

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 20070517-064 AWARDING A FRANCHISE TO LONE STAR CAB COMPANY TO ALLOW FOR 30 ADDITIONAL TAXICAB PERMITS, AND TO DELETE PART 4 RELATING TO TAXICAB FRANCHISE OWNER REQUIREMENTS.

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

PART 1. FINDINGS. The City Charter requires that a franchise ordinance be published in a newspaper within five days of each reading of an ordinance. On April 5, 2012, Council adopted Ordinance No. 20120405-041 on third reading, approving a taxi cab franchise for Lone Star Cab Company. The ordinance was not published within five days of ordinance approval. Therefore, Council is required to repeat third reading of this ordinance.

PART 2. Part 3 of Ordinance No. 20070517-064, which awards a franchise to Lone Star Cab Company, is amended to read:

PART 3. FLEET SIZE.

The franchise holder must maintain an active fleet of at least 25 and not more than [55] 88 taxicabs. This taxicab allocation may be amended during the course of the franchise.

PART 3. Part 4 of Ordinance No. 20070517-064 is deleted.

PART 4. Lone Star Cab Company will receive no additional taxicab permits under City Code Sections 13-2-322 (*Calculation of Necessary Franchise Permits*), 13-2-324 (*Allocation of Additional Franchise Permits*), or 13-2-327 (*Distribution of Additional Permits*), otherwise known and “the formula,” for the remainder of 2012.

PART 5. The franchise holder shall file its written acceptance of the terms of this amendment to its franchise ordinance, Ordinance No. 20070517-064, with the City Clerk no later than June 22, 2012.

1 **PART 6.** This ordinance becomes effective on June 26, 2012, unless the franchise
2 holder fails to file its written acceptance of this ordinance as required by Part 5. If the
3 franchise holder fails to file its written acceptance, this ordinance is void.

4 **PART 7.** This ordinance supersedes Ordinance No. 20120405-041.

5 **PASSED AND APPROVED**

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7 §
8 §
9 _____, 2012 § _____
10 Lee Leffingwell
11 Mayor
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14 **APPROVED:** _____
15 Karen M. Kennard
16 City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk