

ORDINANCE NO. _____

An ordinance amending Chapter 47A, “Transportation For Hire,” of the Dallas City Code by amending Sections 47A-2.3.3, 47A-2.4.8, and 47A-2.4.9; updating transportation-for-hire vehicle quality standards; amending certain transportation-for-hire rates and fares; requiring the current fuel surcharge to be posted on hailable vehicles; providing a penalty not to exceed \$500; providing a saving clause; providing a severability clause; and providing an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Subsection (a) of Section 47A-2.3.3, “Vehicle Quality Standards,” of Division 3, “Vehicle Permit,” of Article II, “Regulations Applicable to All Transportation-For-Hire Services,” of Chapter 47A, “Transportation For Hire,” of the Dallas City Code is amended to read as follows:

“(a) An operating authority shall maintain all motorized vehicles operating under its permit, and a driver shall maintain the motorized transportation-for-hire vehicle he or she is driving for hire, in accordance with the Texas Department of Public Safety Vehicle Inspection program. Additionally, each vehicle must be deemed safe, mechanically sound, and road worthy. The exterior and interior must be clean and meet the following standards [~~a condition such that each vehicle meets all safety standards required by the State of Texas for passenger vehicles and the following additional standards~~]:

(1) [~~the exterior and interior are clean and appear new or substantially like new;~~

(2) [~~front and rear seats, armrests, interior door panels, headliners, carpet, mats, and front and rear dashboards are in good condition, free of cracks, rips, tears, or excessive wear;~~

(3) [~~body panels, trim, and moldings are free of dents and scratches (other than minor dents and scratches that are less than five inches in length and less than 0.5 inch in depth) [dings that do not involve paint damage], scratches, or other obvious unrepaired damage~~];

(2[4]) paint is in good condition, free of [~~scratches or other obvious~~] unrepaired damage, visible fading, [~~runs, peeling, overspray,~~] mismatched colors, or excessive orange peel [~~paint damage~~];

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(3[5]) front and rear tires, wheels, and wheel covers match and are the proper size and type for the vehicle;

(4[6]) all recall work recommended by the vehicle's manufacturer has been performed;

(5[7]) air conditioner, heater, and defoggers function properly;

(6) all exterior lights function and are aimed as designed by the manufacturer;

(7) all doors open and close smoothly using interior and exterior door handles.”

SECTION 2. That Subsection (f) of Section 47A-2.4.8, “Rates and Fares,” of Division 4, “Service Rules,” of Article II, “Regulations Applicable to All Transportation-For-Hire Services,” of Chapter 47A, “Transportation For Hire,” of the Dallas City Code is amended to read as follows:

“(f) Hailable vehicles shall not charge any fare for providing transportation-for-hire service in the city that exceeds the maximum rates of fare authorized by the following schedule:

(1) General fares.

(A) Initial meter drop: \$3.00 [~~\$2.25~~];

(B) Each 1/4 [~~1/9~~] mile: \$0.70 [~~\$0.20~~];

(C) Traffic delay time/waiting time, per 1[~~1/2~~] minute[s]: \$0.40 [~~\$0.45~~]; and

(D) Each extra passenger (up to manufacturer's rated seating capacity): \$2.00.

(2) Love Field Airport fares.

(A) Each trip departing from the airport (in addition to the general fare) shall include the trip fee as that trip fee is set in Chapter 5 of this code, as amended.

(B) Minimum charge for each trip departing from the airport: \$10.00 [~~\$8.00~~].

(C) Flat rate for each trip either originating at the airport and terminating at a location within the Dallas Central Business District area or originating at a location within the Dallas Central Business District area and terminating at the airport: \$26.00 [~~\$21.00~~].

(D) Flat rate for each trip either originating at the airport and terminating at a location within the Dallas Market Center area or originating at a location within the Dallas Market Center area and terminating at the airport: \$20.00 [~~\$18.00~~].

(3) Dallas-Fort Worth International Airport fares.

(A) Minimum charge for each terminal transfer: \$7.00.

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(B) Minimum charge for each trip that requires exiting the Airport parking plaza and terminates inside of airport property: \$14.50.

(C) Minimum charge for each trip that requires exiting the Airport parking plaza and terminates outside of airport property: \$17.00.

(D) Flat rate for each trip either originating at the airport and terminating at a location within the Dallas Central Business District area or originating at a location within the Dallas Central Business District area and terminating at the airport: \$55.00 [~~\$45.00~~].

(E) Flat rate for each trip either originating at the airport and terminating at a location within the Dallas Market Center area or originating at a location within the Dallas Market Center area and terminating at the airport: \$47.00 [~~\$37.00~~].

(4) Gasoline surcharge.

(A) A gasoline surcharge approved by the director may be added to a hailable vehicle fare when the average weekly retail price of regular grade gasoline in the State of Texas exceeds \$2.00 per gallon as determined by the United States Department of Energy, Energy Information Administration.

(B) The gasoline surcharge is [~~will be~~] calculated in \$0.50 increments and applied per trip. For every \$0.50 increase or decrease in the average price per gallon of gasoline above the \$2.00 threshold, the per trip surcharge fee is [~~will be~~] adjusted \$0.50 up or down to reflect the change in the average gasoline price. For example:

| AVERAGE PRICE OF GASOLINE (PER GALLON) | AMOUNT OF SURCHARGE (PER TRIP) |
|---|---------------------------------------|
| \$2.00 or less | No surcharge |
| \$2.01 to \$2.50 | \$0.50 |
| \$2.51 to \$3.00 | \$1.00 |
| \$3.01 to \$3.50 | \$1.50 |
| Each additional \$0.50 increase in the average per gallon price of gasoline | Additional \$0.50 per trip |

(C) The director shall determine the gasoline surcharge on a quarterly basis each year by checking, in accordance with the following schedule, the average price per gallon of gasoline as posted by the United States Department of Energy in its weekly updates:

| DATE OF QUARTERLY PRICE CHECK BY DIRECTOR | DATE OF QUARTERLY ADJUSTMENT (IF REQUIRED) |
|--|---|
| December 20 | January 1 |
| March 20 | April 1 |
| June 20 | July 1 |
| September 20 | October 1” |

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SECTION 3. That Subsection (a) of Section 47A-2.4.9, “Additional Requirements for Hailable Vehicles,” of Division 4, “Service Rules,” of Article II, “Regulations Applicable to All Transportation-For-Hire Services,” of Chapter 47A, “Transportation For Hire,” of the Dallas City Code is amended to read as follows:

“(a) All hailable vehicles must:

(1) have a roof mounted top light that illuminates when the vehicle is in service but not available to be hailed; and

(2) display the following information on at least one door on each side of the vehicle:

(A) the name of the operating authority under which the vehicle is currently operating;~~;~~

(B) the vehicle permit number;~~[-and]~~

(C) the fare rate; and

(D) the current fuel surcharge.”

SECTION 4. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$500.

SECTION 5. That Chapter 47A of the Dallas City Code shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 6. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 7. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

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SECTION 8. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

CHRISTOPHER J. CASO, City Attorney

By _____
Assistant City Attorney

Passed _____