

THE CORPORATION OF THE TOWNSHIP OF MANITOUWADGE

BY-LAW NO. 2014-15

Being a By-law to amend Schedule "A" Maximum allowable fares of By-law No. 88-08, being a by-law to licence, regulate and govern owners and drivers of taxis, cabs, buses, motor and other vehicles for hire and repeal By-law No. 2010-11

WHEREAS Schedule "A" of By-law 88-08 establishes the maximum allowable taxi fares;

AND WHEREAS it is deemed necessary to amend the rates from time to time;


NOW THEREFORE the Council of the Corporation of the Township of Manitouwadge **enacts as follows that:**

1. Schedule "A" attached hereto becomes part of By-law 88-08 as the maximum allowable fares;
2. By-law No. 2010-11 is hereby repealed.
3. This By-law comes into force and takes effect on passing.

READ A 1ST AND 2ND TIME this 17th day of July, 2014 and **READ A THIRD TIME AND FINALLY ENACTED** this 17th day of July, 2014.



Mayor John MacEachern



Cecile Kerster, Municipal Manager Clerk/Acting

MAXIMUM ALLOWABLE FARES
AMEND SCHEDULE "A" TO BY-LAW NO. 88-08 TO INCLUDE HST
Repealing By-law #2010-11

DESTINATION	LOCAL	COST	HST 13%	TOTAL
ADULT		\$8.85	\$1.15	\$10.00
SENIOR/STUDENT		\$7.08	\$0.92	\$8.00
DELIVERY		\$7.53	\$0.97	\$8.50
AIRPORT		\$14.16	\$1.84	\$16.00
SKI HILL		\$8.85	\$1.15	\$10.00
EXTRA STOPS		\$2.66	\$0.34	\$3.00
HIRED BY THE HOUR		\$70.80	\$9.20	\$80.00
<i>DESTINATION OUT OF TOWN</i>				
NORTH WEST TIMBER		\$9.74	\$ 1.26	\$11.00
HILLSPORT		\$115.04	\$14.96	\$130.00
MANITOUWADGE CORNER		\$66.37	\$8.63	\$75.00
MINES		\$70.80	\$9.20	\$80.00
HERON BAY		\$115.04	\$14.96	\$130.00
MARATHON		\$115.04	\$14.96	\$130.00
TERRACE BAY		\$252.21	\$32.79	\$285.00
SCHREIBER		\$265.49	\$34.51	\$300.00
NIPIGON		\$331.86	\$43.14	\$375.00
THUNDER BAY		\$486.73	\$63.27	\$550.00
GLORIA'S / DUNC LAKE		\$75.22	\$9.78	\$85.00
MOBERT		\$88.50	\$11.50	\$100.00
WHITE RIVER		\$115.04	\$14.96	\$130.00
WAWA		\$265.49	\$34.51	\$300.00
SAULT STE.MARIE		\$486.73	\$63.27	\$550.00

THE CORPORATION OF THE TOWNSHIP OF MANITOUWADGE

BY-LAW NO. 88-08

Being a By-law to license, regulate and govern owners and drivers of taxis, cabs, buses, motor and other vehicles for hire.

(A) 2009-07 (Fares)
(A) 2010-11 (Fares)
(A) 2014-16 (Fares)
(A) 93-01 (License Fee)
(A) 90-59 (Fares)
(A) 95-43

NOTE By-law No. 88-21 authorizes Special Occasion Taxi Permits

WHEREAS the Corporation of the Township of Manitouwadge is authorized under the provisions of Section 227, Subsection 1. of the Municipal Act, RSO 1980, to pass By-laws for licensing, regulating and governing owners and drivers of cabs, buses, motor or other vehicles used for hire; for establishing the rates or fares to be charged by the owners or drivers of such vehicles for the conveyance of goods or passengers either wholly within the Municipality or to a point not more than five (5) kilometers beyond its limits, and for providing for the collection of such rates or fares; for limiting the number of cabs, buses, motor or other vehicles used for hire, or any class or classes thereof; for revoking such license(s); and to require the provision of public liability, property damage, cargo or other insurance;

THEREFORE, the Council of the Corporation of the Township of Manitouwadge ENACTS AS FOLLOWS:

PART 1 - DEFINITIONS

In this By-law:

1. "By-law Enforcement Officer" means an Officer appointed by the Council to enforce their by-laws or such other person as may be designated by the Council;
2. "Cab", "Taxi-cab", or "Taxi" means a motor vehicle which is kept or used for hire and having a seating capacity of not more than the number of seat belts provided in such vehicle, but does not include babies being carried in arms or children under six (6) years of age, and shall not include a bus, ambulance or funeral hearse;
3. "Council" means the Council of the Corporation of the Township of Manitouwadge;
4. "Operating a taxi business in the Township" is defined to mean the actual picking up of passengers or cargo within the limits of the Township;
5. "Tariff Card" shall mean a card displayed in each taxicab or limousine which contains the rates of fare then in force;
6. "Taxi Driver's License" means a license issued by the Council to a taxi driver under the provisions of this By-law;
7. "Taxi License" shall mean a license issued by Council which gives authority for the operation of a taxi cab in the Township.
8. "Township" means the Corporation of the Township of Manitouwadge.
9. "Owner" shall mean the owner of a cab or of cabs licensed as such or required to be licensed as such under this By-law.

PART 2 - TAXI AND TAXI DRIVER'S LICENSES

1. (a) no person, firm or corporation shall operate a taxi cab within the Township without first obtaining a taxi license for such taxi cab.

- (b) every owner of more than one (1) taxi cab required to be licensed under this By-law shall hold a separate license for each taxi cab.
 - (c) a taxi license is issued for a particular motor vehicle and is not transferrable, except as hereinafter provided.
 - (d) where an owner wishes to replace an existing cab with another cab, he shall apply to the Council for a transfer of his existing taxi license from his existing cab to such other cab and, if such transfer is approved by Council, the issuer of licenses shall issue a taxi license for the other cab, provided that the original existing taxi license is surrendered to the issuer of taxi licenses, and a fee of \$10.00 shall be paid.
2. No holder of a taxi license shall permit any person to operate a cab owned or operated under the provisions of such license who is not the holder of a valid taxi driver's license.
 3. An application for a taxi license shall be made in writing to the Council and shall contain such information as shall be required by Council and shall be accompanied by a Certificate of Mechanical Fitness as prescribed by the Highway Traffic Act of Ontario with respect to the vehicle to be licensed, should said vehicle be in a used condition, and such Certificate of Mechanical Fitness shall not be more than thirty (30) days old.
 4. Each applicant for a taxi license, and the officers and directors of each corporate applicant for a taxi license, shall submit to the Township an application on a form supplied for such purpose, as attached in Schedule "C" herein.
 5. The Clerk shall make such investigation as he considers necessary and shall report the results of such investigation to the Council, and shall recommend to the Council the granting or refusal of the application.
 6. Every proposed transferee of a taxi license shall be considered a new applicant for the purpose of this By-law and shall be subject to the fees as set out in the attached Schedules "A" and "B".
 7. Every applicant for a taxi license shall pay such fees as are set out in Schedule "B" to this By-law.
 8. The maximum number of taxi licenses issued by the Council shall be six (6).
 9. Council shall, where it is possible so to do, issue or renew taxi licenses in such a manner that no person, firm or corporation holds more than fifty per cent (50%) of the taxi licenses permitted by this By-law.

PART 3 - TAXI DRIVERS

1. No person shall drive or physically operate a cab, taxi cab or taxi within the Township who is not the holder of a valid taxi driver's license issued by the Clerk. A taxi driver's license shall not be withheld provided that the person submits the application in the form provided and complies with all other provisions in the By-law.
2. An application for a taxi driver's license shall be made to the Township on a form supplied for such purpose as attached in Schedule "D" herein.
3. No taxi driver's license shall be issued to any person unless such person:
 - (a) has reached the age of eighteen (18) years or older;
 - (b) possesses a good knowledge of the geography of the Township;
 - (c) holds a valid Class "G" or better Ontario Driver's License; and
 - (d) has accumulated fewer than six (6) demerit points on his or her driving record.

4. Each applicant for the taxi driver's license shall pay the fees set out in Schedule "B" to this By-law.
5. Notwithstanding the residual requirements of this part, the holder of a taxi license shall be eligible to apply for a taxi driver's license.
6. (a) If the holder of a current taxi driver's license accumulates nine (9) or more demerit points on his driving record, such holder shall, when so requested, surrender his taxi driver's license to the Clerk to be presented to Council for cancellation or suspension.

(b) Should the holder of a taxi driver's license have his Ontario driver's license suspended, he shall immediately surrender his taxi driver's license to the Clerk to be presented to Council for cancellation.

PART 4 - GENERAL PROVISIONS

1. All licenses issued under the provisions of this By-law shall expire on the 31st day of December in each year and all applications for renewal of a taxi license shall be accompanied by a Certificate of Mechanical Fitness not more than thirty (30) days old.
2. A taxi licensed pursuant to this By-law shall be subject to inspection at any time by the Clerk of the Township or his delegate and the owner of such licensed taxi cab shall, if demand is made, provide a Certificate of Mechanical Fitness for such licensed taxi cab within fifteen (15) days of such demand and such Certificate is to be not more than thirty (30) days old.
3. Every holder of a taxi driver's license under the provisions of this By-law shall serve the first person requiring his services, but no driver shall be compelled to take any order of any person who has failed to pay for any previous services rendered to him.
4. Upon the failure of a holder of a taxi license to operate the taxi cab for which such license was issued for a continuous period of thirty (30) days, such license shall be cancelled immediately and all rights granted thereunder shall at once cease. Written notice of such cancellation shall be served personally on the holder of said taxi license, or may be sent by ordinary mail to the holder of such taxi license, in which event it will be deemed to have been served upon the said holder on the third day after mailing same, and the holder shall have ten (10) days after service of such notice to apply to Council to show cause why the taxi license should be reinstated.
5. If any police officer or By-law Enforcement Officer enquires as to the destination or destinations to which any taxi driver under this By-law drove any person or carried any goods, baggage or any other thing, it shall be the duty of such person to inform the Police Officer or By-law Enforcement Officer information of such destination or destinations, and the name of such person or persons, if known by the taxi driver, and failure to furnish such information shall constitute a breach of this By-law.
6. No holder of a taxi driver's license shall take, consume or have in his possession any liquor or substances which impairs him while he is in charge of a taxi cab, nor shall the use of any impairing liquor or substances by him be apparent while he is in charge of such taxi cab.
7. Every holder of a taxi driver's license, and the holder of a taxi license, upon change of his address, shall notify the Township within six (6) days of such change.
8. Every holder of a license under the provisions of this By-law shall take due care of all property delivered or entrusted to and accepted by him

for conveyance or safe-keeping, and every driver of a cab shall, immediately upon termination of any hiring or engagement, search his cab for property lost or left therein, and all such property left in his cab shall be forthwith delivered over to the person owning the same, or if the owner cannot at once be found, then to the Township Municipal Office.

9. The driver of any cab shall, upon request of any passenger, give in writing his name, address, driver's license number and the license number of his cab, together with the name and address of the owner of the said cab.

PART 5 - FARE AND TAXI METERS

1. The rates which are to be charged by all licensed cabs are set out in Schedule "A" attached hereto and declared to be part of this By-law.
2. A tariff card bearing the name of the owner of the vehicle shall be affixed to the dashboard in a manner that the card is plainly visible to passengers.
3. Any person employing a taxi or cab may require the driver thereof to furnish him with a receipt for charges made and paid, indicating thereon the kilometres travelled, and the driver shall promptly furnish such receipt upon request, together with his name, address and his license number.
4. No person licensed under this By-law shall publish or use a tariff or demand or receive rates or charges other than those authorized by this By-law.
5. Any cab operator shall be permitted to operate on a time basis at the request of the passenger at the time rate specified in Schedule "A" to this By-law.

PART 6 - INSURANCE

1. No taxi license or taxi driver's license shall be issued under the provisions of this By-law unless the cab operated by such license is insured against public liability, passenger hazard and property damage in an amount not less than one million (\$1,000,000.00) Dollars.
2. An insurance policy covering every licensed cab shall be deposited with the Clerk and shall be kept in force during the currency of any license.
3. The premiums for such insurance shall be paid by the owner and such insurance may be carried with any insurance company authorized to do business in the Province of Ontario.
4. Every insurance policy shall contain an endorsement requiring that, in the event of a cancellation, notice of such cancellation shall be given in writing to the Township at least ten (10) days prior to such cancellation. In the event that such notice is received by the Township, the holder of the taxi license for the cab to which such insurance applies shall immediately surrender his taxi license to the Clerk of the Township for cancellation or, alternatively, provide proof of insurance satisfactory to Council. Under no circumstances shall the owner of a cab licensed under this By-law operate a cab without valid insurance.

PART 7 - PENALTIES

1. Every person found guilty of any breach of the provisions of this By-law shall be subject to a fine of not more than Three Hundred (\$300.00) Dollars, exclusive of costs.

2. Every fine shall be recoverable under the Provincial Offences Act, all the provisions of which apply, except that the imprisonment may be for a term of not more than twenty-one (21) days.
3. In addition to any other penalty herein imposed, the license of any person or firm found guilty of any breach of the provisions of this By-law may be revoked or cancelled by the council.

By-Law No. 85-45 is hereby repealed in its entirety.

This By-law shall become effective on the 1st day of January, 1988.

READ a first and second time this
16th day of December, 1987.



Reeve



Clerk

READ a third time and finally passed
this 13th day of January , 1988.



Acting Reeve



Clerk

(A) 90-59
 (A) 2009-07
 (A) 2010-11
 (A) 2014-16

MAXIMUM ALLOWABLE FARES

The fares hereinafter set out shall represent the maximum allowable fare to the destinations described:

Town	\$ 4.50
Noranda Geco Headframe	7.50
Extra Stops	2.00
Ski Hill	5.50
Camp 15	44.00
Marathon	88.00
White River	88.00
Schreiber	165.00
Nipigon	192.50
Wawa	154.00
Caramat	126.50
Longlac	152.00
Geraldton	165.00
Delivery	5.50
Noranda Geco Dry	6.50
Terrace Bay	154.00
Noranda Geco #1 Gate or #4 Gate	6.50
Ministry of Natural Resources	5.00
Ontario Paper	5.50
Ministry of Transportation shed	5.50
Manitouwadge Corner	44.00
Thunder Bay	253.00
Sault Ste. Marie	253.00
Manitouwadge Airport	9.00
Hillsport	82.50
Waiting time - per hour	14.00
Hemlo minesite	49.50

THE CORPORATION OF THE TOWNSHIP OF MANITOUWADGE

APPLICATION FOR TAXI CAB LICENCE

NOTE: A copy of your insurance policy, certificate of mechanical fitness and vehicle registration must be filed with the Municipal Office prior to the granting of a Taxi Cab Licence.

PART 1 (to be completed by applicant)

Name of applicant: _____
 Address of applicant: _____
 Name of business: _____ Postal Code _____
 Address of business: _____ Postal Code _____

VEHICLE:

Make of Vehicle	Year	Current Lic. Pl.#	Serial #	Taxi Cab #	Colour of Vehicle	Highway Traffic Act Cert. Mechanical Fitness

OFFICERS AND DIRECTORS OF COMPANY

	Address	Telephone

State address and description of each additional Taxi Stand from which you will be operating.(as approved by Township Council)

Location Address: _____ Postal Code _____

Will your Business premises or additional Taxi Stand locations be used exclusively by you? YES NO

If not, with whom will you be sharing your locations? _____

How many Taxicabs do you propose to operate? _____

Will Taxicabs be radio controlled? _____

INSURANCE COVERAGE:

Name of Insurance Co.	Name and Address of Ins. Broker.	Amount of Ins.	Coverage

PART 2 (to be completed by Clerk)

I certify that I have interviewed and inspected, or caused to be interviewed and inspected, the applicant and vehicle(s), and have no objection to the issuance of a licence in respect of which this application is made.

Date: _____ Clerk _____

PART 3 (to be completed by Clerk)

Licence(s) granted this _____ day of _____, 19

Licence(s) not granted this _____ day of _____, 19

Clerk

THE CORPORATION OF THE TOWNSHIP OF MANITOUWADGE

APPLICATION FOR TAXICAB DRIVER LICENCE

NOTE: A copy of your Driver's Licence must be filed with the Municipal Office prior to the granting of a Taxi Cab Licence.

PART I (to be completed by applicant)

Name of applicant: _____

Address of applicant: _____

Telephone No.: _____ Date of Birth: _____

Do you presently hold an Ontario Driver's Licence? _____

If Yes, state Licence Number: _____ Class No.: _____

Expiry date: _____

Are you presently employed: _____

If Yes, complete the following:

Name of Employer	Address	Position	Date of Employment

Give names and address of three (3) previous employers:

Name of Employer	Address	Position	Date of Employment From: To:

Have you ever been convicted or any offence? If so, give details:

Have you ever been the holder of a Taxi Driver's Licence? _____

PART II Department Record Check (O.P.P., M.T.C., etc.)

PART III (to be completed by the Clerk)

I certify that I have interviewed, or caused to be interviewed, the applicant and have no objection to the issuance of a licence in respect of which this application is made.

_____ Date

_____ Clerk

ANNUAL LICENCE FEES

Annual fee for the first taxi cab licence	\$125.00
Annual fee for the second taxi cab licence where operated under a company name or where the owner of such cab has obtained a licence for a first taxi cab.	\$250.00
Annual fee for the third taxi cab licence where operated under a company name or where the owner of such cab has obtained a licence for a second taxi cab.	\$375.00
Annual fee for each taxi driver licence	\$ 25.00
