

**ORDINANCE NO. 2008- 1**

**An ordinance amending Section 23-30 of the Victoria City Code to eliminate subsection (g), which requires all taxicabs operated by the same business to be uniform in appearance, repealing conflicting ordinances, providing for severability, providing for codification and savings, providing a penalty not to exceed \$500 upon conviction and publication, and declaring an effective date.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS:

1.

Section 23-30 of the Victoria City Code is amended to eliminate subsection (g) and thereby read as follows:

**Sec. 23-30. Taxicab equipment.**

- (a) It shall be unlawful for any person to operate a taxicab that does not meet the requirements of this section.
- (b) Each taxicab shall be identified with the name of the taxicab business on both sides in letters not less than two inches in height.
- (c) Each taxicab shall be equipped with a taximeter that automatically calculates the accrued charge for hire of the taxicab. The chief of police may require any taximeter to be submitted for inspection by an independent testing firm for verification of accuracy. The taximeter shall be located in the taxicab so that the face and numerals may be seen by any passenger in the vehicle. Taximeters in taxicabs operated by night shall be illuminated.
- (d) A schedule of maximum fares shall be posted within each taxicab in a location that may be seen by any passenger in the vehicle.
- (e) All taxicabs shall be maintained in good mechanical condition at all times.
- (f) The interior of all taxicabs shall be kept clean and free of litter and debris at all times.
- ~~(g) All taxicabs operated by the same business must be uniform in appearance.~~

2.

All parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.

3.

If any provision of this ordinance, or the application thereof to any person or circumstances, shall be held invalid or unconstitutional by a Court of competent jurisdiction, such invalidity shall not affect the other provisions, or application thereof, of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

4.

It is the intention of the City Council that this ordinance shall become a part of the Code of the City of Victoria, Texas, and it may be renumbered and codified therein accordingly. The Code of the City of Victoria, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

5.

Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined a sum not to exceed \$500.00 as provided in Section 1-8 of the City Code. The City Secretary shall publish the caption or a descriptive title of this ordinance one time within 10 days after final passage of the ordinance in a newspaper of general circulation in the City of Victoria in accordance with Article II, § 10 of the City Charter.

6.

This ordinance shall become effective 10 days after final passage and approval by the City Council of the City of Victoria, Texas.

PASSED FIRST READING, this the 18th day of March, 2008.

AYES: 7

NAYS: 0

ABSTENTIONS: 0

PASSED SECOND READING, this the 1st day of April, 2008.

AYES: 7

NAYS: 0

ABSTENTIONS: 0

PASSED THIRD READING, this the 1st day of April, 2008.

AYES: 7

NAYS: 0

ABSTENTIONS: 0

APPROVED AND ADOPTED, this the 1st day of April, 2008.



ATTEST:

*Scarlet Swoboda*  
SCARLET SWOBODA, City Secretary

*Will Armstrong*  
WILL ARMSTRONG, Mayor of the  
City of Victoria, Texas

APPROVED AS TO LEGAL FORM:  
*David Atmar Smith*  
DAVID ATMAR SMITH, City Attorney

Distribution:    Legal Department  
                    City Secretary  
                    Department of Inspections & Maintenance Services

Copies Sent: April 16, 2008