



City of Madison

City of Madison
Madison, WI 53703
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Master

File Number: 57605

File ID: 57605

File Type: Ordinance

Status: Passed

Version: 2

Reference:

Controlling Body: TRANSPORTATION
COMMISSION

File Created Date : 09/25/2019

File Name: Exception allowing public passenger license transfer

Final Action: 01/07/2020

Title: SUBSTITUTE. Amending Section 11.06(4)(g) of the Madison General Ordinances to allow a license transfer with the approval of the Transportation Commission.

Notes: 6281transferSUB
MAYORAL APPROVAL: 01/10/2020

CC Agenda Date: 01/07/2020

Sponsors: Tag Evers

Effective Date: 01/17/2020

Attachments: Version 1

Enactment Number: ORD-20-00007

Author: Amber McReynolds

Hearing Date:

Entered by: dalthaus@cityofmadison.com

Published Date: 01/16/2020

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Attorney's Office/Approval Group	09/25/2019	Referred for Introduction				
	Action Text: This Ordinance was Referred for Introduction						
	Notes: Transportation Commission						
1	COMMON COUNCIL	10/01/2019	Refer	TRANSPORTATIO N COMMISSION		10/16/2019	Pass
	Action Text: A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the TRANSPORTATION COMMISSION. The motion passed by voice vote/other.						
	Notes:						
1	TRANSPORTATION COMMISSION	10/16/2019	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATION S - REPORT OF OFFICER		11/05/2019		
	Action Text: Foster moved to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER, with a note to Refer to Transportation Policy and Planning Board as they are the sole referral for this item, seconded by Streit. With no further discussion, the motion passed by voice vote/other.						
	Bhasin arrives at 5:08 p.m.						
	Notes: RECOMMENDED ACTION: REFER TO TRANSPORTATION POLICY & PLANNING BOARD. Inadvertently referred to the Transportation Commission at time of introduction to Council.						

1 COMMON COUNCIL 11/05/2019 Refer TRANSPORTATION POLICY AND PLANNING BOARD 12/02/2019 Pass

Action Text: A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the TRANSPORTATION POLICY AND PLANNING BOARD. The motion passed by voice vote/other.

Notes:

1 TRANSPORTATION POLICY AND PLANNING BOARD 12/02/2019 Return to Lead with the Recommendation to Place on File TRANSPORTATION COMMISSION

Action Text: John and Jodie Schmidt were present representing Green Cab and available to answer questions. Furman made a motion to approve the amendment to the ordinance with the change that the approver would be the Transportation Commission rather than the City Traffic Engineer. Sundquist seconded. After discussion, Bergamini made a substitute motion to recommend to Council to put this ordinance amendment on file. Seconded by Lankella. The motion passed by voice vote/other.

1 TRANSPORTATION POLICY AND PLANNING BOARD 01/06/2020 RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER Pass

Action Text: Kemble recused herself from this item.

At a previous meeting, the Board voted to recommend to place this item on file. Foster moved to reconsider this item; McCahill seconded. The Board considered and discussed Version 2 of the ordinance change.

Keith Pollack, Transportation Operations Analyst, and Amber McReynolds, Assistant City Attorney, were available to answer questions.

A motion was made by Furman, seconded by Foster, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.

2 COMMON COUNCIL 01/07/2020 Adopt Pass

Action Text: A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by the following vote:

Ayes: 19 Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Sally Rohrer; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Keith Furman; Christian A. Albouras and Barbara Harrington-McKinney

Recused: 1 Rebecca Kemble

Non Voting: 1 Satya V. Rhodes-Conway

Text of Legislative File 57605

Fiscal Note

No fiscal impact.

Title

SUBSTITUTE. Amending Section 11.06(4)(g) of the Madison General Ordinances to allow a license transfer with the approval of the Transportation Commission.

Body

DRAFTER'S ANALYSIS: The current public passenger vehicle ordinance prohibits a company from transferring a license to new owners in Sec. 11.06(4)(g). This amendment would allow the Transportation Commission to approve an exception to the transferability subsection of the ordinance after the licensee makes a written request to the City Traffic Engineer who makes a

recommendation to the Transportation Commission. It is expected that this amendment would allow public passenger vehicle companies to request an exception to transfer a license if they are restructuring the legal ownership of their company but maintaining substantially similar service and operations in a way that is not contrary to the public interest.

The Common Council of the City of Madison do hereby ordain as follows:

Subdivision (g) entitled "License Not Transferable" of Subsection (4) entitled "Licensing of Public Passenger Services" of Section 11.06 entitled "Licensing and Regulating Public Passenger Vehicles, For Hire" of the Madison General Ordinances is amended to read as follows:

License Not Transferable. No license to engage in the business of transporting passengers for hire issued pursuant to this Subsection shall be transferable unless the Transportation Commission approves an exception. A licensee may submit a written request to the City Traffic Engineer asking to transfer the license. The City Traffic Engineer, in making a recommendation, and the Transportation Commission, in granting or denying the licensee's request, may consider whether the current license is in good standing, whether the change in ownership will provide substantially similar service and operation, and whether the request is not contrary to public interest. Without an exception from the Transportation Commission, a change of ownership of a licensed operator shall act as a termination of the license. The new owner must apply for and receive a new license prior to engaging in the business of public passenger services."