

FILE NO. 040301

ORDINANCE NO. *100-04*

1 [Approval of taxicab color scheme transfers.]
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3 **Ordinance amending the San Francisco Police Code, by amending Section 1125 to**
4 **provide that the Taxi Commission may consider the effect on the public interest,**
5 **including the impact on paratransit service, when a permit holder seeks to associate**
6 **with a color scheme or to transfer the permit to another color scheme.**

7 Note: Additions are single-underline italics Times New Roman;
8 deletions are ~~strikethrough italics Times New Roman~~.
9 Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

10 Be it ordained by the People of the City and County of San Francisco:

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12 Section 1. The San Francisco Police Code is hereby amended by amending
13 Section 1125, to read as follows:

14 **SEC. 1125. TAXICAB COLOR SCHEMES; ADOPTION; PERMITS; CHANGES.**

15 (a) **Color Scheme Required.** Upon the issuance of a taxicab permit, every taxicab
16 permittee shall adopt a distinguishing taxicab color scheme that has been approved by the
17 Taxi Commission Chief of Police pursuant to Subsection (b) of this Section. The taxicab
18 permittee's choice of color scheme shall be subject to the approval of the Taxi Commission
19 Chief of Police, which approval shall be given except when it clearly would not be in the public
20 interest to do so.

21 (b) **Color Scheme Permits.** Any holder of a taxicab permit or a taxicab dispatch
22 service permit under this Article may apply to the Taxi Commission Chief of Police for taxicab
23 color scheme permit pursuant to Section 1080 of this Article. That permit shall entitle the
24 holder to the exclusive rights to the use of that taxicab color scheme for taxicabs licensed
25 pursuant to this Article; provided, however, that the permittee under this Subsection may

1 authorize taxicab permit holders to adopt the licensed taxicab color scheme, as set forth in
2 Subsection (a). Notwithstanding the provisions of Section 1083 of this Article
3 (nontransferability of permits), the permits issued pursuant to this Section are transferable,
4 subject to the approval of the Taxi Commission Chief of Police, who shall determine that the
5 proposed transferee meets the criteria set forth in Section 1081 of this Article. The permittee
6 shall give notice to the Taxi Commission Chief of Police of any intended transfer at least 14 days
7 prior to any such transfer. Applicants for permits authorized by this Section, as well as for
8 color scheme changes and renewal of permits, shall pay to the City and County of San
9 Francisco a sum set by ordinance to cover the costs of advertising, investigating, and
10 processing the application for each permit.

11 (c) **Existing Color Scheme.** All persons and entities who, prior to the effective date of
12 Ordinance 562-88 this Article, have obtained permission from the Chief of Police to use a
13 taxicab color scheme are hereby deemed to be permittees under this Section; provided,
14 however, that such persons or entities shall hereafter pay to the Chief of Police the taxicab
15 color scheme permit fee as established by the Chief of Police.

16 (d) **Change of Color Scheme.** It shall be unlawful for any taxicab permittee or
17 operator to make or cause to be made any change whatsoever in the distinguishing color
18 scheme of any taxicab without the prior written approval of the Taxi Commission, Chief of Police
19 which approval shall be given except when it clearly would not be in the public interest to do so. No
20 change in distinguishing taxicab color scheme shall be allowed if such change will result in the
21 discontinuance, interruption or reduction of radio-dispatched taxicab service, and the Taxi
22 Commission Chief of Police shall consider the impact of a proposed change of distinguishing


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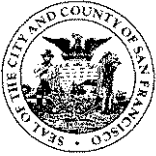
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1 taxicab color scheme upon the quantity and quality of radio-dispatched taxicab service or
2 paratransit service available to the public before allowing any such change.

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4
5 APPROVED AS TO FORM:
6 DENNIS J. HERRERA, City Attorney

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8 By: 
9 THOMAS J. OWEN
10 Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 040301

Date Passed:

Ordinance amending the San Francisco Police Code, by amending Section 1125 to provide that the Taxi Commission may consider the effect on the public interest, including the impact on paratransit service, when a permit holder seeks to associate with a color scheme or to transfer the permit to another color scheme.

May 18, 2004 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

May 25, 2004 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Daly, Dufty, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Alioto-Pier

Excused: 1 - Hall

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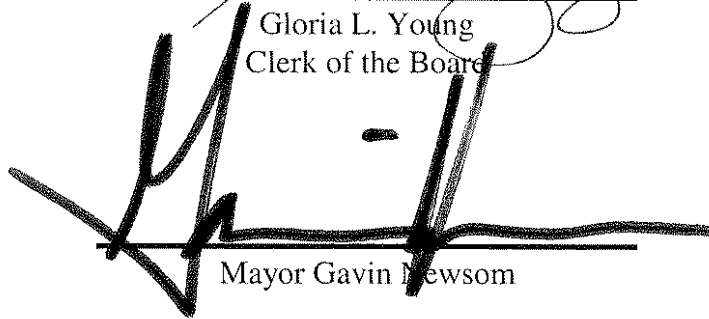
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on May 25, 2004 by
the Board of Supervisors of the City and
County of San Francisco.

JUN 04 2004

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Gavin Newsom