Office of the City Manager

INFORMATION CALENDAR
December 17, 2013

To: Honorable Mayor and Members of the City Council

From: Christine Daniel, City Manager

Submitted by: William Rogers, Deputy City Manager

Subject: Administrative Citations for "Pirate" Taxis

CURRENT SITUATION AND ITS EFFECTS

On September 10, 2013, Council referred the development of an administrative citation for "pirate" taxi drivers and owners to the City Manager. Specifically, the referral proposes that the City "levy an administrative citation up to $5,000 for 'Pirate' Taxi Cab Drivers and Owners who come from other cities and operate in the City of Berkeley without a permit."

The existing Taxi Ordinance (BMC Section 9.52.020.A) makes it unlawful to operate a taxi in Berkeley without a local permit. All violations of the BMC can be cited with an administrative citation (BMC Section 1.28.030.A). Pursuant to BMC Section 1.28.040.A, the maximum fines per violation were established by the City Council in Resolution No. 61,748-N.S. Unless the violation results in an injury to a person, the Resolution limits the maximum administrative citation fine for this type of violation to $1,000. However, the fine for second and subsequent violations within 36 months of the first citation can be increased to 150% of the base fine imposed. Any change to the maximum fine categories established by Resolution No. 61,748-N.S. would require an amendment to the existing Resolution.

FISCAL IMPACTS

None

CONTACT PERSON

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