

ORDINANCE NO. _____

AN ORDINANCE TO RECODIFY AND GENERALLY REVISE CHAPTER 19 OF THE
GILLETTE CITY CODE TO REVISE THE LICENSING AND REGULATION OF PUBLIC
TRANSPORTATION, TAXICABS AND VEHICLES FOR HIRE

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GILLETTE,
WYOMING:

Chapter 19 of the Gillette City Code is amended to read as follows:

CHAPTER NINETEEN

PUBLIC TRANSPORTATION, TAXICABS, and VEHICLES FOR HIRE

- §19.1 Purpose, Authority, and Definitions - General
- §19.2 Business License Required, Application, Requirements for Issuance
- §19.3 Public Transportation Driver's Permit
- §19.4 Proof of Insurance, Maintenance, Initial Vehicle Inspection
- §19.5 Prohibited Conduct While On Duty
- §19.6 Posting of Fares, Disclosure of Insurance, Identification
- | §19.7 Record Keeping, Vehicle Maintenance and Upkeep, ~~Smoking Prohibited~~
- §19.8 Public Transportation Identification
- | §19.9 Passenger Payment, Violations, Penalties and Revocation
- §19.10 Special Provisions for Human or Animal Drawn Carriages
- §19.11 Alcohol Compliance Checks for Limousines, License Required

§19.1 Purpose, Authority, and Definitions - General

(A) Purpose.

The purpose of this Chapter is to regulate individuals and businesses engaged in public transportation services, and the drivers of public transportation conveyances within the City of Gillette. The word "licensee" used in this Chapter shall generally refer to individuals and businesses engaged in public transportation services. The words "permittee" and "driver" shall generally refer to individuals permitted under this Chapter to operate public transportation conveyances.

(B) Authority.

Cities and towns are authorized by Wyoming Statute §15-1-103(a)(xiii) and (a)(xli) to license and regulate businesses for the public health, safety and welfare of the citizens and the community.

Public transportation business licenses and public transportation driver's permits may be issued by the city clerk. Prior to issuance, every application for a public transportation business license and every application for a public transportation driver's permit must be approved by the chief of police. The chief of police shall have the authority to recommend the approval or disapproval of any application, or any renewal thereof, and may recommend the imposition of reasonable conditions and restrictions upon any license or permit issued pursuant to this Chapter. The chief of police shall conduct background and other investigations of applicants, licensees, and permittees as necessary to protect public health, safety and welfare.

(C) Definitions.

For the purpose of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

"Carriage" means any non-motorized vehicle or device propelled by human power or animal power, whether pulled, drawn, pushed or pedaled, which is used to provide public transportation services in, upon, or over any street, alley and other public right-of-way within the city.

"Chief of Police" as used within this Chapter shall mean the Chief of Police for the City of Gillette or his or her designee(s).

"Current vehicle inspection report" means a report prepared by a qualified mechanic or service technician following a detailed inspection of the tires, wheels, braking, lighting, signaling, suspension, and passenger restraint systems of public transportation conveyance, other than a carriage. The detailed physical inspection and inspection report must be completed not more than ten (10) business days prior to the submission of an application for the issuance or renewal of a public transportation business license.

"Driver" and "permittee" mean an individual hired, employed or otherwise engaged, with or without compensation, to operate a public transportation conveyance.

"For hire" means to provide public transportation services in exchange for any form of monetary remuneration including, without limitation, a fare, a tip, a contribution, a donation, or the exchange of anything of value through barter.

"License" means the authority granted by the city clerk to a person to engage in the business of providing public transportation services within the City of Gillette.

"Licensee" shall refer to an individual or legal entity granted a license under this Chapter to engage in the business of providing public transportation services.

"Operating authority" means the authority granted by the Wyoming Department of Transportation for the operation of commercial vehicles to the extent such "operating authority" is required for any public transportation service by Title 31 of the Wyoming Statutes.

"Permit" means the authority granted by the city clerk to a person to act as a driver of a public transportation conveyance.

"Public transportation conveyance" means any taxicab, limousine, carriage and any other device or apparatus used for the purpose of transporting passengers for hire in, upon, or over any street, alley, or other public right-of-way within the city. The phrase "public transportation conveyance" does not include any vehicle driven by an employee or agent of the owner of the vehicle if: (1) the vehicle is being driven for the personal purposes of the owner of the vehicle; (2) the vehicle is not made available to the public for hire; and (3) the driver of the vehicle does not receive compensation for his or her services or the driver receives compensation on other than a per trip or per mile basis.

"Public transportation services" means providing transportation services to the public, for hire or gratuitously, upon or over any street, alley or other public right-of-way within the city, through the use of taxicabs, limousines, animal-drawn carriages, pedicabs, and like conveyances.

"Taximeter" means an electronic, digital, analog, or mechanical instrument approved by the National Institute of Standards and Technology which measures the distance driven and waiting time and which automatically calculates and registers, at a predetermined rate or rates, the fare to be charged for hiring the taxicab or limousine.

§19.2 Business License Required, Application, Requirements for Issuance

(A) Business License Required.

No person shall operate a public transportation services business in, upon or over any street, alley or public right-of-way within the city without first obtaining a public transportation business license from the city clerk. Persons desiring to conduct a public transportation business must submit an application, upon a form approved by the city clerk, together with a non-

refundable annual license fee of two hundred dollars (\$200.00). Applications shall be submitted to the clerk during regular business hours, Monday through Friday, but will not be accepted after 4:00 p.m. for issuance the same day.

A license issued under this Chapter shall be renewed annually by issuance of the city clerk. All licenses expire January 15 of each year. All renewal applications shall be subject to review by the chief of police and upon his recommendation.

(B) Application Form and Contents.

An application for a public transportation business license must contain such information and documentation as may be determined by the city clerk and the chief of police including, but not limited to the following:

1. If the applicant is an individual, the name and business address of the applicant, the mailing address of the applicant, the business telephone number of the applicant, and the applicant's date of birth. If the applicant is a partnership or other legal entity, the applicant shall disclose the names and business addresses of the persons who hold any legal or beneficial interest in the applicant, the dates of birth of the persons who hold any legal or beneficial interest in the applicant, the street address of the applicant's principal place of business, the applicant's principal mailing address, and the applicant's business telephone number.

2. The Wyoming state sales tax number assigned to the applicant, if applicable.

3. Disclosure of whether the applicant has, in the ten (10) year period prior to application ever had a license, permit or application relating to a public transportation business revoked, suspended or denied.

4. Description and number of public transportation conveyances to be utilized in providing public transportation services, including confirmation by the applicant that applicable insurance coverages as required by this Chapter will be in effect and maintained at all times that any public transportation conveyance will be in service. A copy of each vehicle registration shall be provided for each public transportation conveyance.

5. Description of the taximeter installed or utilized, if any, to compute the fare to be charged, for hiring a public transportation conveyance.

6. Verification that each driver of a public transportation conveyance will: (a) drive or operate such conveyance only under that individual's permit issued under this Chapter; (b) keep and maintain any and all operator's licenses required under Title 31 of the Wyoming Statutes and any rules and regulations of the Wyoming Department of Transportation; (c) insure that each driver is insurable and will be maintained as an insured under the licensee's liability insurance coverage.

7. Affirmation that the information contained and submitted with the application form is complete, true and correct. Each application shall be signed by the applicant in the

presence of a licensed notary public. Each applicant shall verify that the statements contained in the application are true and correct. The chief of police may recommend the denial of any application that contains false, misleading or incomplete information.

8. A current vehicle inspection report for each public transportation conveyance to be operated by a licensee or permittee. Those applicants maintaining a Wyoming Department of Transportation inspection certificate may submit that document in lieu of obtaining a new vehicle inspection report under this Ordinance. Any such inspection submitted with an application must be current.

9. A copy of the "Letter of Authority" or "Order" issued by the Wyoming Department of Transportation ("WYDOT") providing authority to operate within the State of Wyoming, and identifying the assigned WYDOT number for each taxicab or limousine to be placed in service. A current "Letter of Authority" or "Order" shall be provided as part of any renewal of any License.

10. Such other and further information or documentation as may be reasonably requested from the chief of police or the city clerk.

(C) Requirements for Issuance.

Each applicant shall sign an authorization, in a form prescribed by the chief of police, which shall be sufficient to authorize the chief of police to conduct criminal and other background investigations in the matter provided herein. Upon receipt of an application for a license, the city clerk shall forward a copy of the application and the signed authorization to the chief of police for purposes of completing any background investigation.

The chief of police, upon completion of the background investigation, may recommend the city clerk disapproval of any initial or renewal application if the application contains incomplete, false or misleading information.

§19.3 Public Transportation Driver's Permit, Application, Requirements for Issuance.

(A) Public Transportation Driver's Permit Required.

No person shall operate a public transportation conveyance without having a public transportation driver's permit issued pursuant to this Chapter. A person shall be eligible to receive a public transportation driver's permit if: (1) he or she is at least twenty-one (21) years of age; (2) has a valid driver's license as required by Wyoming state law; (3) and has submitted an application on a form prescribed by the city clerk and the chief of police, together with a non-refundable annual permit fee of fifty dollars (\$50.00). Applications shall be submitted to the clerk during regular business hours, Monday through Friday, but will not be accepted after 4:00 p.m. for issuance the same day.

A driver's permit issued under this Chapter shall be renewed annually by issuance of the city clerk. All driver's permits expire January 15 of each year. All renewal applications shall be subject to review by the chief of police and upon his recommendation.

(B) Application.

An application for a public transportation driver's permit must contain the following information, and such other information and supporting documentation as may be requested from the chief of police.

1. Name and address of present place of residence and length of residence at such address.
2. Address of place of residence during the past three years if other than present address.
3. Mailing address, if different from physical address.
4. Telephone number(s) and email if applicable.
5. Date of birth.
6. Copy of Wyoming State driver's license or copy of any driver license issued by another state.
7. Physical description of the applicant, including gender, sufficient for identification of the applicant.
8. Name of the Public Transportation Conveyance business for whom the applicant will be driving.
9. The date, or approximate date, of the latest previous application under this Chapter, if any.
10. Whether a Business License or Driver's Permit issued to the applicant under this Chapter has ever been revoked.
11. Whether the applicant has ever been convicted of a felony of the laws of the State of Wyoming, or any other state or federal laws of the United States.
12. Signature of applicant along with the submission of a copy of a birth certificate, social security card, or valid work permit.

13. Two (2) front-face portrait photographs (2" x 2") shall be taken by the city clerk at the time of the submission of an application, for incorporation into any Public Transportation Driver's Permit which is issued under this ordinance.

(C) Requirements for Issuance.

Each applicant shall sign an authorization, in a form prescribed by the chief of police, which shall be sufficient to authorize the chief of police to conduct criminal and other background investigations in the matter provided herein. Upon receipt of an application for a license, the city clerk shall forward a copy of the application and the signed authorization to the chief of police for purposes of completing any background investigation. Each applicant shall submit to fingerprinting as part of the application process. The costs involved in fingerprinting of the applicant shall be included as part of the application fee.

The chief of police, upon completion of the background investigation, may recommend the disapproval of any initial or renewal application if the application contains incomplete, false or misleading information.

(1) The chief of police may recommend the city clerk disapprove~~al of~~ any initial or renewal application if the applicant has, in Wyoming, or anywhere else during the ten (10) year period prior to the date of the application: (a) suffered the loss of the privilege to drive a motor vehicle; (b) been convicted of driving while under the influence of alcohol; (c) been convicted of any offense relating to controlled substances; (d) been convicted of a felony involving offenses against property, and it is reasonably believed such a felony conviction could place any passenger's health, safety or general welfare in jeopardy;

(2) The chief of police may recommend the city clerk disapprove~~al of~~ any initial or renewal application if the applicant has ever (a) been convicted of any crime of violence; ~~(b) been convicted of theft, burglary, embezzlement, fraud, or obtaining money or property under false pretenses or;~~ (b) ever been convicted of, or plead no contest to, any sex crime as set forth in Wyoming Statute §6-2-301 et seq. or similar laws of another State.

§19.4 Proof of Insurance, Maintenance and Initial Vehicle Inspection

(A) Proof of Insurance.

No person shall provide public transportation services without having submitted, with each application for issuance or renewal of a public transportation business license, proof that business automotive liability insurance coverage for owned, non-owned, and hired motorized vehicles shall be in effect during the entire term of the license with minimum limits for bodily injury and property damage in the amount of five hundred thousand dollars (\$500,000.00), combined single limit (CSL) each accident per occurrence. No person shall provide public transportation services using a carriage without having submitted proof that commercial general liability insurance coverage will be in effect for the entire term of the license with minimum limits for bodily injury and property damage in the amount of five hundred thousand dollars (\$500,000.00), combined single limit (CSL) per occurrence. A certification that business

automobile or commercial general liability insurance coverage is in effect as required by this section shall be maintained in each public transportation conveyance. The certificate of commercial general liability insurance coverage shall set forth a requirement that the City of Gillette shall receive thirty (30) days notification by the insurance company or producer prior to the cancellation, reduction, suspension or revocation of coverage for a public transportation conveyance. In addition, each licensee shall notify the city clerk of the cancellation, reduction, suspension or revocation of liability insurance coverage for a public transportation conveyance within seventy-two (72) hours after notice of any such action is received by the licensee.

(B) Maintenance and Initial Vehicle Inspection.

Each licensee will be responsible for maintaining public transportation conveyances to insure that said conveyances can be used to safely transport members of the public. With each application for the issuance or renewal of a public transportation business license, the applicant shall submit a current vehicle inspection report for each public transportation conveyance, other than a carriage, to be operated under the auspices of the licensee. A current vehicle inspection report shall also be submitted to the city clerk within ten (10) business days after a public transportation conveyance, other than a carriage, is placed in service. The licensee shall be responsible for the costs of inspections and repairs which may be ordered by the chief of police.

§19.5 Prohibited Conduct While On Duty

While on duty it shall be unlawful for any person holding a public transportation driver's permit to:

(1) Operate a public transportation conveyance if the number of passengers exceeds the rated seating capacity of the conveyance.

(2) Knowingly operates a motor vehicle used as a public transportation conveyance which has a faulty odometer or taximeter, or any other mechanical or electrical defect which renders the conveyance unsafe for the transportation of passengers.

(3) Operate a public transportation conveyance when illness, physical or mental condition or infirmity of body or mind, including being under the influence of prescription or over-the-counter drugs, substantially affects the driver's ability to provide for the safe operation of a public transportation conveyance, or may cause any passenger to be exposed to any contagious illness or disease.

(4) Knowingly allow a public transportation conveyance to be used in the commission of any crime.

(5) Operate a public transportation conveyance for more than fourteen (14) continuous hours in any twenty-four (24) hour period, unless there is a rest period of at least six continuous hours in said period.

(6) Transport any child in any manner which violates state laws regarding the transportation of children in a motor vehicle.

(7) Transport any passenger by any route other than the most direct and expeditious route possible that will carry the passenger safely to his or her destination, unless otherwise specifically directed by the passenger.

(8) Operate a public transportation conveyance in any manner which creates an unreasonable risk of harm to other persons, property, or any animal used to power any public transportation conveyance.

(9) Commit any act which is defined as a felony under any applicable federal or state law.

(10) Purchase, obtain, acquire and/or deliver alcoholic beverages to a third person, whether undertaken for compensation, donation, or in exchange of anything of value.

(11) Operate a public transportation conveyance while under the influence of alcoholic beverages or illegal drugs.

§19.6 Posting of Fares, Disclosure of Insurance, Identification

(A) Posting of Fares.

A schedule of fares and charges must be prominently and clearly displayed in a conspicuous place within each public transportation conveyance at all times. A copy of the schedule shall be provided to the city clerk no later than the first day that the licensee begins public transportation services or any renewal thereof. Any changes or revisions to the schedule must be submitted prior to implementation and must include the date the changes or revisions will become effective.

In the event the licensee makes use of a taximeter or other similar device as defined herein, the taximeter or other similar device shall remain clearly visible to passengers, shall be operational, and must be calibrated in accordance with standards adopted by the National Institute of Standards and Technology.

(B) Disclosure of Insurance.

Upon the request of any passenger, the driver or licensee shall provide the name, address, and policy number reflecting the licensee's current insurance coverages.

(C) Identification.

Any identification issued pursuant to this Chapter, including the Driver's Permit and Business Permit, shall be prominently and clearly displayed in a conspicuous place within the public transportation conveyance during all hours of operation.

A copy of the "Letter of Authority" or "Order" issued by the Wyoming Department of Transportation ("WYDOT") providing authority to operate within the State of Wyoming, shall be kept in each vehicle while that public transportation conveyance is in service.

§19.7 Record Keeping, Vehicle Conditions and Upkeep, ~~Smoking Prohibited.~~

(A) Record Keeping.

(1) Licensees shall notify the city clerk in writing within five (5) business days after any public transportation conveyance is added to or removed from service, excluding those temporarily out of service due to mechanical repairs.

(2) Licensees shall notify the city clerk in writing within two (2) business days after any driver has separated from the service of the licensee. A driver who is no longer employed by or otherwise engaged by a licensee must surrender his or her permit to the city clerk.

(3) Licensees shall maintain daily passenger transportation trip sheets which may be completed by drivers in paper or electronic format so long as such records contain the following minimum information: (a) date of Trip (including month, day, year and day of week); (b) location and time of each passenger pickup and drop off; (c) starting and ending time for each trip; (d) the fare or other charge assessed and the manner in which the fare was paid; (e) the name of the driver, the permit number and the driver's hours of duty. All daily passenger transportation trip sheets shall be kept and maintained for a minimum of two (2) years.

(4) License plates, registrations, proof of insurance coverages, and such other tags, stickers, or other documents required by state law or this Chapter shall be displayed or otherwise carried in or upon each public transportation conveyance as may be otherwise set forth herein.

(B) Vehicle Conditions and Upkeep.

Licensees and permittees shall maintain all public transportation conveyances in a clean and sanitary manner, free of debris and litter. Upon the completion of each ~~tripshift~~, the driver must inspect the conveyance to determine if any personal property has been left in the conveyance. If the owner of the property is known, the driver shall contact the owner by any reasonable means. If the owner of the property is not known, or cannot be contacted, the driver or licensee shall deliver the property to the Gillette Police Department. Said property may be disposed of by the City of Gillette as may be allowed by City ordinance or Wyoming law.

~~(C) — Smoking Prohibited.~~

~~— The smoking of any tobacco product within any public transportation conveyance is prohibited. This prohibition shall apply to the Business Licensee, Driver, or passenger(s). The Business Licensee shall ensure that "No Smoking" signs are placed and affixed within each public transportation conveyance so that passengers are aware of the prohibition. Appropriate~~

~~signs shall be provided, free of cost, by the Campbell County Prevention Council and/or the City of Gillette.~~

§19.8 Public Transportation Identification, Vehicle Markings and Signage.

(A) Public Transportation Identification.

Each licensee providing public transportation services commonly known as a taxicab services must display or depict the company's distinct logo on each motor vehicle being utilized as a taxicab, including the licensee's business name and telephone number. Each licensee's company logo must be approved by the chief of police prior to use. No logo shall be approved if the same are so similar to those of another licensee that public confusion is likely.

Licensees operating limousine services or carriage services may implement a logo or marking upon approval of the chief of police.

(B) Vehicle Markings and Signage.

Every Taxi permitted shall have painted or displayed a permanently affixed markings or signage on at least two (2) sides of the vehicles which will include the name of the company operating the public transportation conveyance business and business telephone number. No signs shall be paper or affixed with glue or tape of any kind, other than that of a self-adhesive design normally found for attachment of professionally created decaling. All lettering shall not be less than two and one-half inches in height and one-half inch stroke. All other public transportation conveyances are not required by the City to have decaling of any kind other than what may be required by Wyoming State Statutes.

Every Taxi permitted shall have a taxi roof light permanently affixed to the exterior roof near the front third of the vehicle roof. Every roof light shall illuminate and be operational at all times.

In the event any Business License issued under this Chapter is denied, revoked, withdrawn or the business terminates, all signage, insignia, and roof light shall be immediately removed prior to any further operation of the vehicle on or over any street, alley, or public right-of-way within the City.

§19.9 Passenger Payment, Other Violations, Penalties and Revocation.

(A) Passenger Payment.

It shall be unlawful for any person or passenger to refuse to pay for public transportation services which have been lawfully provided to such person or passenger. It shall be unlawful to hire a public transportation conveyance with the intent to defraud the licensee or driver of the value of services provided. Any person obtaining public transportation services and refusing to pay the legal charge when his or her journey is completed will be presumed to have secured the transportation by fraud.

(B) Other Violations.

It shall be unlawful for any person to provide public transportation services without having obtained a license pursuant to the provisions of this Chapter. It shall be unlawful for any person to transport a passenger in a public transportation conveyance without having obtained a permit pursuant to the provisions of this chapter. It shall be unlawful for any person to fail to comply with any other provision in this Chapter whose purpose is to promote the health, safety, and wellness of the community.

(C) Penalties.

Any person violating §19.9(A) of this Chapter is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than seven hundred fifty dollars (\$750.00). The Municipal Judge may also order the payment of restitution to such driver or licensee who was defrauded by a passenger in violation of this Chapter.

Any person, corporation or other legal entity violating §19.9(B) of this Chapter is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than seven hundred fifty dollars (\$750.00), and in the discretion of the Municipal Judge, the license or permit issued by the city clerk may be suspended or revoked as necessary to preserve the public's health and safety.

(D) Revocation.

(1) Any Business License issued pursuant to §19.2 or any Public Transportation Driver's Permit issued pursuant to §19.3 may be revoked by the City Administrator of the City of Gillette, after notice and hearing for any of the following causes:

a. Any fraud, misrepresentation or false statement contained in the application for license;

b. Any criminal conviction which was not known or disclosed by any applicant prior to the criminal or other background investigation, or which was not otherwise adjudicated during the application process, which the City Administrator reasonably believes may affect the health, safety or welfare of any passenger, or which would otherwise form the basis for any disapproval of any application for any License or Permit issued under this Chapter.

c. Any subsequent conviction of the Business Licensee or Driver Permittee which, the City Administrator reasonably believes may affect the health, safety or welfare of any passenger, or which would otherwise form the basis for any disapproval of any application for any License or Permit issued under this Chapter.

(2) Notice of hearing for revocation of a License or Permit shall be given in writing, setting forth specifically the grounds of the complaint and the time and place of the hearing. Such notice shall be delivered by the city clerk and mailed, postage prepaid, to the Licensee or

Permittee, at the address supplied on the License or Permit, at least five (5) days prior to the date of the hearing. Any Licensee or Permittee who fails to appear at the hearing for revocation waives any claims with regard to revocation, and results in a final adjudication by the City Administrator not subject to appeal.

(3) Upon receipt of a Notice of Revocation, any Permittee shall immediately cease driving any Public Transportation Conveyance until the cause stated in the Notice of Revocation is corrected or until a decision in his or her favor following a hearing.

(4) Any person aggrieved by the decision of the City Administrator and city clerk in regard to the denial of application for a Business License or a Public Transportation Driver's Permit, or with the revocation of a License or Permit, shall have the right to appeal to the City Council. Such appeal shall be taken by filing with the Council a Notice of Appeal within ten (10) days of any denial or revocation. Any such Notice of Appeal shall state the grounds for appeal. The Council shall set a time and place for a hearing on such appeal and notice of such hearing shall be given to such person as set forth in §19.9(D)(2). The order of the Gillette City Council on any appeal is final.

§19.10 Special Provisions for Carriages

As otherwise defined herein "Carriage" means any non-motorized vehicle or device propelled by human power or animal power, whether pulled, drawn, pushed or pedaled, which is used to provide public transportation services in, upon, or over any street, alley and other public right-of-way within the city.

(A) Operation of a Carriage Propelled by Animal Power.

Licensees will require drivers of carriages propelled by animal power to: (1) operate the carriage at a speed no faster than a slow trot; (2) provide for the humane care of the animal, including water, food and periods of rest; (3) maintain tack in good and safe condition; (4) be the first person into the carriage and the last person to exit the carriage; and (5) attend to the carriage at all times.

(B) Operation of a Carriage Propelled by Human Power.

Licensees will require drivers of carriages propelled by human power to: (1) operate the carriage at a safe speed and in a safe manner; (2) provide adequate food, water and rest periods for the person or persons propelling any carriage; (3) attend to the carriage at all times unless the carriage is secured; and (4) instruct drivers that carriages propelled through human power are subject to city code pertaining to the operation of vehicles.

(C) Illumination at Night or Under Circumstances of Limited Visibility.

Any carriage, whether propelled by animal or human power, shall be required to provide illumination for itself at such times as it is operated in low-light conditions or at night. The

purpose of such illumination is to allow for the ready identification of any carriage by third parties. The chief of police shall be authorized to set the time, place and manner of the operation of carriages at night in order to insure the safety of passengers, drivers, permittees and the public.

§19.11 Alcohol Compliance Checks for Limousines, License Required.

(A) Gillette City Ordinance 3-5(d) allows for adults to consume alcoholic liquor or malt beverages within the confines of commercial limousines. Any party seeking to obtain a public transportation business license under this Chapter acknowledges they are aware of said ordinance and consents to compliance checks to ensure compliance with City Ordinances and Wyoming law in regard to this matter.

(B) An applicant for a public transportation business license for any commercial limousine(s) shall not sell, traffic, barter, deliver, dispense, pour for value, or provide alcoholic liquor or malt beverages without first obtaining the requisite licenses from the State of Wyoming, Wyoming Liquor Division. Copies of any annual license from the Wyoming Liquor Division shall be provided to the city clerk at the time of any application for a public transportation business license and upon any renewal thereof. Any temporary (24-hour) license obtained from the Wyoming Liquor Division shall be provided to the city clerk at least one (1) business day prior to the start of the effective date of the temporary (24-hour) license.

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2015.

Louise Carter-King, Mayor

(SEAL)
ATTEST:

Karlene Abelseth, City Clerk
Published: _____, 2015.