

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER IV,  
GENERAL LICENSING OF AN ORDINANCE ENTITLED, "AN  
ORDINANCE ADOPTING AND ENACTING THE REVISED  
GENERAL ORDINANCES OF THE CITY OF LINDEN, 1999,"  
PASSED NOVEMBER 23, 1999 AND APPROVED NOVEMBER  
24, 1999, AND AS AMENDED AND SUPPLEMENTED**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LINDEN:**

Section 1. That Chapter IV, General Licensing, shall be and the same is hereby amended as follows:

**4-35 LICENSING OF TAXICABS.**

**DELTE SECTION 4-35.1, Definitions:**

**ADD SECTION 4-35.1, Definitions as follows:**

**4-35 LICENSING OF TAXICABS.**

**Editor's Note:** The general power to license and prescribe license fees is contained in N.J.S.A. 40:52-1 et seq. Licensing is also a part of the general Police power granted by N.J.S.A. 40:48-1 et seq. Taxicabs must also comply with the requirements of N.J.S.A. 48:16-1 et seq.

**Editor's Note:** Prior ordinance history includes portions of 1979 Code §§ 7-1, 7-2.1–7-2.8, 7-3.1–7-3.6, 7-4.1–7-4.6, 23-3.5 and Ordinance Nos. 20-181, 27-41, 28-41, 37-34, 47-63, 50-7, 52-29.

**4-35.1 Definitions.**

*City certificate of public convenience and necessity.* A "city certificate of public convenience and necessity" issued by the Licensing Division authorizes the holder thereof to conduct a taxicab business in the City, except as otherwise provided in this section.

*City permit* shall mean a license issued by the License Inspector for each vehicle operated under a city certificate of public convenience and necessity.

*Cruising* shall mean the driving of a taxicab on the streets, alleys or public places of the city, at a slow rate of speed for the obvious purpose of searching for or soliciting prospective passengers for hire.

*Designated taxi stands* shall mean a public place alongside the curb of a street or elsewhere in the city, which has been designated by the License Division as reserved exclusively for the use of certain taxicabs.

*Driver's license* shall mean the permission granted by the license inspector to a person to drive a taxicab upon the streets of the City.

*Holder* shall mean a person to whom a certificate of public convenience and necessity has been issued.

*License Inspector* shall mean the City Clerk.

*Manifest* shall mean a daily record prepared by a taxicab driver of all trips made by such driver, showing time and place of origin, destination, number of passengers and the amount of fare of each trip.

*Permit* shall mean a license issued by the License Inspector for each volume operated under a certificate.

*Persons* shall mean and include an individual, a corporation or other legal entity, a partnership and any unincorporated association.

*Rate card* shall mean a card issued by the License Inspector for display in each taxicab which contains the rate of fare then in force.

*Taxicab* shall mean a motor vehicle engaged in the business of carrying passengers for hire, having a seating capacity of four persons and not operated on a fixed route.

*Taxicab dispatcher license* shall mean a license issued to one who is engaged in the dispatching of taxicabs at various times to various destinations upon the request of the public.

*Waiting time* shall mean the time when a taxicab is not in motion from the time of acceptance of a passenger or passengers to the time of discharge, but does not include any time that the taxicab is not in motion if due to any cause other than the request, act or fault of a passenger or passengers.

*Zone map* shall mean a map showing the City by streets and the fare zones, with the amount of the fare for each zone shown thereon, which map shall be in each cab and must be produced upon demand.

Section 2. The remaining provisions of the chapter hereby amended and supplemented shall continue in full force and effect to the same extent as if herein fully repeated.

Section 3. If any section, subsection, provision, clause, or portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such adjudication shall not affect the remaining sections, subsections, provisions, clauses, or portions, which shall be deemed severable therefore.

Section 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect in the manner provided by law.

PASSED:

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President of Council

APPROVED:

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Mayor

ATTEST:

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City Clerk