

**BYLAW NO. B-10/2019
OF THE CITY OF AIRDRIE
IN THE PROVINCE OF ALBERTA**

Being a bylaw of the City of Airdrie to provide for the licensing of Public Conveyance and Vehicle for Hire services.

WHEREAS under the authority and subject to the provisions of the *Municipal Government Act*, Revised Statutes of Alberta 2000, Chapter M-26 and amendments thereto, City Council may pass bylaws respecting business, business activities and persons engaged in business;

AND WHEREAS under the authority and subject to the provisions of the *Municipal Government Act*, Revised Statutes of Alberta 2000, Chapter M-26 and amendments thereto, City Council may pass bylaws respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS City Council may regulate or prohibit any business and provide for a system of licenses, permits or approvals;

AND WHEREAS City Council deems it desirable to regulate Public Conveyances and Vehicles for Hire within the City of Airdrie;

NOW, THEREFORE, the Municipal Council of the City of Airdrie in Council duly assembled enacts as follows that:

SHORT TITLE

1. This Bylaw may be cited as the “Public Conveyance and Vehicles for Hire Bylaw”.

INTERPRETATION

Definitions

2. In this Bylaw, the following terms will have the following definitions:
 - a) **“Appeal Board”** means the General Appeal Board appointed by the City of Airdrie Council.
 - b) **“App”** means a software program residing on a mobile phone or other digital electronic device which performs one or more of the following functions:

- (i) allows a Person to identify the locations of available Rideshare Vehicles for Hire and allows a driver of a Rideshare Vehicle to identify the locations of a Person who is seeking the services of a Rideshare Vehicle;
 - (ii) allows a person to request a Rideshare Vehicle via the mobile phone or other electronic device;
 - (iii) allows the driver of a Rideshare Vehicle to receive a request from a potential passenger; and
 - (iv) allows for payment for Rideshare Vehicle services through electronic means.
- c) **“Application”** means a written application for a Broker License, Taxi License, or Chauffeur License and includes an application to renew, transfer or amend any of the above-noted licenses;
 - d) **“Broker”** means an individual or company who owns and operates a business providing Taxis and Limousines;
 - e) **Deleted in its entirety¹**
 - f) **“Business Location”** means the premises used or occupied by any Person in the conduct of a business;
 - g) **“Chauffeur”** means a person who drives a Public Conveyance or Vehicle for Hire;
 - h) **“Chief License Inspector”** means the Director of Community Growth and Protective Services, or the designate of that person;
 - i) **“City”** means the City of Airdrie or, where the context permits, the area contained within the corporate boundaries of the city of Airdrie;
 - j) **“Chief Administrative Officer”** means the person appointed to the position and title of City Manager by Council, or his delegate.
 - k) **“City Owned Vehicle”** means any vehicle owned, leased, operated and insured by the City of Airdrie;
 - l) **“Criminal Record Check”** means a criminal record check obtained from the Royal Canadian Mounted Police or another police service in the Province of Alberta;

¹ Bylaw B-38/2020

- m) **“Driving Record”** means the driving record of a motor vehicle driver issued by or under the authority of the Province of Alberta;
- n) **“E.L.V.I.S.”** means the Enhanced Livery Vehicle Inspection Standards;
- o) **“Garage”** means premises, equipment and other resources required to complete an E.L.V.I.S. inspection that have been certified by the Alberta Motor Vehicle Industry Council (AMVIC) and approved by the Chief License Inspector to issue inspection certificates;
- p) **“License Inspector”** means a License Inspector employed by the City, a Peace Officer and, where the context permits, includes the Chief License Inspector;
- q) **“Limousine”** a motor vehicle including a stretch limousine, sedan limousine or specialized limousine;
- r) **“Limousine Service”** means a vehicle used to convey persons for a fee, where such vehicle is a full size luxury class vehicle with at least four (4) doors, not equipped with a taximeter, and having standard seating capacity for at least five (5) adult persons excluding the Chauffeur;
- s) **“Peace Officer”** means any member of the Royal Canadian Mounted Police, a Peace Officer, a Community Peace Officer and a Bylaw Enforcement Officer of the City;
- t) **“Pre-arranged Service”** means transportation services provided by a Rideshare Vehicle that are arranged, booked, scheduled or requested by the passenger using an App, in advance of the Rideshare Vehicle arriving at the passenger’s location;
- u) **“Public Conveyance”** means a Taxi or Limousine;
- v) **“Rideshare Business License”** means a license issued under the provisions of this Bylaw;
- w) **“Rideshare Company”** means an individual or company who administers, promotes or otherwise makes available an App for Pre-arranged transportation services;
- x) **“Rideshare Driver”** means a person who operates a private Rideshare Vehicle;
- y) **“Rideshare Unified License”** means a license issued pursuant to the provisions of the Province of Alberta in the Transportation Network Companies Regulations;

- z) **“Rideshare Vehicle”** means a Vehicle for Hire that provides Pre-arranged services to passengers;
- aa) **“Seniors’ Transportation”** means private transportation services provided specifically for elderly citizens;
- bb) **“Service Animal”** means an animal that has been trained and certified to assist a person with disabilities;
- cc) **“Street Hailing”** means offering, soliciting, or accepting offers to provide transportation service to passengers that is not a Pre-arranged service;
- dd) **“Taxi”** means a vehicle equipped with a Taximeter used to convey persons for a fee;
- ee) **“Taxi License”** means a license issued pursuant to the provisions of this Bylaw;
- ff) **“Taximeter”** means a device which calculates the fare to be charged for use of a Taxi on the basis of distance travelled, time elapsed or both;
- gg) **“Vehicle for Hire”** means a motor vehicle used or offered for the transportation of at least one passenger in return for compensation from a place within the City to a destination either within or outside the City and includes, but is not limited to:
 - (i) a Rideshare Vehicle
 - (ii) Seniors’ Transportation Vehicle;

but does not include any vehicle or class of vehicle exempted by the City Manager and, without limiting the generality of the definition of Vehicle for Hire, if the transportation of a passenger is provided as part of the package of additional goods or services for which there is compensation, then the transportation of a passenger is considered to be in return for compensation unless the transportation is shown, on a balance of probabilities, to be merely ancillary to the goods or services;

A Vehicle for Hire does not include:

- (i) a City Owned vehicle used as part of a transit system operated by a municipality;
- (ii) a City Owned vehicle licensed and used as part of an intermunicipal or interprovincial bus service; or
- (iii) an emergency vehicle;

- hh) **“Violation Ticket”** means a violation ticket as defined in the *Provincial Offenses Procedures Act* (Alberta).

BUSINESS LICENSE²

- 3.1 No Broker shall operate a Public Conveyance service unless that Broker is in possession of a valid City Business License; ³
- 3.2 All Public Conveyance Business Licenses shall expire at midnight on March 31st of each year.⁴
- 3.3 A Broker applying for a Business License shall provide to the Chief License Inspector:⁵
- a) a list of the motor vehicles to be used by the applicant;
 - b) a list of all Chauffeurs to be employed or engaged by the applicant or otherwise used in the applicant’s business, including their full names, addresses and Alberta driver’s license numbers;
 - c) the Business License fee as set out in Schedule “A” of this Bylaw; and⁶
 - d) any other information required by the Chief License Inspector.
- 3.4 a) A Broker shall inform the Chief License Inspector within seventy-two (72) hours of any addition to or deletion from either list furnished.
- b) No Chauffeur’s licenses will be issued to drivers unless the Chief License Inspector has been made aware of changes to the list of chauffeurs.
- 3.5 Every Broker shall, not later than the third (3rd) day of each month, deliver to the Chief License Inspector a list of Chauffeurs employed by that Person as of the last day of the preceding month.
- 3.6 Each Broker shall maintain a service system, which:
- a) ensures twenty-four (24) hour coverage on each day in a year providing prompt service except where adverse weather or road conditions or extreme workloads preclude the supply of service; and

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- b) maintains a two (2)-way communications network between all Taxis used in the business that are on duty for as long as those Taxis remain on duty.
- 3.7 A Broker shall at all times ensure that all Public Conveyances owned by or affiliated with that person's business are clean, in good condition and mechanically maintained so as to be safe and suitable for use by the public.
- 3.8 Any new Broker's Business License issued subsequent to the effective date of this Bylaw shall only be issued if an applicant has at least three (3) licensed Taxis or Limousines registered for use in the Taxi business.⁷
- 3.9 All Business License fees shall include the first three (3) drivers and shall be that fee listed in the City's Business License Bylaw.⁸
- 3.10 All Business License Fees shall include the first three (3) vehicles.⁹

CHAUFFEUR LICENSE

- 4.1 No Person shall operate a Public Conveyance or Seniors' Transportation company in the City unless that Person is in possession of a valid Chauffeur License issued by the City.
- 4.2 No Person shall operate a Rideshare Vehicle in the City unless the Rideshare Company is in possession of a Rideshare Unified License.
- 4.3 All Chauffeur Licenses shall expire at midnight on March 31st of each year.
- 4.4 Every Broker shall ensure that each Chauffeur employed in operating any Public Conveyance is in possession of a current Class 4 Alberta driver's license and a Chauffeur License. In the event the Alberta provincial license is suspended or voided, the Chief License Inspector must be informed within five (5) working days and the Chauffeur License is also suspended or voided.
- 4.5 a) no person shall operate a Public Conveyance or Seniors' Transportation company unless his or her Chauffeur License is openly and prominently displayed at all times in the vehicle in such a manner as to be visible to passengers;
- b) if a Chauffeur license is lost, misplaced or stolen, the Chauffeur must report this to the Chief License Inspector within five (5) working days. In order to obtain a replacement, the Person must re-apply with a current driver's abstract and Criminal Record Check.

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- 4.6 In determining whether to issue a Chauffeur License, the Chief License Inspector shall request for each Chauffeur a Driver's Abstract, a Criminal Record Check that may include a CSIS search and an international search, and any other information as determined by the Chief License Inspector. A CSIS search and an international search shall not be required if the Chauffeur has never lived outside of Canada. A Criminal Record Check shall be valid for six (6) months from the date of issue.
- 4.7 In determining the suitability of an applicant to operate a Public Conveyance or Seniors' Transportation company, the Chief License Inspector shall consider the driving record, criminal record, and any recommendation, including one as to character, made by the RCMP or other law enforcement agency (with respect to the safe operation of a Taxi, Limousine or Seniors' Transportation vehicle) of any applicant for a Chauffeur License and shall, in his or her sole discretion, approve, refuse or revoke the same. The Chief License Inspector does not have the expertise or authority to interpret or override any recommendation made by the RCMP or other law enforcement agency. Applicants must disclose any pending charges under the Criminal Code or the *Controlled Substance Act*.
- 4.8 No Chauffeur License or renewal shall be issued to any person who:
- a) has been convicted under the *Criminal Code of Canada* within the five (5) year period immediately preceding the date of application of:
 - (i) a sexual offence or offence relating to the corruption of public morals;
 - (ii) an offence relating to homicide, assault, kidnapping, arson or abduction;
 - (iii) an offence relating to robbery or extortion; or
 - (iv) an offence of criminal negligence, dangerous driving, impaired driving, operating a motor vehicle with a blood alcohol content over eighty (80) mg per one hundred (100) ml of blood, refusing to provide samples of breath or driving whilst his or her driver's license is suspended;
 - b) has been convicted under the *Criminal Code of Canada*, or the *Controlled Drugs and Substances Act* or any successor legislation within the five (5) year period immediately preceding the date of application, of any offence not described in subsection 4.7 (a);
 - c) has been charged with any offence under the *Criminal Code of Canada* or the *Controlled Substances Act* until the charge has been withdrawn or the matter is otherwise dealt with in a manner which does not result in a conviction;
 - d) in the opinion of the Chief License Inspector, has been convicted of an excessive number of offences that could pose a risk to public safety under the *Traffic Safety Act*, or any successor legislation, and/or any Bylaw of the City; or

- e) has received three (3) complaints in any twelve (12) month period that have been determined justified by the Chief License Inspector.
- 4.9 When an individual with an existing Chauffeur License has been charged with an offence that could pose a risk to public safety under the *Criminal Code of Canada* or the *Controlled Substances Act*:
- a) the individual shall forthwith notify the Chief License Inspector of the charges;
 - b) upon receiving notification of the charges, the Chief License Inspector shall suspend the Chauffeur's License of the individual until the charge has been withdrawn or the matter is otherwise dealt with in a manner which does not result in a conviction.
- 4.10 A person applying for a Chauffeur License must have either resided within the City for at least thirty (30) days or be able to demonstrate geographic knowledge of the City to the satisfaction of the Chief License Inspector.
- 4.11 An individual may, when facing a denial, revocation or suspension of their Chauffeur License, make written representations to the Chief License Inspector in support of their case within fourteen (14) days after to the final decision being issued by the Chief License Inspector to deny, revoke or suspend the Chauffeur License. The Chief License Inspector shall issue a written decision, including reasons, for the denial, revocation or suspension of the Chauffeur License within fourteen (14) days of receiving the individual's submission. The Chauffeur License shall be temporarily suspended during the time the matter is being reviewed and up until such time a decision is made by the Chief License Inspector.

BROKER/CHAUFFEUR RESPONSIBILITIES

- 5.1 No Chauffeur License will be issued unless the Chauffeur is currently employed by a recognized licensed Broker in the City. If the Chauffeur becomes unemployed by a licensed Broker, the license becomes void and he or she must surrender the Chauffeur license to the Chief License Inspector within five (5) working days of unemployment.
- 5.2 The Chauffeur of each Public Conveyance in the City shall:
- a) successfully complete an assessment of geographical knowledge of the City of Airdrie only if complaints are received by the Chief License Inspector that passengers are not being delivered to their destinations by the most direct route practicable;
 - b) be neat and clean in person and dress;

- c) be civil and well behaved to any passenger being transported;
- d) promptly keep all appointments or engagements and shall not knowingly accept any engagements that he or she is incapable of fulfilling;
- e) maintain either a paper log book or an electronic log book with automated reporting capabilities showing:
 - (i) driver name on each page;
 - (ii) vehicle license plate number on each page;
 - (iii) driver license number on each page; and
 - (iv) driver signature on each page;
 - (v) time and date he/she starts operating the vehicle;
 - (vi) time and date when each customer is picked up;
 - (vii) the location at which each customer is picked up;
 - (viii) the destination at which each customer is discharged;
 - (ix) total number of trips taken during each shift; and
 - (x) time his/her shift ends¹⁰,which must be available upon request;
- f) take proper care of all baggage and personal property delivered to him or her for conveyance and shall deliver such property as directed;
- g) after delivering a passenger to his or her destination, inspect the vehicle to determine whether or not the passenger has left any property and, if property is found, take all reasonable steps to return it to the owner;
- h) deliver to the local RCMP detachment within forty-eight (48) hours all property whose owner is unknown;
- i) not transport a greater number of passengers than the manufacturer's recommended capacity;
- j) not knowingly, or negligently misinform or deceive any person as to:

¹⁰ Bylaw No. B-27/2019

- (i) the time, place, arrival or departure of any Public Conveyance; or
 - (ii) location of any place, structure or building;
- k) drive all passengers (unless otherwise directed) to their destinations by the most direct route practicable;
 - l) whenever requested by a passenger, issue a receipt for the amount of the fare paid by such passenger;
 - m) not refuse to serve any person because of his race, colour or creed;
 - n) be able to refuse service to a passenger if the passenger is impaired by alcohol or drugs; requests that the Chauffeur carry an animal in the Taxi, other than an animal that is a Service Animal; insists on smoking or persists in smoking in the Taxi; or is disorderly or abusive to the Chauffeur; and
 - o) be required to prove English proficiency if the Chief License Inspector received complaints about the English speaking ability of the driver;
 - p) A driver may charge a passenger a fee of up to two hundred fifty (\$250) dollars for soiling the interior of a Taxi with vomit or bodily fluids.
- 5.3 Every Broker or Chauffeur shall, upon being requested by a License Inspector, advise the address of any place to or from which any passenger has been driven.
- 5.4 Upon the request of a License Inspector, a Broker shall advise the name and address of the Chauffeur of any Taxi owned by him or her at any particular time.
- 5.5 No Broker or Chauffeur of a Taxi shall install or permit to be installed a radio scanner or similar device capable of monitoring the radio signals of any other Broker in a dispatch office or other location or carried in any Taxi.
- 5.6 Every Broker or Chauffeur of a Taxi shall report to the Chief License Inspector any collision causing damage to his or her vehicle no later than seventy-two (72) hours after the collision. In the event the vehicle is deemed to be unfit for service by the Chief License Inspector, the Taxi License shall be suspended until such time as any physical damage to the vehicle has been repaired and a mechanical inspection attesting to the roadworthiness of the vehicle has been provided to and accepted by the Chief License Inspector.
- 5.7 Notwithstanding any other provision of this Bylaw, a Public Conveyance in respect of which there is not a valid Taxi License, may be operated in the City provided that:

- a) the passenger or passengers in the Taxi are picked up at a location outside the City; and
 - b) the operation of the Taxi while carrying passengers in the City is restricted to proceeding directly from the place where the Taxi enters the City to the location(s) where all passengers are dropped off.
- 5.8 A Broker or Chauffeur of a Taxi may refuse service to any person who is known to habitually order taxi service and subsequently is unable to pay and who refuses to make payment in advance.

TAXI LICENSES

- 6.1 No Public Conveyance shall operate in the City unless that Public Conveyance is in possession of a valid City Taxi License.
- 6.2 All Taxi Licenses shall expire at midnight on March 31st of each year.
- 6.3 An applicant for a Taxi License shall provide to the City:
- a) the name of the registered owner and proof of registration of each vehicle to be licensed for use in the business;
 - b) proof that each such vehicle is insured as required by the Province of Alberta;
 - c) a mechanical fitness report with respect to each vehicle in the form prescribed by the Chief License Inspector, completed by a licensed mechanic at any AMVIC and ELVIS certified garage accepted by the Chief License Inspector within the period of two (2) weeks prior to the date of the application;
 - d) in the case of a Taxi, proof that the Taximeter has been calibrated and sealed by a person approved by the Chief License Inspector to do so within the period of two (2) weeks prior to the date of application;
 - e) the Taxi License fee as set out in Schedule "A" of this Bylaw; and
 - f) any other information required by the Chief License Inspector.
- 6.4 A Taxi License shall be affixed to the Public Conveyance and Seniors' Transportation vehicle in the manner prescribed by the Chief License Inspector and no person shall use a Taxi License or Seniors' Transportation vehicle license or allow it to be used by any other person or with respect to any vehicle other than the one for which the Taxi License was issued.

6.5 Sale of Vehicles to another Licensed Broker

- a) Should a licensed Broker desire to purchase another vehicle (from another licensed Broker) previously licensed in the City, the purchasing Broker shall deliver to the License Inspector, the identification tag number issued and the information concerning the vehicle to be substituted including:
 - (i) Mechanical Fitness Report
 - (ii) Evidence of Registration
 - (iii) Evidence of Insurance
 - (iv) Verification of Meter Lock
 - (v) Such other information as the License Inspector may reasonably require to ensure conformity with this Bylaw.
- b) When the Chief License Inspector is satisfied that the motor vehicle proposed to be added complies with this Bylaw and is safe, fit and suitable for use and that the above conditions have been met, he or she shall, upon payment by the Broker of the fee required in Schedule A, make changes to the vehicle record.

TAXIMETERS

- 7.1 A Broker of a taxi service shall ensure that each Taxi is equipped with a Taximeter properly calibrated and sealed.
- 7.2 The Taximeter shall reflect the fares set out in Schedule "B."
- 7.3 The Broker shall:
 - a) install the Taximeter in a location and illuminate it so that the fare can be read at all times by passengers in the front and rear seats of the Taxi;
 - b) have the Taximeter tested by a person approved by the City if issued an Order to Remedy to do so by a Licence Inspector, and produce to the License Inspector within a period of thirty (30) days, a certificate that the Taximeter has been tested, is in proper working order and has been resealed; and
 - c) the Taximeter may be in the form of an electronic device that is locked by the Chief License Inspector or a Peace Officer.
- 7.4 A Taximeter shall be turned on and calculating a fare while transporting a passenger within the City's corporate limits.
- 7.5 A Taximeter shall be tested by a person who has satisfied the City that such a person is qualified to test such Taximeter.

- 7.6 All costs for testing and resealing a Taximeter shall be the responsibility of the Broker.
- 7.7 A Taxi Chauffeur shall not charge more than the amount of the Taxi fare shown on the Taximeter.
- 7.8 A Taxi Chauffeur shall not operate a Taxi where the Taxi fare shown on the Taximeter differs from the rates displayed on the Taxi.

TAXI IDENTIFICATION

- 8.1 a) A Broker of a taxi service shall register with the City, the colour or combination of colours of the Taxis operated by that Broker; and
- b) The Chief License Inspector may reject a proposed paint or colouring scheme if, in his or her opinion, it would be likely to deceive any person or cause confusion because it is similar to a paint or colouring scheme previously adopted by any other Broker of a taxi service.
- 8.2 Each Taxi shall:
- a) be painted the same colour combination that has been registered with the City by the Broker who operates it;
- b) prominently display on both sides of its exterior the name and phone number of the Broker in a permanent manner and not by way of removable decals;
- c) prominently display on both sides of the exterior of the Taxi a Taxi identification number in lettering not less than five (5) centimetres in height;
- d) display on its roof an illuminable dome light;
- e) display on each rear door window, in a format approved by the Chief License Inspector, the current Taxi fares shown on the Taximeter and acceptable methods of payment;
- f) prominently display in the vehicle a decal advising customers of the telephone number at the City of Airdrie to call in case of questions or concerns. The phone number will be provided to the Broker by the Chief License Inspector; and.
- g) separate from the Taxi identification number referred to in Section 8.2(c) above, display an individual number on either side of the front bumper and on the rear trunk of each Taxi or Limousine. Such individual number shall

be issued by the Chief License Inspector and will measure three (3") inches long and one and a quarter (1.25") inches wide.

- 8.3 No person shall operate a Taxi in the City with a colour scheme or identification marking of a Broker that such person does not work for or is not affiliated with.
- 8.4 If a vehicle licensed as a Taxi ceases to be licensed as a Taxi for any reason, its owner shall ensure that all markings of any kind upon or within it, which serve to identify it as a Taxi, are removed within seven (7) days of the date on which it ceases to be licensed as a Taxi.

TAXI ADVERTISING

- 9.1 Advertising material on Taxis shall be restricted to roof top advertising display units or rear window advertising provided that:
- a) signs must be standard manufactured units;
 - b) illumination of advertising shall not exceed forty (40) watts of power and is non-flashing;
 - c) advertising messages do not exceed forty (40) centimetres in height;
 - d) advertising is appropriate and in good taste and approved by the Chief License Inspector; and
 - e) perforated vinyl window film advertising is used on the rear window and has the approval of the Chief License Inspector prior to installation of window film.

LIMOUSINES

- 10.1 No person operating a Limousine shall operate on a fixed or regularly recurring scheduled route (similar to one a bus would follow).
- 10.2 No Broker or Limousine Chauffeur shall:
- a) stand his or her Limousine in any public place or public parking lot except while under hire;
 - b) stand his or her Limousine in any taxi stand for the purpose of soliciting or obtaining passengers;
 - c) cruise roads in the City looking for passengers; or
 - d) affix any advertising to the body of any Limousine.

10.3 The Chauffeur of a Limousine shall always have a current written contract that was previously arranged with a client and shall produce the contract upon demand of a License Inspector.

RIDESHARES

11.1 Rideshare Drivers shall only provide transportation services in response to request for service received through a software application (App).

11.2 A Rideshare Company must keep records relating to all vehicles and drivers dispatched by it to confirm compliance, including a complete list of all drivers and vehicles, and must produce these records within ten (10) days of a request by the Chief License Inspector or a Peace Officer.

11.3 Software applications must be approved the City of Airdrie for Rideshare Vehicles which are capable of:

- a) calculating a fare based on the distance travelled by the Rideshare Vehicle;
- b) estimating the total fare to be charged to the customer for a tip;
- c) transmitting to prospective customers the rate to be charged to the customer including any variable or surge pricing prior to the customer agreeing to the ride;
- d) recording, at the time the Rideshare Vehicle service is arranged, the following information:
 - (i) the time, date and location where and when the customer is to be picked up;
 - (ii) the destination where the customer is to be discharged;
 - (iii) a photo of the driver;
 - (iv) the Alberta license plate number of the Rideshare Vehicle; and
 - (v) the make and model of the Rideshare Vehicle,
- e) transmitting to the customer the information set out in this Section 11.3 before the customer enters the Rideshare Vehicle;
- f) providing immediately to the customer at the conclusion of the trip a customer electronic receipt containing:
 - (i) the customer's name;
 - (ii) the time and date that the Rideshare Vehicle services was arranged;
 - (iii) the location and time where and when the customer was picked up;

- (iv) the location and time where and when the customer was dropped off; and
 - (v) the total fare charged to the customer;
 - g) providing real time GPS tracking to the customer capable of showing the Rideshare Vehicle while on route to pick up the customer and while carrying the customer; and
 - h) allowing the customer to provide feedback regarding the service to the Rideshare Company that administers or promotes the software application.
- 11.4 A driver providing rideshare service through an approved software application must only accept payment by cash or by an electronic payment system that is separate from the software.
- 11.5 Insurance:
- a) Every driver of a Rideshare Vehicle and every Rideshare Vehicle must be covered at all times by either:
 - (i) A motor vehicle liability policy that complies with the *Insurance Act*, RSA 2000, c 1-3 and provides coverage of not less than the limits prescribed in the Commercial Vehicle Certificate and Insurance Regulation, AR 314/2002, or
 - (ii) A motor vehicle liability policy or transportation network automobile insurance policy that complies with the *Insurance Act*, RSA 2000, c 1-3 and the Transportation Network Companies Regulation, and provides coverage of not less than the limits prescribed in the Transportation Network Companies Regulation.
 - b) The insurance required by subsection 11.5(a) may be satisfied by a valid insurance policy held by:
 - (i) The driver of a Rideshare Vehicle;
 - (ii) The owner of the Rideshare Vehicles; or
 - (iii) A combination of the Persons listed above.
 - c) If the insurance required by this Section 11.5 expires or is cancelled or suspended, the policy holder must immediately notify the Chief License Inspector.
 - d) Upon request of the Chief License Inspector or a Peace Officer, a Person listed in this Section 11 must provide a complete copy of the insurance policy.

- e) In a prosecution for a contravention of this Bylaw pertaining to insurance required by this Section 11, the onus of proving that a valid insurance policy exists is on the Person alleging the sufficiency of the insurance policy on the balance of probabilities.

11.6 A Person driving, or that causes or permits the driving, of a Rideshare Vehicle must ensure that no equipment or markings visible from the exterior are present in or on the Rideshare Vehicle that identify the Rideshare Vehicle as a Taxi, including but not limited to:

- a) the words "Taxi" or "cab";
- b) the top light of a meter; or
- c) a phone number on the exterior of the Rideshare Vehicle.

STREET HAILING

12.1 No Person may engage in Street Hailing while driving a Vehicle for Hire on a highway unless the Person is driving a vehicle for which a valid Taxi License has been issued. For greater certainty, a Person driving a Limousine or Rideshare Vehicle may not engage in Street Hailing on a highway or private business, like bars or restaurants at any time and may only provide Pre-arranged Service.

PUBLIC CONVEYANCE INSPECTIONS AND QUALITY

13.1. A License Inspector may at any time inspect any Vehicle for Hire or Public Conveyance to determine the following:

- a) the validity of the Taxi, Rideshare Unified License, Limousine or Seniors' Transportation License;
- b) the validity of the driver's Chauffeur License;
- c) the accuracy of a Taximeter in a Taxi;
- d) the mechanical or physical condition of the vehicle; or
- e) standards of repair and cleanliness of the vehicle.

13.2. No Broker or Chauffer shall operate or permit the operation of a Vehicle for Hire or Public Conveyance that does not meet the standards for physical condition, repair and cleanliness prescribed by the Chief License Inspector.

- 13.3. A License Inspector may at any time issue an Order to Remedy to require a Public Conveyance or Vehicle for Hire be inspected by a garage designated by the City, at such time and place as that License Inspector may designate and the vehicle owner shall deliver such Public Conveyance or Vehicle for Hire at the time and place so designated. All costs of the mechanical inspection shall be paid by the vehicle owner.
- 13.4. Where a Peace Officer believes, on reasonable and probable grounds, that an offence has been committed under this Bylaw in relation to a Public Conveyance or Vehicle for Hire, the Peace Officer may:
- a) issue an Order to Remedy;
 - b) seize the vehicle and cause it to be removed and stored at a suitable location; and
 - c) suspend and seize the Chauffeur's License and Public Conveyance license, Rideshare Unified License or Vehicle for Hire license.
- 13.5. In the event that a Public Conveyance or Vehicle for Hire has been seized in accordance with Section 13.4, said Public Conveyance or Vehicle for Hire shall be held by the City for a period of not more than fourteen (14) days unless the Public Conveyance or Vehicle for Hire must be released to a garage for repair.
- a) If the offence has been remedied within the said fourteen (14) days, the Public Conveyance or Vehicle for Hire shall be returned to the Chauffer; and the Chauffer shall be responsible for any and all costs associated with the seizure of the Public Conveyance or Vehicle for Hire.
 - b) If the offence has not been remedied within the said fourteen (14) days, the City may dispose of said Public Conveyance or Vehicle for Hire in the manner deemed appropriate by the Chief License Inspector. Any proceeds received from the disposition of the Public Conveyance, Vehicle for Hire shall be applied firstly against any costs incurred by the City with respect to the seizure and, secondly, to the Chauffeur.
- 13.6. In the event the City uses a third party facility for the storage of a seized Vehicle for Hire, the Chauffeur must satisfy the Chief License Inspector that all costs associated with said storage have been paid prior to the Chief License Inspector authorizing release of the Vehicle for Hire.

ORDER TO REMEDY

- 14.1. Any decision of a License Inspector pursuant to this Bylaw may be appealed in writing firstly to the Chief License Inspector, who will render a decision with respect to the complaint within fourteen (14) days of receipt of the complaint.

- 14.2. A Peace Officer is hereby authorized and empowered to issue an Order to Remedy to any Person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw.
- 14.3. If the Person to whom an Order to Remedy has been issued fails to comply with the Order to Remedy within the time specified therein:
- a) the City may take whatever steps are necessary to remedy the contravention of the Bylaw and the cost of doing so becomes a debt owing to the City by the person to whom the order was issued;
 - b) Any items removed pursuant to this section, if deemed of value by the City, will be removed to a place of safe keeping and will:
 - (i) be assessed a daily fee for storage as may be determined from time to time by the Chief Administrative Officer; and
 - (ii) if unclaimed within thirty (30) days, be sold at public auction.
- 14.4. Nothing in this Bylaw shall prevent a Peace Officer from issuing a Voluntary Payment Tag or Violation Ticket for the mandatory Court appearance of any Person who contravenes any provision of this Bylaw.

APPEAL PROCESS

- 15.1. Any decision (except one to issue a Voluntary Payment Tag or Violation Ticket) of the Chief License Inspector (in such cases where the authority is derived through delegation) pursuant to this Bylaw may be appealed to the General Appeal Board by filing a written notice of appeal with the City Clerk within fourteen (14) days of the date of the Chief License Inspector's decision.
- 15.2. An appeal filed pursuant to Section 15.1 must be in the form determined by the City Clerk and must be accompanied by the appropriate fee.
- 15.3. The General Appeal Board may confirm, revoke or modify the decision of the Chief License Inspector.

PENALTIES

- 16.1. Any Person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction to a fine of not less than Two Hundred Fifty (\$250.00) Dollars and not more than Ten Thousand (\$10,000.00) Dollars.
- 16.2. The specified fines for an offence committed pursuant to this Bylaw are set out in the attached Schedule "C."

16.3. In the case of an offence that is of a continuing nature, a contravention shall constitute a separate offence in respect of each day, or part of a day, on which that offence continues.

VOLUNTARY PAYMENT TAG

17.1 A Peace Officer is hereby authorized and empowered to issue a Voluntary Payment Tag to any Person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw.

17.2 A municipal Voluntary Payment Tag may be issued to such Person:

- a) either personally; or
- b) by mailing a copy to such Person at his last known address.

17.3 Where a contravention of this Bylaw is of a continuing nature, further Voluntary Payment Tags or Summons may be issued by a Peace Officer provided that no more than one (1) Voluntary Payment Tag or Summons shall be issued for each calendar day that the contravention continues.

17.4 Where a Voluntary Payment Tag is issued pursuant to this Bylaw, the Person to whom the Voluntary Payment Tag is issued may, in lieu of being prosecuted for the offence, pay to the City the penalty specified on the Voluntary Payment Tag.

17.5 Nothing in this Bylaw shall prevent a Peace Officer from issuing a Violation Ticket for the mandatory Court appearance of any person who contravenes any provision of this Bylaw.

VIOLATION TICKET

18.1 If the penalty specified on a Voluntary Payment Tag is not paid within the prescribed time period, then a Peace Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act*.

18.2 Notwithstanding any other provision of this Bylaw, a Peace Officer is hereby authorized and empowered to immediately issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act* to any Person who the Peace Officer has reasonable grounds to believe has contravened any provision of this Bylaw.

MISCELLANEOUS

19.1 Nothing in this Bylaw relieves a person from complying with any federal or provincial law or regulation, other bylaw or any requirements of any lawful permit, order, consent or other direction.

19.2 Where this Bylaw refers to another Act, Regulation or agency, it includes reference to any Act, Regulation or agency that may be substituted therefor.

19.3 This Bylaw repeals Bylaw No. B-55/2019.

Read a first time this 2nd day of July, 2019.

Read a second time this 2nd day of July, 2019.

Read a third time this 2nd day of July, 2019.

Executed this 4th day of July, 2019.

“Peter Brown”

Mayor

“Sharon Pollyck”

City Clerk

Consolidated on this 25 day of November, 2022

Charlotte Satink

City Clerk

SCHEDULE "A"

Annual License Fees

<u>LICENSE TYPE</u>	<u>YEARLY FEE</u>
Taxi:	
Business Licence (up to three drivers – Airdrie based)	Nil Fee
Business License (more than three drivers – Airdrie based)	Fee as set out in the City of Airdrie Business License Bylaw
Business License (Non Airdrie Based)	Fee as set out in the City of Airdrie Business License Bylaw
Chauffer and Seniors' Transportation Services:	
Business Licence (up to three drivers – Airdrie based)	Nil Fee
Business License (more than three drivers – Airdrie based)	Fee as set out in the City of Airdrie Business License Bylaw
Business License (Non Airdrie Based)	Fee as set out in the City of Airdrie Business License Bylaw
Chauffeur License Replacement (Public Conveyance and Seniors' Transportation Services)	\$156
Rideshare:	
Business License	Fee as set out in the City of Airdrie Business License Bylaw
Rideshare Unified License	
1 to 3 Chauffeurs	\$56 per Chauffeur
4 to 10 Chauffeurs	\$56 per Chauffeur to a maximum of \$336
Over 10 Chauffeurs	\$1,000
11 – 50 chauffeurs	\$2,500
51 – 100 chauffeurs	\$5,000
101 – 500 chauffeurs	\$10,000
501 – 1000 chauffeurs	\$15,000
Miscellaneous:	
Transfer of Vehicle Fee	\$56
Verify Meter Lock Fee	\$56

Fees for license applications received after September 30th in any one year shall be on half of the license fee for a full year.

Fees effective January 1, 2021

SCHEDULE "B"¹¹

Taxi Fares

Base Fare		\$ 4.00
Transport Fare	Per 110 metres	\$ 0.25
Standby or Waiting	Per hour	\$40.00
Discounts Off Total Fare	Seniors Maximum Preferred Customer Maximum	10% 10%
Flat Rate	Minimum Pre-Arranged to/from Calgary International Airport	\$40.00
Luggage Fee	The Chauffeur of a van with a seating capacity of more than four occupants may charge a surcharge of \$6.50 in addition to the meter rate when a customer requires or requests such a van to accommodate luggage or cargo and the customer agrees to the surcharge in advance of the trip.	\$6.50
Airport Fee	Upon leaving Calgary International Airport	As set by the Calgary Airport Authority

¹¹ B-49/2022, B-57/2022

Schedule "C"

Voluntary Payment Tag

Section	Offence	Amount
3.1	Operating without a Business License	\$500.00
4.1	Operating without a Chauffeur License	\$500.00
5.6	Public conveyances or Vehicle for Hire picking up passengers within the City of Airdrie when not licensed with the City of Airdrie	\$500.00
6.1	Operating without a Taxi License	\$500.00
7.1	Failure to ensure Taximeter is properly installed, adjusted or sealed	\$500.00
	First offence – all other sections	\$250.00
	Second or subsequent offence within twelve (12) months – all sections	\$500.00