

CHECK LIST FOR TAXI/LIMO DRIVERS

Prior to Approval

1. Provide the following copies to the Municipal Clerk:

- Receipt from Borough of Roselle Building/Code Enforcement certifying that the premises together with any building thereon, are approved for use permitted by Zoning Ordinances Article 118-9, Section – A(1)(a)
- BRC (Business Registration Certificate)
- Certificate of Liability Insurance coverage \$1,500,000.00 for Limos, \$300,000.00 for Taxi Cabs

Cancellation Notice – Should any of the above described policies be cancelled before the expiration date thereof, the issuing insurer will endeavor to Mail 30 days written notice to the certificate holder names to the left, but failure to do so shall impose no obligation or liability of any kind upon the insurer, its agents or representatives.

- Copy Title of Vehicle showing business name
- Two recent photographs of applicant size (2 x 2) inches
- Satisfactory Certificate from the Physician or Ophthalmologist
- Copy of Drivers Abstract from DMV – have the disposition mailed to the Municipal Clerk. Clerk will provide a copy of Abstract to Police Department for review (no more than 2 moving violations during the prior three years).

2. All applicants and drivers must submit fingerprints for a Criminal History background check.

- Fingerprint applications can be obtained at the Roselle Police Department on Tuesdays and Wednesdays between the hours of 12:00 to 3:00 pm.
- Applicants must follow the instructions on the application.

The Criminal History search results will be sent to the Roselle Police Department. The Municipal Clerk will be advised accordingly of the results.



BOROUGH OF ROSELLE

210 CHESTNUT STREET • ROSELLE, NEW JERSEY 07203
TELEPHONE (908) 245-5600

TAXI/LIMO LICENSE APPLICATION

OWNER'S NAME
HOME ADDRESS.....
TELEPHONE #
BUSINESS ADDRESS
BUSINESS TELEPHONE #.....

DRIVERS

NAMED.O.B.....
ADDRESS
DRIVER'S LICENSE #
NAMED.O.B.....
ADDRESS.....
DRIVER'S LICENSE #

List Additional Drivers on Reverse Side

DESCRIPTION OF VEHICLE

MAKE MODEL..... YEAR.....
PLATE #..... VIN #
OF PASSENGERS..... RATE SCHEDULE
INSURANCE COMPANY.....
INSURANCE POLICY#.....

The initial license fee shall be ninety six dollars (\$96.00) for each vehicle payable with filing of the application. Said fee shall be prorated at the rate of eight dollars (\$8.00) per month should an applicant file after March 1. All renewals shall be at the rate of eighty dollars (\$80.00) for each vehicle. Duplicate copies may be issued for a fee of five dollars (\$5.00) for each vehicle.

THIS AREA FOR OFFICE USE ONLY

DATE APPLICATION RECEIVED _____
AMOUNT RECEIVED \$ _____ CHECK _____ CHECK # _____ CASH _____ RECEIPT # _____
DATE LICENSE ISSUED _____ EXPIRATION _____
CERTIFICATE OF INSURANCE REC'D _____
PROCESSED BY _____

APPROVAL: Borough Clerk _____

ADDITIONAL DRIVERS

NAME D.O.B.....
ADDRESS CITY..... STATE..... ZIP.....
DRIVER'S LICENSE #.....

NAME D.O.B.....
ADDRESS..... CITY..... STATE..... ZIP.....
DRIVER'S LICENSE #

NAME D.O.B.....
ADDRESS CITY..... STATE..... ZIP.....
DRIVER'S LICENSE #

NAME D.O.B.....
ADDRESS CITY STATE..... ZIP

POWER OF ATTORNEY

That the undersigned, _____, for the purpose of complying with the laws of New Jersey relating to registration of limousine vehicles in said state hereby; irrevocably appoints _____, Chief Fiscal Officer of the Borough of _____, and his/her successor in such office, its true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against the insured by virtue of the indemnity granted under the insurance policy for bond filed with the Borough of _____, in conjunction with such registration in accordance with N.J.S.A. 48:16-14.

It is requested that a copy of any notice, process or pleading served there under be mailed to:

Date _____

by: _____

CORPORATE ACKNOWLEDGEMENT
State of New Jersey
COUNTY of _____

On this ____ day of _____ 20____, before me personally appeared _____, who I am satisfied _____ the person named in the above corporation and that____, as such officer being authorized to execute the foregoing instrument for the purposes herein contained, by signing the name of the corporation by himself as such officer.

IN WITNESS WHEREOF, I have hereunder set my hand the official seal.

NOTARY PUBLIC

My Commission Expires _____

Date _____

To Whom It May Concern:

This is to certify that _____ has presented proof of
Name & address of applicant
insurance for the following vehicle to be used for livery:

Year, Make and VIN# of Vehicle

Insured by _____
Name of insurance company

Agent _____
Name & address of insurance agent

Expiration date _____
Date policy expires

Liability Insurance _____
Amount of policy

Bodily Injury & Property Damage _____
Amount of policy

Policy _____
Policy #

Also filed with this office is Power of Attorney appointing _____,
Chief Fiscal Officer of the Borough of _____, and his/her successor in such
office, for the purpose of acknowledging service of any process out of a court of
competent jurisdiction to be served against the insured by virtue of the indemnity granted
under the insurance policy of bond filed in the Borough of _____ in
conjunction with such registration in accordance with N.J.S.A. 48:16-14.

Very truly yours,

Municipal Clerk

Borough of Roselle, NJ
Thursday, January 5, 2012

Chapter 107. TAXICABS

[HISTORY: Adopted by the Mayor and Council of the Borough of Roselle 5-24-1989 as Ord. No. 1756. Editor's Note: This ordinance supersedes former Ch. 107, Taxicabs, adopted 7-29-1960 as Ord. No. 1037, as amended. Amendments noted where applicable.]

GENERAL REFERENCES

Police Department — See Ch. 20.
Vehicles and traffic — See Ch. 113.
Zoning — See Ch. 118.

§ 107-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

OPERATION OF TAXICAB

Consists of transporting in a taxicab one (1) or more persons for hire. Accepting a passenger to be transported for hire from a point of departure within the borough to a destination within or without the borough shall be considered "operation of a taxicab" within the borough. The operation of a taxicab by one other than the owner shall be deemed operation by the owner as well as by the person actually driving the taxi. The transportation of any person other than the owner or driver in any motor vehicle bearing a sign using the words "taxi," "taxicab," "cab" or "hack" shall be prima facie evidence of operation.

OWNER

Any person in whose name title to any taxicab is registered with the New Jersey Division of Motor Vehicles or who appears in the Division's records to be a conditional vendee or lessee or has any other proprietary interest in a taxicab.

TAXICAB TAXI or LIMOUSINE

A motor vehicle used to transport passengers for hire which does not operate over a fixed route and is not hired by the day or hour.
[Amended 9-18-1996 by Ord. No. 2016]

§ 107-2. License required.

No person shall operate a taxicab as owner or operator from a point within the borough without first obtaining a license.

§ 107-3. Application for license.

- A. An application for a license shall be filed with the Borough Clerk and shall show the name of the applicant; his post office address and business address; the name, address and age of each driver; a description of the vehicle to be licensed; the maximum number of persons each such vehicle shall carry; a schedule of rates of fare; and such other information as the Council shall deem necessary or proper.
- B. Each applicant for a taxi driver's license must be at least eighteen (18) years of age, must hold a driver's license issued by the state, must be of sound physical health and good moral character and shall have satisfied all the other requirements of this chapter, including the payment of the required fee.
- C. All applications for a taxicab driver's license shall be made in writing, in triplicate, to the Borough Clerk on forms supplied by the Clerk, shall be signed by the applicant and shall contain the following information: the full name and address of the applicant, the residence of the applicant for the past year, his age, the number of his state driver's license, the details of any service in the armed forces together with the date and nature of discharge therefrom and the

recommendation of two (2) residents of the state who have known him for at least one (1) year prior to the date of making such application.

- D. Each application for a taxi driver's license shall be accompanied by two (2) recent photographs of the applicant of a size two by two (2 x 2) inches. All applications for a taxi driver's license shall state the owner for whom the applicant intends to drive, and such owner shall endorse the application.
- E. A statement as to whether or not the applicant has been convicted of a crime in this or any other state and, if so, the nature of the offense, where convicted and the date of such conviction.
- F. Each application shall contain a statement as to whether or not the applicant has been convicted of any traffic violations during the previous five-year period and, if so, the nature of the offense, where convicted and the date of such conviction.
- G. An applicant for a taxicab driver's license shall cause himself to be examined by a physician licensed to practice medicine in the state and shall file with his application for issuance or renewal of a taxi driver's license a certificate of such physician, dated within thirty (30) days of such filing, showing that the applicant is in good general health, free from any communicable disease and has no past history of epilepsy, coronary thrombosis, cerebral hemorrhage or other affliction which might cause loss of control of the taxicab. The applicant shall also cause his vision to be examined by an ophthalmologist, and his certificate shall state corrective glasses required, if any. Such physician's certificate and ophthalmologist certificate shall be filed each year upon application for renewal of the taxi driver's license.
- H. Prerequisites. After completing and submitting the application as aforesaid, the following prerequisites shall be required before a license may be issued:

- (1) Fingerprinting. Every applicant for a taxi driver's license shall be fingerprinted by the Police Department. Upon refusal of such applicant to be fingerprinted, the Borough Clerk shall refuse to license the driver.
- (2) Every applicant shall have no more than two (2) moving violations during the prior three (3) years.
- (3) Every applicant shall have no convictions for reckless driving, leaving the scene of an accident or operation of a motor vehicle under the influence of alcohol or a controlled dangerous substance during the prior five (5) years.
- (4) Every applicant shall have no convictions of a crime involving moral turpitude, violence or threat of violence in this state or any other state or territory of the United States.
- (5) Every applicant shall have a satisfactory certificate from the physician and ophthalmologist required as aforesaid.
- (6) Every applicant shall exhibit compliance with all other provisions of this chapter.

§ 107-4. Issuance, revocation and appeal of license; form and content.

[Amended 9-18-1996 by Ord. No. 2016]

A. A taxicab or limousine driver's license or any renewal thereof shall be issued by the Borough Clerk. No approval by the Borough Council shall be required. The Clerk shall refuse to issue such license under the following circumstances:

- (1) The applicant has more than two (2) moving traffic violations in the prior three (3) years.
- (2) There is evidence of a conviction of a motor vehicle offense during the prior five (5) years, involving reckless

driving, leaving the scene of an accident or operation of a motor vehicle under the influence of alcohol or a controlled dangerous substance.

- (3) The certificate from the physician or ophthalmologist is not satisfactory.
- (4) There is evidence of conviction of a crime involving moral turpitude, violence or threat of violence.
- (5) There is evidence that the application contains any materially false statements.
- (6) There is failure to comply with any other provisions of this chapter.

B. In the event that the application for a taxicab or limousine driver's license is refused by the Borough Clerk or revoked by the Clerk as provided herein, the applicant shall have the right to appeal to the Mayor and Council for review. Such appeal shall be in writing and set forth the basis therefor and shall be made within sixty (60) days of such refusal.

C. Form and content of license. The license shall be in writing, numbered, in triplicate and signed by the Borough Clerk on a form provided by the borough and shall contain the following information: name, address, taxicab or limousine owner by whom employed, state driver's license number and badge number.

§ 107-5. Display and contents of license.

Every person or corporation licensed under this chapter shall cause such license to be conspicuously displayed on the inside of each licensed vehicle. The license shall state the name of the person or corporation licensed, the name of the drivers authorized to operate the licensed vehicle, the number of the license and a schedule of the rates of fare.

§ 107-6. License issued in name of owner; expiration.

[Amended 9-18-1996 by Ord. No. 2016; 7-16-2003 by Ord. No. 2191]The license required by this chapter shall be issued to and in the name of the owner of the taxicab or limousine and shall be issued for one year from the first day of April of the year of such issuance.

§ 107-7. Fee.

[Amended 9-18-1996 by Ord. No. 2016; 7-16-2003 by Ord. No. 2191]The initial license fee shall be \$60 for each vehicle, payable with the filing of the application. Said fee shall be prorated at the rate of \$5 per month should an applicant file after April 1. All renewals shall be at the rate of \$50 for each vehicle. Duplicate copies may be issued for a fee of \$5 for each vehicle.

§ 107-8. Insurance requirements.

[Amended 9-18-1996 by Ord. No. 2016]No taxicab or limousine license shall be issued until the owner of the vehicle shall have filed with the Borough Clerk a public liability and property damage insurance policy in standard form which shall comply with the following requirements:

- A. An insurance policy issued by an accredited insurance company authorized to transact the business of casualty insurance in the state and acceptable to the town, covering each vehicle, shall be required, which policy shall cover the period included in the license to be issued by the borough. Each such policy shall run concurrently with the fiscal year for which a license has been issued.
- B. Such insurance policy shall insure the owner and driver of such vehicle with a minimum limit for each accident for bodily injury of one hundred thousand dollars (\$100,000.) to any one (1) individual or total of three hundred thousand dollars (\$300,000.) for all persons injured with a property damage loss in the minimum amount of fifty thousand dollars (\$50,000.). If said policy is a single-limit policy, this single

limit shall not be less than three hundred thousand dollars (\$300,000.).

- C. Each such insurance policy shall contain a provision to the effect that the same cannot be canceled, except on at least thirty (30) days' notice, in writing, by the insurance company to the Borough Clerk of the intention of such insurance company to cancel the same.
- D. No insurance policy shall be acceptable if the insurance coverage is for private livery only, unless such policy expressly contains a waiver by the insurance company that if the vehicle insured is operated in violation of the coverage intended, the company will not claim such violation to avoid liability thereunder.
- E. In the event that any insurance policy covering any such vehicle used for the transportation of passengers for hire shall lapse or shall be canceled by the issuing company, then the taxicab license issued by the town shall thereupon become void, and the owner of such vehicle shall be required to immediately turn such license in to the Borough Clerk.

§ 107-9. Automatic revocation of license.

[Amended 9-18-1996 by Ord. No. 2016]The Council may, upon notice and hearing, revoke the license of any licensee issued under the provisions of this chapter if he shall fail or neglect to operate a taxicab or limousine for a period of 30 days and may revoke any such license for cause after notice and hearing.

§ 107-10. Conduct of driver.

Every licensed taxicab driver shall obey the following rules and regulations:

- A. When engaged by passengers in the operation of the taxicab and limousine, all drivers shall be neat in appearance, clean of body and shall refrain from smoking and using profane, abusive or insulting language.

- B. A driver shall not consume any intoxicating liquor or any controlled dangerous substance while operating the vehicle, and a driver shall not operate a vehicle while under the influence of a controlled dangerous substance or intoxicating liquor to any degree.
- C. No driver shall convey more passengers at any one time than the seating capacity of the vehicle.
- D. A driver shall not solicit patronage or passengers at any locations except those provided for in this chapter.
- E. A driver shall thoroughly search the interior of the vehicle immediately after the termination of each trip and note if the passenger has left any article therein. Any property so found shall be taken to police headquarters and turned in to the officer in charge within twenty-four (24) hours.
- F. A driver shall not refuse service to any person unless he has previously been engaged or unless the person seeking service is disorderly or under the influence of intoxicating drugs or liquors. When serving more than one (1) passenger, the driver must serve the passenger requesting service first, unless mutually agreed with the first passenger to do otherwise.
- G. If the driver carries an AM or FM radio or tape player in the cab, as permanent equipment or otherwise, it shall not be played while conveying passengers unless the passenger requests that it be played.

§ 107-11. Nontransferability of license.

No license issued under the provisions of this chapter may be transferred.

§ 107-12. Restricted areas of operation.

[Amended 9-18-1996 by Ord. No. 2016]No one may operate a taxicab from Residence A, B, C, D or E Zone.

§ 107-13. Violations and penalties.

A person violating any of the provisions of this chapter shall, upon conviction thereof, be subject to a fine not exceeding five hundred dollars (\$500.) or imprisonment for a term not exceeding ninety (90) days, or both. Each day a violation of this chapter continues shall constitute a separate offense.