHORIZATION TO RELEASE INFORMATION SHERIFF REGULATED PERMIT

**Each owner, officer, partner, manager, affiliate with vested interest in the business or any type of Solicitor must complete an Authorization to Release Information.**

Name: First: \_\_\_\_\_ Middle: \_\_\_\_\_ Last: \_\_\_\_\_

Driver's License (State, Number): \_\_\_\_\_ Social Security Number: \_\_\_\_\_

As an applicant for a business permit/license from the San Diego Sheriff's Department, I am required to furnish information for use in determining my qualifications. In this connection, I authorize the disclosure and release of any and all truthful information that you may have concerning me, including, but not limited to, employment records, personnel files, background investigation files, disciplinary records, complaints or grievances filed by or against me, training files, arrest, criminal, probation and driving records, military, academic or other records.

I direct you to release this information upon request of the bearer. This release is executed with full knowledge and understanding that the information is for the official use of the San Diego County Sheriff's Department.

I understand I will not receive and am not entitled to know the contents of confidential reports received and I further understand that these reports are privileged.

I hereby release you, your organization, their agents and representatives, and any person furnishing information, from any and all liability and/or damage that may result from furnishing the above information. A photocopy of this release is to be considered as valid as an original. This release will expire one (1) year after the date signed.

I hereby certify under penalty of perjury that the statements made in this application are true and correct to the best of my knowledge. I understand any false statements or information are grounds for denial of this application or revocation of the permit. I acknowledge I will adhere to the conditions as stated on the permit. Any misuse of privileges or multiple complaints received by the City may constitute violations of this permit resulting in fines and/or revocation of the permit.

Applicant Signature: \_\_\_\_\_

Date: \_\_\_\_\_



# CITY OF ENCINITAS

City Clerk's Department

505 S. Vulcan Ave, Encinitas, CA 92024

Contact: 760-633-2606 or [clerkstaff@encinitasca.gov](mailto:clerkstaff@encinitasca.gov)

Instructions & Information: [www.encinitasca.gov/clerk](http://www.encinitasca.gov/clerk)

## BUSINESS REGISTRATION APPLICATION

**\$36 Processing Fee** (\$35 Business Registration Fee + \$1 SB1186 State Mandated Fee)

The City of Encinitas does not have a business "license" program. The Business Registration is used in lieu of a licensing program.

Annual renewals are \$21 (\$20 business registration fee + \$1 SB1186 State Mandated Fee)

**\*If using a DBA, a Fictitious Name Statement must be filed with the County Clerk, PRIOR to applying for a Business Registration.**

<b>Company Name:</b>			
<b>Company Type (choose one):</b>	Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Sole Proprietorship <input type="checkbox"/> Trust <input type="checkbox"/>		
<b>Street Address:</b>			
<b>City:</b>			
<b>State:</b>		<b>County (if outside San Diego):</b>	
<b>Zip Code:</b>			
<b>Business Email Address:</b>			
<b>Business Phone:</b>			
<b>Business Description:</b>			
<b>Contact Preference (choose one):</b>	Email <input type="checkbox"/> Mail <input type="checkbox"/>		
<b>*DBA (Fictitious Name):</b>			
<b>Is this a Home Based Business?</b>	Y / N		
<b>Is this Business a Rental Booth?</b>	Y / N		
<b>EIN # (If Applicable):</b>	_____ - _____		
<b>Date Business Opened (Mo/Yr):</b>			
<b>Web Page Address:</b>			
<b>Is Business a Non-Profit 501(c)(3)?</b>	Y / N	<b># of Employees working in Encinitas:</b>	
<b>Mailing address, if different from business location:</b>			
<b>Street Address:</b>			
<b>City:</b>			
<b>State:</b>		<b>County (if outside San Diego):</b>	
<b>Zip Code:</b>			
<b>Business Owner Contact Info</b>			
<b>First Name:</b>			
<b>Middle Name:</b>			
<b>Last Name:</b>			
<b>Title:</b>			
<b>Email Address:</b>			
<b>Business Phone:</b>			
<b>Home Phone:</b>			
<b>Mobile Phone:</b>			
<b>Contact Preference (choose one):</b>	Email <input type="checkbox"/> Mail <input type="checkbox"/>		
<b>Street Address:</b>			
<b>City:</b>			
<b>State:</b>		<b>County (if outside San Diego):</b>	
<b>Zip Code:</b>			
<b>Additional Owner/Agent Contact Info</b>			
<b>First Name:</b>			
<b>Middle Name:</b>			
<b>Last Name:</b>			
<b>Title:</b>			
<b>Email Address:</b>			
<b>Mobile Phone:</b>			
<b>Business Phone:</b>			
<b>Home Phone:</b>			

<b>Contact Preference (choose one):</b>	Email <input type="checkbox"/> Mail <input type="checkbox"/>
<b>Street Address:</b>	
<b>City:</b>	
<b>State:</b>	<b>County (if outside San Diego):</b>
<b>Zip Code:</b>	
<b>Choose one:</b>	Business Owner <input type="checkbox"/> Authorized Agent <input type="checkbox"/>
<b>24 Hour Emergency Contact Info (for businesses located in Encinitas)</b>	
Same as Business Owner <input type="checkbox"/> Same as Additional Owner/Agent <input type="checkbox"/>	
<b>First Name:</b>	
<b>Middle Name:</b>	
<b>Last Name:</b>	
<b>Title:</b>	
<b>Email Address:</b>	
<b>Business Phone:</b>	
<b>Home Phone:</b>	
<b>Mobile Phone:</b>	
<b>Contact Preference (choose one):</b>	Email <input type="checkbox"/> Mail <input type="checkbox"/>
<b>Street Address:</b>	
<b>City:</b>	
<b>State:</b>	<b>County (if outside San Diego):</b>
<b>Zip Code:</b>	

### HOME OCCUPATIONS

**If your business is located in a residential area in the City of Encinitas, it is considered to be a Home Based Business and shall be permitted in compliance with the following conditions:**

1. There shall be no exterior evidence of the conduct of a home occupation out of character with the normally appropriate appearance of the dwelling.
2. A home occupation shall be conducted entirely within a dwelling or a garage.
3. Electrical or mechanical equipment which creates visible or audible interference in radio or television receivers or causes fluctuations in line voltage outside the dwelling shall be prohibited.
4. Only the residents of the dwelling unit may be engaged in the home occupation except by temporary minor use permits.
5. There shall be no on-premise sale of goods not produced on the premises.
6. The establishment and conduct of the home occupation shall not change the principal character or use of the dwelling unit involved.
7. There shall be no signs other than those permitted by the sign ordinance (Municipal Code 30.60).
8. The required residential off street parking shall be maintained.
9. A home occupation shall not create vehicular or pedestrian traffic in excess of that which is normal for the zone in which it is located.

SB1186 Mandated Fee: On September 19, 2012 Governor Brown signed into law SB-1186 which adds a state fee of \$1 on any applicant for a local business license or similar instrument or permit, or renewal thereof. The purpose is to increase disability access and compliance with construction-related accessibility requirements and to develop educational resources for businesses in order to facilitate compliance with federal and state disability laws, as specified.

Under federal and state law, compliance with disability access laws is a serious and significant responsibility that applies to all California building owners and tenants with buildings open to the public. You may obtain information about your legal obligations and how to comply with disability access laws at the following agencies:

- The Division of the State Architect at [www.dgs.ca.gov/dsa/Home.aspx](http://www.dgs.ca.gov/dsa/Home.aspx)
- The California Department of Rehabilitation at [www.rehab.cahwnet.gov](http://www.rehab.cahwnet.gov)
- The California Commission on Disability Access at [www.cdda.ca.gov](http://www.cdda.ca.gov)

**I DECLARE, UNDER PENALTY OF PERJURY, THAT THE INFORMATION CONTAINED IN THIS APPLICATION IS TRUE AND CORRECT, AND THAT ALL REQUIRED LICENSES ARE IN FULL FORCE AND EFFECT.**

The issuance of a certificate does not serve as verification that all regulatory provisions of the City of Encinitas have been met, nor does it allow the right to operate a business which is not in conformance with the regulatory provisions of the City, County, State or other applicable agency.

Signature of Owner or Agent: \_\_\_\_\_

Date: \_\_\_\_\_



# REQUEST FOR LIVE SCAN SERVICE

## Applicant Submission

A0526  
 ORI (Code assigned by DOJ) \_\_\_\_\_ Authorized Applicant Type \_\_\_\_\_  
 License/Cert/Permit \_\_\_\_\_  
 Type of License/Certification/Permit OR Working Title (Maximum 30 characters - if assigned by DOJ, use exact title assigned) \_\_\_\_\_

## Contributing Agency Information:

City of Encinitas 07197  
 Agency Authorized to Receive Criminal Record Information Mail Code (five-digit code assigned by DOJ)  
 505 S. Vulcan Ave. Jodene Dunphy  
 Street Address or P.O. Box Contact Name (mandatory for all school submissions)  
 Encinitas CA 92024 (760) 633-2708  
 City State ZIP Code Contact Telephone Number

## Applicant Information:

Last Name \_\_\_\_\_ First Name \_\_\_\_\_ Middle Initial \_\_\_\_\_ Suffix \_\_\_\_\_  
 Other Name (AKA or Alias) Last \_\_\_\_\_ First \_\_\_\_\_ Suffix \_\_\_\_\_  
 Date of Birth \_\_\_\_\_ Sex  Male  Female Driver's License Number \_\_\_\_\_  
 Height \_\_\_\_\_ Weight \_\_\_\_\_ Eye Color \_\_\_\_\_ Hair Color \_\_\_\_\_ Billing Number 110014  
 (Agency Billing Number)  
 Place of Birth (State or Country) \_\_\_\_\_ Social Security Number \_\_\_\_\_ Misc. Number \_\_\_\_\_  
 (Other Identification Number)  
 Home Address Street Address or P.O. Box \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ ZIP Code \_\_\_\_\_

Your Number: \_\_\_\_\_  
 OCA Number (Agency Identifying Number)

Level of Service:  DOJ  FBI

If re-submission, list original ATI number: \_\_\_\_\_  
 (Must provide proof of rejection) Original ATI Number \_\_\_\_\_

## Employer (Additional response for agencies specified by statute):

Employer Name \_\_\_\_\_ Mail Code (five digit code assigned by DOJ) \_\_\_\_\_  
 Street Address or P.O. Box \_\_\_\_\_  
 City \_\_\_\_\_ State \_\_\_\_\_ ZIP Code \_\_\_\_\_ Telephone Number (optional) \_\_\_\_\_

## Live Scan Transaction Completed By:

Name of Operator \_\_\_\_\_ Date \_\_\_\_\_  
 Transmitting Agency \_\_\_\_\_ LSID \_\_\_\_\_ ATI Number \_\_\_\_\_ Amount Collected/Billed \_\_\_\_\_



# Live Scan Fingerprinting

**What is live scan fingerprinting?** Live Scan is an electronic capture of your fingerprints. They are sent to the DOJ and or the FBI for a background check and the results are sent to this agency. It is a requirement prior to being employed or volunteering. Please visit the location below to complete this process:

## **COASTAL LIVE SCAN**

144 West "D" Street  
Encinitas, Ca 92024  
Ph. (760) 230-1830

Website: [www.coastallivescan.com](http://www.coastallivescan.com)

Email: [info@coastallivescan.com](mailto:info@coastallivescan.com)

**Directions:** 5 Freeway and exit Encinitas Blvd. Head WEST toward Coast Hwy. Make a LEFT on Coast Hwy then make next RIGHT on "D" Street. Our building will be on the RIGHT side, Look for door 144-c. Free parking is available.

**Hours:** Monday -Friday 10:00am—5:00pm  
1:30pm— 2:30pm (closed for lunch)

***Walk in Basis; No appointment necessary***

### **What to bring:**

1. Request for Live Scan Form (prefilled)
2. Valid Photo ID (Driver's License, State ID or Military ID).
3. We Accept: Cash, Check, Visa, MasterCard.



Coastal  
Live Scan  
& Insurance  
Services, Inc.



William D. Gore, Sheriff

**SAN DIEGO COUNTY SHERIFF'S DEPARTMENT TAXI INSPECTION FORM**

Inspection is for Taxi Medallion in the following area(s):

Unincorporated \_\_\_ Encinitas \_\_\_ Solana Beach \_\_\_ Del Mar \_\_\_ Vista \_\_\_ San Marcos \_\_\_

Inspection Date \_\_\_\_\_ Inspection Location \_\_\_\_\_

Company Name \_\_\_\_\_

Vehicle Year \_\_\_\_\_ Vehicle Make \_\_\_\_\_ Vehicle Model \_\_\_\_\_

VIN \_\_\_\_\_ Plate # \_\_\_\_\_ Cab # \_\_\_\_\_

Vehicle Color \_\_\_\_\_ Color of Lettering \_\_\_\_\_

Taximeter Make \_\_\_\_\_ Taximeter Serial # \_\_\_\_\_

Taximeter Inspection: [ ] Yes [ ] No Taximeter Inspection Date: \_\_\_\_\_

Rates: \$ \_\_\_\_\_ per \_\_\_\_\_ mile \$ \_\_\_\_\_ each additional \_\_\_\_\_ mile \$ \_\_\_\_\_ per hour wait time

Fares Posted? [ ] Yes [ ] No

-----BELOW PORTION TO BE COMPLETED BY TAXI INSPECTOR-----

**Overall Condition Of Vehicle**

**EXTERIOR BODY**

	PASS	FAIL	REPAIR & RETURN
No tears or rust holes in the vehicle body	[ ]	[ ]	[ ]
No loose pieces hanging from vehicle body	[ ]	[ ]	[ ]
Fenders, bumpers, trim securely fixed to vehicle	[ ]	[ ]	[ ]
Vehicle equipped with front/rear bumpers	[ ]	[ ]	[ ]
No extensive un-repaired body damage	[ ]	[ ]	[ ]
Ext. reasonably clean name/number not obscured	[ ]	[ ]	[ ]
Painted and marked with approved color scheme	[ ]	[ ]	[ ]

**LIGHTS**

Headlights operable on both high and low beam	[ ]	[ ]	[ ]
Taillights/parking/signal & interior lights operable	[ ]	[ ]	[ ]

**DOORS**

Door latches/handles operable (interior/exterior)	[ ]	[ ]	[ ]
Handles & doors are intact and clean	[ ]	[ ]	[ ]

**WINDOWS/WIPERS**

No cracks or chips that would interfere w/driver	[ ]	[ ]	[ ]
Intact & able to be opened/closed	[ ]	[ ]	[ ]
Clean so as not to obstruct visibility	[ ]	[ ]	[ ]
Wipers maintained in good operating condition	[ ]	[ ]	[ ]
No aftermarket tint applied to any window	[ ]	[ ]	[ ] <i>(Solana Beach Only)</i>

**SEATS/SEAT BELTS/TRUNK**

Seats securely fastened to vehicle	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Seatbelts in working order	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Seats reasonably clean no large wear spots	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Upholstery free of grease/holes/rips	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Interior/trunk or luggage area reasonably clean	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trunk/luggage area empty except for spare tire	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**BRAKES**

Brake systems are operable	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
----------------------------	--------------------------	--------------------------	--------------------------

**STEERING**

Excessive play does not exceed 3" free play	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
---	--------------------------	--------------------------	--------------------------

**ENGINE**

Clean/free of uncontained combustibles	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
--	--------------------------	--------------------------	--------------------------

**EXHAUST**

Mufflers good operating condition	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
-----------------------------------	--------------------------	--------------------------	--------------------------

**SUSPENSION**

Does not sag due to weak/broken springs/shocks	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
--	--------------------------	--------------------------	--------------------------

**TIRES/WHEELS**

Tires comply with CA Vehicle Code 27465(b)(1)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hubcaps or wheel covers on all wheels	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**MISC.**

Daily trip log	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Out of Service sign	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

<b>DEL MAR ONLY ITEMS</b>	<i>(per Del Mar City Ordinance 6.32.040)</i>		
<i>Minimum of 3 passenger seats securely fastened to vehicle</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Company Name, telephone #, vehicle ID # displayed on outside doors</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Vehicle windows may not be tinted except as permitted by law</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Must have "In Service/Out of Service" signs visible to pedestrians</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Current posted rate on outside of rear passenger door and inside dash</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>GPS must be installed and must be visible to passengers</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Two way radio communication or Cell Phone</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Vehicle must carry a Credit Card Reader</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Fire extinguisher &amp; red signal flares required</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>First Aid Kit</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Flashlight in working order</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Equipped with an emergency trunk release system</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>ADA Compliant (if more than five vehicles for one company)</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Driver must be dressed in a neat and clean fashion</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>No smoking allowed in vehicle at ANY time, whether in or out of service</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>PLEASE NOTE: Del Mar City is now requiring ALL of the above IN ADDITION to all the standard Sheriff's inspection items. If any of the above items does NOT PASS the initial Sheriff's inspection, driver must CONTACT DEL MAR CITY for a follow-up inspection and show proof of corrected item(s) in order to receive medallion from the city.</b>			

Comments: \_\_\_\_\_

\_\_\_\_\_

**Passed Inspection:**       Yes                                       No  
 Cab in service                                       Cab out of service   
**Unincorp. #** \_\_\_\_\_      **Encinitas #** \_\_\_\_\_      **Solana Beach #** \_\_\_\_\_  
**Del Mar #** \_\_\_\_\_                                      **Vista #** \_\_\_\_\_                                      **San Marcos #** \_\_\_\_\_  
**Inspected By** \_\_\_\_\_                                      **Date** \_\_\_\_\_

# Encinitas Municipal Code

## Title 6 OPERATIONS PERMITS

### **Chapter 6.08 REGULATED BUSINESSES**

---

#### **6.08.010 Purpose.**

---

Any person who conducts a business or activity which is described in this chapter shall first obtain a permit or license required by the provisions of this chapter, together with any other licenses and permits required by this Code. Notwithstanding the provisions of this chapter, proposed activities shall be subject to Zoning Regulations and Coastal Development Requirements, pursuant to Title 30 of this Code. (Ord. 94-06)

#### **6.08.020 Adoption of Code by Reference.**

---

There is hereby adopted, by reference, by the City of Encinitas, for the purpose of prescribing rules and regulations for the protection of the public health and safety, the following portions of the San Diego County Code, together with such secondary references as are included in those portions, effective as of the date set forth in Section [6.08.030](#) of this chapter. The provisions thereof shall be controlling within the limits of the City of Encinitas to include, without limitation, regulatory provisions, and definitions, but excluding the procedural provisions, to include fees:

- A. Title 2, Division 1, Chapter 1 relating to Procedures, except that an appeal must be filed with the City Clerk for hearing by the City Council. (See Chapter [1.12.](#))
- B. Title 2, Division 1, commencing with Section 21.301 relating to Taxicabs and Taxicab Operations. Amendments to references to the San Diego County Code are as follows:
  1. Section 21.301(a) reference is amended to read:

“Medallion” means the unique, pre-numbered decal placed on a taxicab windshield by the Issuing Officer or designee annually, signifying that the “taxicab operator” is authorized to operate the vehicle as a taxicab in the City of Encinitas.
  2. Section 21.301(g) reference is amended to read:

“Taxicab operator’s license” means the annual license issued by the Issuing Officer authorizing a taxicab operator to pick up passengers in the County of San Diego.
  3. Section 21.305(c) reference is amended to read:

If the Issuing Officer is satisfied that a taxicab has passed an inspection required by this section, the Issuing Officer shall issue an annual taxicab permit and he or she or his/her designee shall affix a medallion on the vehicle rear window thereby authorizing the operator to place the taxicab in service for one year or until the expiration of the medallion.
  4. Section 21.305(d) reference is amended to read:

It shall be unlawful for any person other than the Issuing Officer or his/her designee to place a medallion on or remove a medallion from a taxicab. It shall also be unlawful to tamper with or alter a medallion. As designees, law enforcement officers are authorized to remove expired medallions or medallions found on vehicles for which the medallions were not issued.
  5. Section 21.305(e) reference is amended to read:

The absence of a valid medallion on a taxicab operating in the City of Encinitas is a violation of Encinitas Municipal Code and the violator is subject to citation and fine.

6. Section 21.307(a) reference is amended to read:

It shall be unlawful for any taxicab driver to pickup or discharge passengers in the City of Encinitas without first obtaining a taxicab driver's identification card from the Issuing Officer. The Issuing Officer may issue an applicant a temporary identification card for up to 60 days, while an investigation is pending.

7. Section 21.308 reference is amended to add:

(e) Driving a taxicab in the City of Encinitas with an expired Driver's Identification Card is a violation of Encinitas Municipal Code and the violator is subject to citation and fine.

8. Section 21.308 reference is amended to add:

(f) Driving a taxicab in the City of Encinitas without a Driver's Identification Card is a violation of Encinitas Municipal Code and the violator is subject to citation and fine.

9. Section 21.311(a) reference is amended to read:

It shall be unlawful for any person to operate a taxicab business within the City of Encinitas unless the person has in effect insurance coverage issued by a company authorized to transact insurance business in the State of California with coverage for combined single limit of \$1,000,000 pursuant to Section 21.311(b). A taxicab operator shall furnish the Issuing Officer and the City with a Certificate of Insurance coverage and a separate endorsement of the City of Encinitas as additional insured. This is a prerequisite to obtaining a taxicab operator's license. The certificate shall provide that the insurer will notify the Issuing Officer in writing of any policy status change, including cancellation and any cancellation notice shall be sent to the Issuing Officer by registered mail at least 30 days prior to cancellation of the policy. The certificate shall also state:

- (1) The full name, address and phone number of the insurer;
- (2) The full name, address and phone number of the insured as they appear on the taxicab operator permit and on the City taxicab permit application;
- (3) The insurance policy number;
- (4) The type and limits of coverage;
- (5) The specific vehicle(s) insured;
- (6) The effective dates of the certificate; and
- (7) The certificate issuance date.

10. Section 21.315(h) reference is amended to read:

A taxicab driver shall not operate a taxicab unless he or she has affixed his or her driver's identification card in a prominent location inside the taxicab, visible to passengers in the passenger compartment. A taxicab driver while working shall display the name and photo identification badge issued to him or her by the Issuing Officer. The driver shall prominently display the badge on the outside front of the driver's clothing, between the waist and shoulders. A taxicab driver in violation of any provisions of this section shall be subject to citation and fine.

C. Title 2, Division 1, commencing with Section 21.601 relating to Junk Yards and Motor Vehicle Wrecking Yards.

D. Title 2, Division 1, commencing with Section 21.701 relating to Pawnbrokers and Secondhand Dealers.

E. Title 2, Division 1, commencing with Section 21.901 relating to Amusement Devices and Establishments.

F. Title 2, Division 1, commencing with Section 21.1201 relating to Firearm Dealers.

- G. Title 2, Division 1, commencing with Section 21.1301 relating to Swap Meets.
- H. Title 2, Division 1, commencing with Section 21.2101 relating to Entertainment Establishments.
- I. Title 2, Division 1, commencing with Section 21.2201 relating to Public Dances.
- J. Title 2, Division 1, commencing with Section 21.2301 relating to Teenage Public Dances.
- K. Title 3, Division 7, commencing with Section 37.400 relating to Bingo.
- L. Title 2, Division 1, commencing with Section 21.1051 relating to Regulation of Carnivals.
- M. Title 2, Division 1, commencing with Section 21.1901 relating to Fees. (Ord. 2008-01; Ord. 2011-02)

---

#### **6.08.030 Effective Date.**

The operative date of this chapter is July 1, 2011. (Ord. 2011-02)

---

#### **6.08.040 Issuing Authority.**

The City's law enforcement agency is the issuing authority for the permits specified in this chapter.

---

#### **6.08.050 Regulations.**

Each applicant for a permit or license required by this chapter shall submit the application to City Hall.

---

#### **6.08.060 Penalties for Delinquent Payment.**

- A. In any case where the applicant has failed for a period of 30 days to file the application and obtain the required permit, there shall be added to and collected with the required fee a penalty equal to 10% of the fee and for each additional month or fraction of a month after the expiration of said 30-day period that the applicant fails to file such application and obtain such permit, there shall be added to and collected with the fee an additional penalty equal to 10% of the fee; provided, however, in no event shall the total penalty added to the fee pursuant to this section be more than 60% of the fee. The imposition of or payment of the penalty imposed by this section shall not prevent the imposition of any other penalty prescribed by this Code or prevent the prosecution for violation of this Code.
- B. The annual fee for renewal, if unpaid, is delinquent on the first day of the second month after the month in which the permit expires and thereafter a penalty equal to 10% of the annual fee shall be added thereto, and shall be collected at the time application for renewal is made.
- C. If the annual fee for renewal and the penalty is not paid the first month after it is due there shall be added to and collected with the annual fee, an additional penalty equal to 10% of the annual fee for each month or fraction of a month during which the annual fee or any penalty continues to remain unpaid; provided, however, in no event shall the total penalty added to the annual fee pursuant to this section be more than 60% of the annual fee. The imposition of, or payment of the penalty imposed by this section, shall not prevent the imposition of any other penalty prescribed by this Code or prevent the prosecution for violation of this Code.

**CHAPTER 3. TAXICABS AND TAXICAB OPERATORS\***

---

-----  
**\*Note**--Repealed and reenacted by Ord. No. 3209 (N.S.), effective 7-17-68; amended by Ord. No. 3377 (N.S.), effective 6-30-69; repealed and reenacted by Ord. No. 3905 (N.S.), effective 7-20-72.

**Cross reference(s)**--Licenses, business regulations and business taxes, Tit. 2; highways and traffic, Tit. 7; taxicab stands, § 72.190 et seq.  
-----

**SEC. 21.301. DEFINITIONS.**

The following definitions shall apply to this chapter:

- (a) "Medallion" means the pre-numbered decal placed on a taxicab by the Issuing Officer annually, signifying that the "taxicab operator" is authorized to operate the vehicle as a taxicab in the unincorporated areas of the County.
- (b) "Posted rate" means the rate the operator has registered with the Issuing Officer for transporting passengers and which is posted in the taxicab. The "posted rate" includes flat rate fares and the fares at which the taximeter has been calibrated and inspected by the Sealer of Weights and Measures.
- (c) "Taxicab" means a motor vehicle as the term is defined by the California Vehicle Code, used for transportation of passengers for hire, equipped with a taximeter. A taxicab shall be a vehicle designed to transport no more than eight passengers, excluding the driver.
- (d) "Taxicab driver" means any person who drives or controls the movements of a taxicab.
- (e) "Taxicab driver's identification card" means the annual license issued to a taxicab driver under this chapter authorizing the driver to operate a taxicab in the unincorporated area of the County.
- (f) "Taxicab operator" means a person engaged in the taxicab business.
- (g) "Taxicab operator's license" means the annual license issued by the Issuing Officer authorizing a taxicab operator to pick up passengers in the unincorporated areas of San Diego County.
- (h) "Taxicab permit" means the annual permit issued by the Issuing Officer to a taxicab operator for each taxicab that has satisfactorily passed inspection.
- (i) "Taxicab stand" means an area designated by the County Road Commissioner for the exclusive use by taxicabs to load or unload passengers or to park or stand while waiting for employment by passengers.
- (j) "Taximeter" means a device on the inside of a taxicab that is calibrated to calculate the fare earned by the taxicab operator for transporting passengers.

(Amended by Ord. No. 4738 (N.S.), effective 9-9-76; amended by Ord. No. 5307 (N.S.), effective 12-21-78; amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 7428 (N.S.), effective 2-4-88; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

**Cross reference(s)**--Definitions, § 12.101 et seq.; definitions relative to highways and traffic, § 71.101; Vehicle Code definitions, § 72.3.

**SEC. 21.302. TAXICAB OPERATOR'S LICENSE.**

The taxicab operator's license is governed by sections 21.101 to 21.117 and any additional conditions in this chapter. In addition to the grounds for denying a new or renewal license provided in sections 21.108 and 21.109 respectively, the Issuing Officer may deny a new or renewal taxicab operator's license if the applicant does not have the insurance coverage required by this chapter. The Sheriff shall be the Issuing Officer for licenses under this section and for taxicab driver's identification cards required by section 21.307.

(Amended by Ord. No. 5307 (N.S.), effective 12-21-78; amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

### **SEC. 21.303. ADDITIONAL REASONS FOR REVOCATION OR SUSPENSION OF TAXICAB OPERATOR'S LICENSE.**

In addition to the reasons in section 21.112 for revoking or suspending a taxicab operator's license the Issuing Officer may revoke or suspend the license if the operator, his agents, or employees are responsible for any of the following:

- (a) Charging or demanding a passenger pay a fare exceeding the posted rate.
- (b) Driving or controlling the movements of a taxicab without a valid driver's identification card issued pursuant to this code.
- (c) Allowing a person to drive or control the movements of a taxicab without a valid driver's identification card issued pursuant to this code.
- (d) Operating or allowing another person to operate a taxicab without the insurance coverage required by this chapter.
- (e) Operating or allowing another person to operate a taxicab that has not been issued a valid taxicab permit or a valid medallion by the Issuing Officer.
- (f) Operating a taxicab without a current taximeter registration certificate issued by the Sealer of Weights and Measures or without the registration certificate in the vehicle.
- (g) Violating any other provision of this code.

(Amended by Ord. No. 5200 (N.S.), effective 8-10-78; amended by Ord. No. 5307 (N.S.), effective 12-21-78; amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 8316 (N.S.), effective 11-25-93; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

### **SEC. 21.304. REGULATION OF TAXICAB OPERATORS.**

(a) It shall be unlawful for any taxicab operator to refuse a prospective or actual fare, take any action to actively discourage a prospective or actual fare or refuse to dispatch a driver:

- (1) Based on any discriminatory means, including race, creed, color, age, sex, national origin, disability, sexual orientation, gender identity or military status of any prospective passenger.
- (2) Based upon the length of any trip if the trip is within the area normally serviced by the operator.

(b) A taxicab operator shall require taxicab drivers using the operator's taxicabs to maintain trip logs and turn them in at least once a week, as required by section 21.315(n). A taxicab operator shall maintain the trip logs for one year from the date they are turned in and shall have them available for inspection by the Issuing Officer.

(Amended by Ord. No. 5200 (N.S.), effective 8-10-78; amended by Ord. No. 5290 (N.S.), effective 11-30-78; amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

### **SEC. 21.305. INSPECTION OF TAXICABS.**

- (a) It shall be unlawful for a taxicab operator to operate a taxicab unless the taxicab has passed an initial inspection either by the

Issuing Officer or another person approved by the Issuing Officer. The inspection may include but not be limited to the taxicab operating conditions listed in this chapter and any other conditions the Issuing Officer reasonably determines a taxicab must comply with to operate safely. If the taxicab passes the initial inspection the Issuing Officer shall issue a taxicab permit for one year.

(b) After passing the initial inspection a taxicab shall pass an annual inspection to satisfy the same conditions required by the initial inspection. It shall be unlawful for a taxicab operator to operate a taxicab that has not passed its annual inspection and been issued an annual permit.

(c) If the Issuing Officer is satisfied that a taxicab has passed an inspection required by this section the Issuing Officer shall issue an annual taxicab permit and affix a medallion on the vehicle authorizing the operator to place the taxicab in service for one year.

(d) It shall be unlawful for any person other than the Issuing Officer or his designee to place a medallion on or remove a medallion from a taxicab. It shall also be unlawful to tamper with or alter a medallion.

(e) The absence of a medallion on a taxicab that complies with paragraph (c) above shall be prima facie evidence in a proceeding to suspend or revoke a taxicab operator's license for operating a taxicab without a valid medallion.

(Amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

### **SEC. 21.306. CONDITION OF TAXICABS.**

(a) The taxicab operator shall not allow any taxicab to remain in service unless the vehicle meets all the minimum requirements to pass inspection contained in paragraph (b) below.

(b) The minimum requirements for the initial inspection and annual inspections that all taxicabs must meet are as follows:

(1) Hubcaps or wheel covers are on all wheels for which hubcaps or wheel covers are standard equipment.

(2) There are no tears or rust holes in the vehicle body and no loose pieces hanging from the vehicle body. Fenders, bumpers and light trim are securely fixed to the vehicle. No taxicab has extensive un-repaired body damage. The vehicle is equipped with front and rear bumpers. The exterior of the vehicle is in a reasonably clean condition so as not to obscure the company or owner's name on the vehicle and any number assigned to the vehicle.

(3) The vehicle is painted and marked in accordance with the color scheme approved by the Issuing Officer. Paint and markings are not faded or deteriorated in such a manner as to preclude immediate recognition of the approved color scheme, the company or owner's name and any number assigned to the vehicle.

(4) Headlights are operable on both high and low beam. Taillights, parking lights, signal lights, and interior lights are all operable.

(5) The vehicle is equipped with adequate windshield wipers maintained in good operating condition.

(6) All brake systems are operable.

(7) Excessive play in the steering mechanism does not exceed three inches free play in turning the steering wheel from side to side.

(8) The engine compartment is reasonably clean and free of uncontained combustible materials.

(9) Mufflers are in good operating condition.

(10) The windshield is without cracks or chips that could interfere with the driver's vision. All other windows are intact and able to be opened and closed as intended by the manufacturer. The windows and windshield are in a reasonably clean condition so as not to obstruct visibility.

(11) All door latches and door handles are operable from both the interior and exterior of the vehicle.

(12) The vehicle's suspension system does not sag because of weak or broken springs or excessive motion when the vehicle is in operation, due to weak or defective shock absorbers.

(13) All seats are securely fastened to the vehicle. Seat belts, when required by the California Vehicle Code, are installed. The upholstery is free of grease, holes, rips, torn seams and burns.

(14) The interior of each vehicle and the trunk or luggage area is in a reasonably clean condition, free of foreign matter, offensive odors and litter. The seats are reasonably clean and without large wear spots. The door handles and doors are intact and clean. The trunk or luggage area is empty except for a spare tire, a personal container for the driver not exceeding one cubic foot in volume and emergency equipment, to allow maximum space for passenger luggage and belongings.

(15) The tires comply with the California Vehicle Code.

(Amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 7428 (N.S.), effective 2-4-88; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

### **SEC. 21.307. TAXICAB DRIVER'S IDENTIFICATION CARD - REQUIREMENTS AND ADDITIONAL GROUNDS FOR DENIAL.**

(a) It shall be unlawful for any taxicab driver to pick up or discharge passengers in the unincorporated areas of the County of San Diego without first obtaining a taxicab driver's identification card from the Issuing Officer. The Issuing Officer may issue an applicant a temporary identification card for up to 90 days, while an investigation is pending.

(b) To be eligible for a taxicab driver's identification card a person must be at least 18 years of age, have a valid California vehicle operator's license, have successfully completed a drug screening test pursuant to Government Code section 53075.5(b)(3) and have obtained employment with at least one licensed taxicab operator. A taxicab driver may be employed by up to four licensed taxicab operators at one time, including being self-employed.

(c) In addition to the reasons for denying a new license under section 21.108 or a renewal license in section 21.109, the Issuing Officer may deny an applicant a taxicab driver's identification card if the Issuing Officer determines that:

(1) The applicant has been convicted of an offense requiring the applicant to register as a sex offender under Penal Code section 290 and notwithstanding the time that has elapsed since the conviction the applicant presents a threat to the safety of passengers.

(2) The applicant has been convicted of an offense requiring registration for violation of the Uniform Controlled Substances Act pursuant to Health and Safety Code section 11590 and notwithstanding the time that has elapsed since the conviction the applicant presents a threat to the safety of passengers.

(3) The applicant has within five years of the date of the application been convicted of any of the following motor vehicle offenses: operating a motor vehicle under the influence of any alcoholic beverage or drug, or under the combined influence of any alcoholic beverage and drug, reckless driving, fleeing from a police officer or failing to fulfill the duty required after being involved in a motor vehicle accident involving property damage, injury or death.

(4) The applicant has within five years of the date of the application been convicted of assault or battery.

(5) The applicant addicted to any substance prohibited by the Uniform Controlled Substances Act (Health and Safety Code Section 11000 et seq.) unless the applicant is enrolled and successfully participating in a drug treatment program approved by the Court.

(6) The applicant within 12 months of the date of the application, has been convicted of, or held by any final administrative determination to have committed an act listed in section 21.315 below that would be grounds for suspending or revoking a taxicab driver's identification card.

(d) The Issuing Officer may also require an applicant to demonstrate that the applicant is knowledgeable about the provisions of this chapter, State and local traffic regulations and geography of the County, in order to qualify for the identification card.

(Amended by Ord. No. 4622 (N.S.), effective 1-15-76; amended by Ord. No. 4738 (N.S.), effective 9-9-76; amended by Ord. No. 5200 (N.S.), effective 8-10-78; amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 7428 (N.S.), effective 2-4-88; amended by Ord. No. 8784 (N.S.), effective 4-29-97; amended by Ord. No. 9599 (N.S.), effective 10-23-03; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

**State law reference(s)**--Prohibited substances, Health and Safety Code, § 11000 et seq; offenses requiring registration, etc., Health and Safety Code, § 11590; approved programs, Welfare and Institutions Code, §§ 4351, 4352.

## **SEC. 21.308. TAXICAB DRIVER'S IDENTIFICATION CARD -- TERMS.**

- (a) A taxicab driver's identification card shall be valid for one calendar year from the date it is issued. If the Issuing Officer suspends the card, it shall not extend the one-year term.
- (b) The identification card may be renewed within the 30 days prior to its expiration date by submitting a renewal application with the Issuing Officer.
- (c) The identification card shall contain the taxicab driver's full name, date of birth, physical description, thumbprint, names of the companies he works for, expiration date and be laminated.
- (d) A new laminated taxicab driver's identification card shall be issued each time a valid identification card must be replaced because it is lost, damaged or the driver changes employers between the date of issue and the date of expiration. The driver must pay the renewal fee as provided by section 21.1901 to cover the cost of the new card.

(Amended by Ord. No. 4622 (N.S.), effective 1-15-76; amended by Ord. No. 4729 (N.S.), effective 8-13-76; amended by Ord. No. 4738 (N.S.), effective 9-9-76; amended by Ord. No. 5737 (N.S.), effective 5-29-80; amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 7603 (N.S.), effective 4-13-89; amended by Ord. No. 8049 (N.S.), effective 5-7-92; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

**Cross reference(s)**--Sheriff's regulatory fees, § 21.1901.

## **SEC. 21.309. NOTICE OF TAXICAB DRIVER'S CHANGE OF EMPLOYMENT.**

At least once a month every taxicab operator shall notify the Issuing Officer in writing of the name and driver's identification card number of each taxicab driver who has left the taxicab operator's employment or is no longer driving for his or her company.

(Amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

## **SEC. 21.310. ADDITIONAL REASONS FOR REVOCATION OR SUSPENSION OF TAXICAB DRIVER'S IDENTIFICATION CARD.**

In addition to the reasons stated in section 21.112 for suspending or revoking a license the Issuing Officer may suspend or revoke a taxicab driver's identification card if the driver commits an act in section 21.307(c) or:

- (a) Has a driving record showing a violation point count as provided by California Vehicle Code sections 12810 and 12810.5,
- (b) Alters, tampers with or duplicates a taxicab driver's identification card,
- (c) Displays or causes to be displayed or has in his possession any taxicab driver's identification card of the type described in paragraph (b) above,
- (d) Fails to comply with section 21.315 of this chapter or any other section of this chapter that regulates the conduct of taxicab drivers,
- (e) Has his California driver's license suspended or revoked,
- (f) Has his taxicab driver's privileges suspended or revoked by any other jurisdiction in San Diego County that regulates taxicab drivers in its jurisdiction, or
- (g) Fails to promptly obey all lawful orders or instructions of any peace officer, fire department official or regulating official.

(Amended by Ord. No. 4313 (N.S.), effective 6-20-74; amended by Ord. No. 4622 (N.S.), effective 1-15-76; amended by Ord. No. 4729 (N.S.), effective 8-13-76; amended by Ord. No. 4738 (N.S.), effective 9-9-76; amended by Ord. No. 5200 (N.S.), effective 8-10-78; amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 7882 (N.S.), effective 5-2-91; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

## **SEC. 21.311. INSURANCE REQUIRED.**

(a) It shall be unlawful for any person to operate a taxicab business within the unincorporated areas of the County unless the person has in effect insurance coverage issued by a company authorized to transact insurance business in the State of California with coverage amounts that meet the requirements of paragraph (b) below. The insurance coverage required by this section shall insure the public against any loss or damage that may result to any person or property from the operation of all taxicabs used by the operator in the operator's business. A taxicab operator shall furnish the Issuing Officer with a certificate of insurance coverage as a prerequisite to obtaining a taxicab operator's license. The certificate shall provide that the insurer will notify the Issuing Officer in writing of any policy cancellation and the notice shall be sent to the Issuing Officer by registered mail at least 30 days prior to cancellation of the policy. The certificate shall also state:

- (1) The full name of the insurer;
- (2) The name and address of the insured;
- (3) The insurance policy number;
- (4) The type and limits of coverage;
- (5) The specific vehicle(s) insured;
- (6) The effective dates of the certificate; and
- (7) The certificate issue date.

(b) The insurance shall provide coverage for each taxicab in an amount not less than \$1,000,000 per occurrence, combined single limit for bodily injury and property damage.

(c) In addition to the requirements in subsection (a) of this section, insurer must also meet the following criteria:

- (1) Admitted in California by the California Department of Insurance;
- (2) Insurers must have an A.M. Best Company Financial strength rating of A- (excellent), or better; and
- (3) All companies must have a financial size category of not less than VII (seven-\$50-\$100 million), or similar Standard and Poors rating.

(Amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10134 (N.S.), effective 4-14-11; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

## **SEC. 21.312. TAXICAB, COLORS AND COMPANY NAMES.**

(a) Each taxicab operator shall have his taxicab(s) painted a distinctive color or colors approved by the Issuing Officer and shall have permanently affixed to each taxicab the operator's name or the name under which the operator does business. If the operator has more than one taxicab, each taxicab shall be numbered. The color scheme of a taxicab may not be changed without the prior written permission of Issuing Officer.

(b) It shall be unlawful for any person to knowingly modify or alter any taxicab with the intent to deceive the public as to the taxicab operator's identity or to conceal the fact that a vehicle is a taxicab.

(Amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80), supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

## **SEC. 21.313. TAXICAB FARES.**

(a) A taxicab operator shall file with the operator's license application a statement of the "posted rate" the operator charges to transport passengers. The "posted rate" shall apply to all taxicabs operated under the taxicab operator's license. Posted rates shall be in effect for not less than three months. The operator shall file a rate amendment with the Issuing Officer at least 14 days before any

new "posted rate" is to take effect.

(b) The operator shall prominently post the rate schedule on the interior of both rear doors of all taxicabs in letters at least one inch high. The rates shall be in dollars and cents and shall be broken down as follows:

- (1) Flag drop rate
- (2) Travel charge rate
- (3) Time charge rate

(c) The fare shall be displayed on a taximeter in dollars and cents. The figures that display the fare shall be easily readable by persons in the passenger compartment of the taxicab.

(d) It shall be unlawful for a passenger who has hired a taxicab to refuse to pay the fare.

(e) It shall be unlawful for the taxicab operator or the taxicab driver to request the passenger pay a fare in excess of the posted rate.

(f) Every taxicab operator, driver, agent and employee shall accurately state the "posted rate" in effect in response to any inquiry.

(Amended by Ord. No. 5307 (N.S.), effective 12-21-78; amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 7428 (N.S.), effective 2-4-88; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

#### **SEC. 21.314. TAXIMETERS.**

(a) Every taxicab shall be equipped with a taximeter that has been registered, inspected and sealed by the Sealer of Weights and Measures before a taxicab is placed in service for the first time. A taxicab operator shall also submit every taximeter in the taxicabs it operates to the Sealer for an annual registration and inspection.

(b) It shall be unlawful for a taxicab operator to place a taxicab in service that is not equipped with a taximeter:

- (1) That accurately calculates the approved fare the taxicab operator is authorized by the Issuing Officer to charge.
- (2) That bears a current registration certificate from the Sealer of Weights and Measures.

(c) It shall be unlawful for a taxicab driver:

- (1) To transport passengers for a fee in any taxicab that is not equipped with a taximeter.
- (2) To transport passengers for a fee in any taxicab equipped with a taximeter that does not have a current registration certificate from the Sealer of Weights and Measures.
- (3) To knowingly charge a passenger a fee that has been inaccurately calculated by a taximeter.

(d) The Issuing Officer may inspect any taximeter at any time.

(e) The Issuing Officer shall revoke the taxicab permit and order any taxicab operator to remove a taxicab from service that is without a taximeter, has a taximeter that does not have a current registration certificate from the Sealer or that does not accurately calculate fares. It shall be unlawful for any taxicab operator to fail to comply with an order from the Issuing Officer to remove a taxicab from service.

(Amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 8316 (N.S.), effective 11-23-93; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

#### **SEC. 21.315. REGULATIONS APPLICABLE TO TAXICAB DRIVERS.**

(a) A taxicab driver employed to transport passengers to a definite point shall take the most direct route possible that will carry the passenger to his destination safely and expeditiously.

(b) A taxicab driver shall provide a receipt to any passenger who requests one after the passenger pays the fare. The receipt shall indicate the beginning and ending points of the trip, the fare charged, the date, the operator's name, and the vehicle number, and shall be signed by the driver.

(c) No person shall solicit passengers for taxicabs other than the taxicab driver. The taxicab driver, however, may not leave the taxicab to solicit passengers. The Issuing Officer may authorize a dispatcher to solicit passengers as a system of loading of passengers at such times and places as in the Issuing Officer's discretion public service and traffic conditions require.

(d) No taxicab driver shall transport more persons, including the driver, than the manufacturer's rated seated capacity for the vehicle. A taxicab driver shall also not transport luggage or other items exceeding the vehicle's storage volume or load-carrying capacity.

(e) It shall be unlawful for any taxicab driver to allow a taxicab to remain standing in an established taxicab stand unless the driver remains within twelve feet of any portion of the established taxicab zone, or unless the taxicab driver is assisting passengers to load or unload.

(f) No taxicab driver shall knowingly pick up a person who has summoned a taxicab of a competitive taxicab company without informing the person that he does not represent the taxicab company the person summoned.

(g) No taxicab driver, who has been hired by a passenger, shall pick up any additional passenger without the consent of the original passenger.

(h) A taxicab driver shall not operate a taxicab unless he has affixed his driver's identification card in a prominent location inside the taxicab, visible to passengers in the passenger compartment. A taxicab driver while working shall display the name and photo identification badge issued to him by the Issuing Officer. The driver shall prominently display the badge on the outside front of the driver's clothing, between the waist and shoulders.

(i) It shall be unlawful for a taxicab driver to refuse a prospective or actual fare or to take any action to actively discourage a prospective or actual fare on the basis of race, creed, color, age, sex, national origin or disability. A taxicab driver may, however, refuse a prospective or actual fare if it is readily apparent to the driver that a person presents a hazard to the driver. A taxicab driver is also not obligated to transport any person who is verbally or in any other way abusive to the driver.

(j) It shall be unlawful for a taxicab driver to refuse or discourage a prospective fare based upon the length of the trip if the trip is within the area normally serviced by the taxicab operator who employs the driver.

(k) A taxicab driver shall assist a passenger with loading or unloading a reasonable size, number, and type of passenger luggage or other items, when requested by a passenger. A driver, however, is not required to lift any single item that exceeds 25 pounds. The requirement to assist with loading or unloading shall be limited to retrieving or depositing items onto the nearest curbside adjacent to a legally parked taxicab. A sign in the form of a transparent decal may be affixed to the rear-door, side window stating that, "DRIVER IS NOT REQUIRED TO LOAD LUGGAGE IN EXCESS OF 25 POUNDS PER ITEM OR OF A SIZE OR KIND THAT WILL NOT SAFELY FIT IN THE DESIGNATED LUGGAGE AREA OF THIS VEHICLE." A driver with a lawful disability that prevents him from handling items may submit proof of disability to the Issuing Officer requesting relief from the requirement to assist passengers with luggage. If approved by the Issuing Officer, the driver may affix a small sign either in the passenger section of the vehicle to be visible to a rear seat passenger or on the inside of the trunk cover lid stating that, "DRIVER HAS DISABILITY THAT PREVENTS HANDLING OF LUGGAGE."

(l) A taxicab driver may seek passengers by driving on a public street, but may not travel at a speed or in a manner that interferes with or impedes traffic.

(m) A taxicab driver shall display an "out of service" sign when the taxicab is not available for hire. The sign must be located inside the vehicle to be visible and readable from outside the vehicle at a distance of at least 10 feet away.

(n) A taxicab driver shall maintain a daily trip log which shall be available for inspection upon request by any peace officer. The trip log shall show the driver's name, taxicab number, date, time, origin and destination of each trip, and fare charged. The logs shall have ruled lines and columns sufficient to include all required information and the entries shall be in black or dark blue ink. The driver shall submit his trip logs to the taxicab operator at least once a week.

(o) It shall be unlawful for any taxicab driver while transporting passengers to display the flag or device attached to the taximeter in a position indicating the vehicle is available for hire. It shall also be unlawful for the taxicab driver to prevent the taximeter from operating while the driver is transporting passengers. It shall also be unlawful for a taxicab driver to cause the taximeter to record when the taxicab is not employed or to allow the taximeter to continue to record after reaching the passenger's final destination.

(p) While driving or operating a taxicab, drivers shall be hygienically clean, well-groomed and neat and suitably dressed. The term "hygienically clean" shall refer to that state of personal hygiene, body cleanliness, and absence of offensive body odor normally associated with bathing or showering on a regular basis.

(q) Taxicab drivers shall make every attempt to return lost property left in the taxicab to its owner. If a driver is unable to locate or return the property to its owner, the driver shall contact the Sheriff's Department within 24 hours. Lost property shall be accounted for on a driver's trip sheet next to fare information.

(Amended by Ord. No. 4313 (N.S.), effective 6-20-74; amended by Ord. No. 4956 (N.S.), effective 8-25-77; amended by Ord. No. 5931 (N.S.), effective 11-18-80; Ord. No. 5938 (N.S.), adopted 11-25-80, effective 12-25-80, supersedes Ord. No. 5931; amended by Ord. No. 7309 (N.S.), effective 7-2-87; amended by Ord. No. 7428 (N.S.), effective 2-4-88; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

**Cross reference(s)**--Highways and traffic, Tit. 7; traffic code, § 72.1 et seq.

#### **SEC. 21.316. BUSINESS TELEPHONE REQUIRED; NOTICE OF CHANGE.**

(a) The permit holder shall maintain a business telephone in working order which must be answered during normal business hours, Monday thru Friday, and during all hours of operation.

(b) The permit holder shall, in case of any change of his or her business address, mailing address, or business address, notify the Issuing Officer in writing of such change within forty-eight (48) hours of the effective date of this change.

(Added by Ord. No. 10312 (N.S.), effective 2-6-14)