

**ORDINANCE NO. 20060608-032**

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

**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to Roy's Taxi, Inc. to operate a taxicab business on the streets, alleys, and public ways in the City of Austin, is repealed and 151 of the franchise and special franchise permits granted to Roy's Taxi under the franchise are transferred to Greater Austin Transportation Company doing business as Yellow Cab Company.

**PART 2.** Part 2 of Ordinance No. 20050609-019, which grants a franchise to Greater Austin Transportation Company doing business as Yellow Cab Company (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. 20050609-019 is amended to add Parts 13, 14, 15 and 16 to read:

PART 13. EQUIPMENT. Until November 6, 2006, 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 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) and 13-2-326 (Request For Additional Franchise Permits) of the City Code before August 8, 2010, beginning with the allocation in 2006.

PART 15. TRANSFER OF PERMITS. The Franchise Holder shall be ineligible to receive a transfer of permits from another franchise holder before August 8, 2010.

PART 16. SPECIAL FRANCHISE PERMITS. The Franchise Holder shall be ineligible for an issuance of additional special franchise permits under Sections 13-2-402 (*Special Franchise Permits*) and 13-2-404 (*Eligibility For Special Franchise Permits*) before August 8, 2010.

**PART 5.** The Franchise Holder shall file its written acceptance of the terms of this ordinance with the City Clerk not later than August 7, 2006.

**PART 6.** This ordinance takes effect on August 8, 2006 if Franchise Holder files its written acceptance of this ordinance as required in Part 5. If the Franchise Holder does not file the written acceptance, this ordinance is void.

**PASSED AND APPROVED**

\_\_\_\_\_, June 8, 2006

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Will Wynn  
Mayor

APPROVED: \_\_\_\_\_  
David Allan Smith  
City Attorney

ATTEST: \_\_\_\_\_  
Shirley A. Gentry  
City Clerk