

ORDINANCE NO. _____

AN ORDINANCE REPEALING ORDINANCE NUMBER 20050407-017 GRANTING A TAXICAB FRANCHISE TO ROY'S TAXI, INC.; AMENDING ORDINANCE NUMBER 20050609-019 GRANTING A TAXICAB FRANCHISE TO GREATER AUSTIN TRANSPORTATION COMPANY, D/B/A YELLOW CAB.

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

PART 1. Ordinance Number 20050407-017, which grants a franchise to Roy's Taxi, Inc. to operate a taxicab business on the streets, alleys, and public ways in the City of Austin, is repealed.

PART 2. Part 2 of Ordinance No. 20050509-019, which grants a franchise to Greater Austin Transportation Company doing business as Yellow Cab (Franchise Holder) to operate a taxicab business on the streets, alleys, and public ways in the City of Austin, is amended to read:

PART 2. FLEET SIZE. The Franchise Holder must maintain an active fleet of at least 25 and not more than ~~455~~ [304] taxicabs. The City Council may amend this taxicab allocation during the course of the franchise.

PART 3. Ordinance No. 20050509-019 is amended to add Part 13 to read:

PART 13. EQUIPMENT. Until (90th day after the effective date of this ordinance), Franchise Holder may operate a vehicle using the Roy's Taxi, Inc. name, vehicle number, or color scheme, notwithstanding the requirements of Chapter 13-2, Article 3 (Taxi Service) of the City Code. Franchise Holder shall repaint the Roy's Taxi, Inc. driver-owned taxicabs that transfer to Franchise Holder with the Franchise Holder's color scheme and name and install Franchise Holder's equipment at no cost to the driver-owner. Franchise Holder may not charge Roy's Taxi, Inc. driver-owners transferring to Franchise Holder and whose vehicles have bicycle racks located on the back of the vehicles a fee in lieu of advertising.

PART 4. Ordinance No. 20050509-019 is amended to add Part 14 and Part 15 to read:

PART 14. ADDITIONAL PERMITS. The Franchise Holder shall be ineligible for allocation of additional franchise permits under Sections 13-2-324 (Allocation of Additional Franchise Permits), 13-2-325 (Eligibility For Additional Franchise Permits)

1 and 13-2-326 (Request For Additional Franchise Permits) of the City Code for the period
2 remaining of its current taxicab franchise, beginning with the allocation in 2006.

3 PART 15. TRANSFER OF PERMITS. The Franchise Holder shall be ineligible
4 to receive a transfer of permits from another franchise holder for the period remaining of
5 its current taxicab franchise.

6 **PART 5.** The Franchise Holder shall file its written acceptance of the terms of this
7 ordinance with the City Clerk not later than (60th day after the City Council's adoption of
8 this ordinance).

9 **PART 6.** This ordinance takes effect on (61st day after the City Council's adoption of
10 this ordinance) if Franchise Holder files its written acceptance of this ordinance as
11 required in Part 5. If the Franchise Holder does not file the written acceptance, this
12 ordinance is void.

13 **PASSED AND APPROVED**

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17 _____, 2006

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Will Wynn
Mayor

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22 **APPROVED:**

David Allan Smith
City Attorney

ATTEST:

Shirley A. Gentry
City Clerk