

## Chapter 90

### VEHICLES FOR HIRE\*

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\***Cross references**—Businesses, ch. 22; traffic and vehicles, ch. 78.



## ARTICLE I. IN GENERAL

**Secs. 90-1—90-30. Reserved.**

## ARTICLE II. PUBLIC PASSENGER VEHICLES

### DIVISION 1. GENERALLY

#### Sec. 90-31. Definitions.

The following words, terms and phrases when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (a) *License year* means May 1 through April 30 of each year.
- (b) *Livery vehicle* means any public passenger vehicle having a rated seating capacity of not more than seven persons, transporting passengers for hire as a result of individual contract, on a trip, or hourly basis fixed in advance; also referred to as a limousine and registered as a livery vehicle by the secretary of state.
- (c) *Gurnee service area* means, the area within the corporate limits of Gurnee, Lindenhurst, Park City, Waukegan, North Chicago and the area (whether incorporated or unincorporated) within two miles of the corporate limits of the Village of Gurnee.
- (d) *Public passenger vehicle* means taxicabs and livery vehicles used for transportation of passengers for hire.
- (e) *Public passenger vehicle company* means any person engaged in business as proprietor of one or more public passenger vehicles for transportation of passengers for hire.
- (f) *Public passenger vehicle license* means a license which has been issued for a public passenger vehicle to authorize operation within the village pursuant to the provisions of this article.
- (g) *Public passenger vehicle owner* means any person having the use or control of one or more taxicabs or livery vehicles.
- (h) *Public transportation vehicle* means any privately owned first or second division motor vehicle which is intended to be used for and is maintained or operated for the nonemergency transportation of persons for compensation and any vehicle registered as a public transportation vehicle by the Secretary of State. Excludes vehicles regulated by the state commerce commission.
- (i) *Taxicab* means any public passenger vehicle equipped with a taximeter and used for the carriage of passengers for hire to or from destinations as directed by such passenger and any vehicle registered as a taxicab by the Secretary of State.
- (j) *Taxicab stand* means any place, public or private, where taxicabs are placed on display and presented for hire to prospective customers, accepting such persons as may offer themselves for transportation.
- (k) *Taximeter* means any mechanical or electrical device attached to a taxicab which records and indicates a charge or fare in dollars and cents measured by distance traveled or waiting time or both.

(Code 1977, § 37.01; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Cross reference**—Definitions generally, § 1-2.

#### Sec. 90-32. Duties of taxicabs and limousines.

Every public passenger vehicle is required to furnish clean, comfortable, and safe service. Taxicab fares shall comply with the provisions of section 90-38. Limousines shall provide service at reasonable rates. All public passenger vehicles shall be operated in accordance with this article and all other applicable statutes, ordinances, codes, rules and regulations.

(Code 1977, § 37.02; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2009-16, § I, 3-16-2009)

**Sec. 90-33. Licensing and enforcement; establishment of fees.**

(a) The licensing of taxicab operators, livery operators, public transportation operators and public passenger vehicles shall be under the control and supervision of the village administrator. The enforcement provisions of this article shall be under the control and supervision of the chief of police, including the making of any vehicle and taximeter inspections provided for by this article.

(b) The chief of police shall have the authority to appoint such persons as he may deem necessary to enforce the provisions of this article and to perform any duties assigned to the chief of police by this article.

(c) The village administrator shall have the authority to appoint such persons as he may deem necessary to perform duties that are under the control and supervision of the village administrator.

(d) The village board shall have the authority to establish fees for any license to be issued pursuant to this article.

(Code 1977, § 37.03; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008; Ord. No. 2009-16, § I, 3-16-2009)

**Sec. 90-34. Public passenger vehicle company.**

(a) Every public passenger vehicle company which is licensed by the village shall operate every public passenger vehicle regularly in the village to the extent reasonably necessary so as to meet the public demand for passenger service. Every public passenger vehicle company which is licensed by the village shall be required to maintain a commercial office space within the "Gurnee service area" as a central place of business for the purpose of receiving calls and dispatching vehicles. No more than one public passenger vehicle company may operate out of a single office space within the "Gurnee service area" unless there is common ownership of all companies utilizing the office space.

(b) Every public passenger vehicle company which is licensed by the village shall keep in operation at all times a regular telephone service

land-line so that persons desiring to hire a public passenger vehicle may call the public passenger vehicle company. The owner of the public passenger vehicle company will list the telephone number in the local and regional telephone directories which are published for the village by the telephone company which furnishes local telephone service. The published telephone number for the public passenger vehicle company shall be answered at the public passenger vehicle company central office located within the "Gurnee service area".

(c) Every public passenger vehicle company which is licensed by the village shall answer all calls received for service within the corporate limits of the village as soon as possible. If service cannot be rendered within a reasonable time the company shall notify the customer of such and give the reason for the delay. It shall be unlawful for any public passenger vehicle company which is licensed by the village to refuse to accept a request for service anywhere within the corporate limits of the village at any time vehicles are available to provide the service.

(d) It is unlawful for any public passenger vehicle company which is licensed by the village to knowingly encourage or allow a vehicle to operate as a taxicab or limousine without having first obtained a public passenger vehicle license. It is unlawful for any public passenger vehicle company which is licensed by the village to knowingly encourage or allow a person to operate a taxicab or livery vehicle in violation of the provisions of this article.

(Code 1977, § 37.06; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Sec. 90-35. Taxicab vehicle identification.**

(a) Every taxicab licensed in the village shall bear on both sides of the vehicle, in a color contrasting to that of the vehicle itself, the name and telephone number of the company which it serves. The lettering shall be a minimum of two inches in height and one-quarter-inch brush stroke.

(b) The identification number assigned to the taxicab by the company shall be affixed to the exterior of the vehicle on the left and right sides and on the rear of the vehicle. The identification

number must also appear in a conspicuous place in the passenger area. These numbers must be a minimum of two inches in height and one-quarter-inch brush stroke.

(c) Color identification: Each owner or association of owners of a public passenger vehicle company shall select and submit to the village administrator a distinctive color or combination of colors or designs identifiable to such owner or association to be used on their taxicab vehicles and not likely to be confused with any other owner or association. Once such color identification has been selected and approved by the village administrator, no other owner or association shall utilize a color or combination of colors or designs likely to be confused with a previously approved design. Upon approval, the owner or association shall decorate each licensed taxicab vehicle identically.

(Code 1977, § 37.07(C); Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

#### **Sec. 90-36. Taxicab stands.**

(a) The chief of police shall have the authority to create on public property, and with the permission from the owner, on private property, public passenger vehicle stands where public passenger vehicles licensed by the village may wait for passengers.

(b) The chief of police shall also have the authority to limit the number of public passenger vehicles permitted to use a public passenger vehicle stand at any given time.

(c) Rules of conduct at public passenger vehicle stands shall include, but are not limited to, the following:

- (1) Taxicabs entering a taxicab stand or line shall take the rear positions. Overcrowding taxicab stands or lines is prohibited.
- (2) The first taxicab in line shall be eligible for the first available fare, unless a passenger indicates a preference for another vehicle in that line.
- (3) No public passenger vehicle shall accept a load along side of, in front of, or adjacent to an established occupied taxicab stand.

(4) Public passenger vehicle drivers shall not sleep or lounge while posted in a public passenger vehicle stand.

(5) Livery vehicles shall not park in designated taxicab stands.

(6) Public transportation vehicles shall not park in designated taxicab stands.

(Code 1977, § 37.07(D); Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

#### **Sec. 90-37. Taximeters.**

(a) No taxicab shall be issued a village public passenger vehicle license until its taximeter is tested and certified to be accurate and sealed.

(b) No taxicab shall operate for hire in the village unless the taximeter is accurately recording the fare to be charged.

(c) The taximeter shall be located so that its face can be seen by any passenger riding in the taxicab.

(d) Adequate illumination shall be provided for the face of the taximeter so that it may be read by the passenger whenever the vehicle is in operation.

(e) No person operating or owning any taxicab shall transfer any taximeter to any other vehicle unless the meter is inspected, reprogrammed and certified at a taximeter-testing center.

(f) If a taxicab has service performed on or changes made to the transmission, any drive train component, or the size of the tire, the owner of the taxicab must have the taximeter inspected, reprogrammed and certified at a taximeter-testing center.

(g) There shall be programmed into the meter of any taxicab licensed in the village only one rate of fare. The rates shall conform to the provisions in section 90-38).

(h) It shall be unlawful to have in any taxicab more than one taximeter.

(i) It shall be unlawful to attempt to remove, tamper with, or alter a taximeter seal.

(j) Any person convicted of tampering with or otherwise manipulating a taximeter and any person found to have tampered with a taximeter seal or found with a fraudulently obtained taximeter seal will be subject to a \$250.00 fine for the first offense. A fine not exceeding that provided in section 1-11 of this Code fine will be assessed for the second offense. In addition, the public passenger vehicle driver/operator registration of such person will be revoked for a second offense.

(k) It shall be unlawful for any holder of a public passenger vehicle chauffeur's license to knowingly allow or encourage a driver working for that company to operate a taxicab that is in violation of any provision of sections 90-35 through 90-38 and 90-68 and 90-69.

(l) The chief of police shall have the authority to require that a taximeter be recertified and resealed at any time the chief of police has reason to believe that the taximeter may not be accurate or that there may have been tampering with or an unauthorized adjustment made to the taximeter.

(m) Any taxicab which has a taximeter found to be in violation of any provisions of this sections 90-35 through 90-38 may be immediately removed from service.  
(Code 1977, § 37.07(E); Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Sec. 90-38. Rates of fare for taxicabs.**

All taxicab rates of fare must be submitted on the application for license to operate within the village. Such rates must also be prominently displayed in the taxicab so they may be seen by all passengers. Any changes in rates must be submitted to the village clerk ten days prior to the effective date thereof.  
(Code 1977, § 37.07(F); Ord. No. 99-42, § 1, 4-5-1999)

**Sec. 90-39. Driver requirements.**

(a) It shall be unlawful for any person to operate a public passenger vehicle for hire in the village without first having obtained a valid public passenger vehicle chauffeur's license from the village.

(b) It shall be unlawful for any person owning or controlling any public passenger vehicle to employ or permit any person to operate such vehicle for hire within the village unless the driver has a valid public passenger vehicle chauffeur's license issued by the village.

(c) Any person desiring to obtain a public passenger vehicle chauffeur's license must file a written application with the village administrator.

(d) The contents of the application shall be determined by the village administrator.

(e) Applicants must meet the following qualifications:

- (1) Be no less than 21 years of age;
- (2) Must not be afflicted with any infirmity of body or mind which may render him or her unfit for safe operation of a public passenger vehicle;
- (3) Must have a valid state driver's license;
- (4) Must not have been convicted of a Class A misdemeanor or felony charge within the last five years, or show a previous background that indicates a tendency to act in a manner that may place the public at risk;
- (5) Must not have had his/her license suspended or revoked in any state within the last three years for any violation of law concerning the operation of a motor vehicle; and
- (6) Must be able to read, write and speak the English language at a level of expertise sufficient to effectively function as a public passenger vehicle operator.

(f) The chauffeur's license applicant shall supply two photographs of the applicant, approximately two inches by two inches. The photographs must be recent, taken no more than 60 days prior to the date of application, showing the head and shoulders of the applicant in a clear and distinguishable manner.

(g) When the application is filed and its processing fee paid, the chief of police will conduct a thorough application background check. Attempt-

ing to procure a license by making a false statement, submitting false information, engaging in any form of fraud or misrepresentation, or refusing to provide complete information in response to a question in an application shall be grounds for the denial of a license. The chief of police may also conduct an examination of the applicant to determine if the applicant is familiar with traffic laws and ordinances and is otherwise competent to operate a public passenger vehicle. The content of any examination administered will be determined by the chief of police. If the applicant fails the examination, the applicant will have up to 30 days to retake the examination. If the applicant fails a second time, or fails to retake the examination within the 30-day window, the applicant will have to reapply and start the process over again, including payment of another application fee.

(h) Every person registered as a public passenger vehicle driver will be issued a photo identification chauffeur's license. The chauffeur's license shall be prominently displayed in the public passenger vehicle at all times, in plain view of the passenger.

(i) Any public passenger vehicle found being operated by a driver who has not obtained a valid public passenger vehicle chauffeur's license from the village shall be immediately removed from service.

(j) Any person who has been issued a public passenger vehicle chauffeur's license must inform the village administrator within ten days of any change of address or telephone number.

(k) A person requesting to renew a public passenger vehicle chauffeur's license shall submit an application to the village administrator prior to the date the current chauffeur's license is scheduled to expire. No public passenger vehicle chauffeur's license shall be renewed until after the chief of police has conducted a review of the renewal applicant's driving record and criminal background. No public passenger vehicle chauffeur's license will be renewed unless the chief of police and the village administrator determine that the applicant for renewal continues to meet the requirements for operating a public passenger vehicle in the village.

(l) It shall be unlawful to transfer any public passenger vehicle chauffeur's license from one person to another.

(m) A public passenger vehicle chauffeur's license may be suspended for a period not to exceed 30 days for any failure or refusal to comply with the provisions of this article. A public passenger vehicle chauffeur's license may be revoked upon a determination that said license was obtained fraudulently, or upon determination that the license owner has become physically, mentally or emotionally unfit to perform his/her duties as a public passenger vehicle chauffeur, or that there has been fraudulent use of the public passenger vehicle chauffeur's license by or with consent of the license owner.

(Code 1977, § 37.10; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Editor's note**—Ord. No. 2008-93, adopted Dec. 1, 2008, repealed § 90-39 and redesignated §§ 90-40—90-46 as §§ 90-39—90-45. Former § 90-39 pertained to public transportation vehicle identification and derived from the 1977 Code; and Ord. No. 99-42, adopted Apr. 5, 1999.

#### **Sec. 90-40. Public passenger vehicle operations.**

(a) No driver of a public passenger vehicle shall carry more than the rated passenger load for the public passenger vehicle being driven.

(b) After a public passenger vehicle has been hired by one or more persons traveling together, the driver shall not pick up other passengers without the expressed permission of the person(s) first hiring the public passenger vehicle. An appropriate sign shall be posted to indicate the restrictions on share rides.

(c) It is the duty of the driver of any public passenger vehicle licensed in the village to accept as a passenger any person who seeks service provided that the person conducts himself in an orderly manner.

(d) The driver of a public passenger vehicle shall transport his passenger to the point of destination by the most direct route available.

(e) No person shall operate a public passenger vehicle within the village who is under the influence of an intoxicating beverage or a controlled substance.

(f) No person shall operate a public passenger vehicle within the village with a blood alcohol content (BAC) above 0.00 when checked with a calibrated breath testing device.

(g) No person shall operate a public passenger vehicle with any amount of a controlled substance in their blood or urine, as determined by a blood or urine test, unless such controlled substance was prescribed by a physician and the person is not prohibited from driving while taking the prescribed dosage of medication.

(h) It shall be unlawful for any driver of a public passenger vehicle to use obscene language as defined in 720 ILCS 5/11-20(b), in the presence of any passenger.

(i) It shall be unlawful for any public passenger vehicle licensed by the village to advertise for the purpose of business or commercial uses unrelated to the public passenger vehicle company.

(j) It shall be unlawful for any public passenger vehicle which transports passengers to convey toxic, hazardous or biological waste at any time.

(k) It shall be unlawful for any public passenger vehicle driver or company to use a radio frequency scanner or scanning type radio, or any other electronic device to monitor the radio frequency of a competing company for the purpose of stealing the fares of the other company.

(l) It shall be unlawful for any public passenger driver or company representative to offer compensation to the employees of any business in the village in order to direct prospective customers to that driver or company. It shall be unlawful for any person to accept or solicit compensation from a public passenger driver or company representative in return for directing prospective customers to that driver or company.

(m) The driver of a public passenger vehicle shall be courteous to passengers, prospective passengers and other drivers at all times.

(n) If any public passenger vehicle driver violates the provisions of this section, the vehicle he is operating may be immediately removed from service.

(o) It is unlawful to transfer any public passenger vehicle license from one vehicle to another.

(p) The driver of any public passenger vehicle, while posted at any location in the village awaiting a fare, shall remain in or in close proximity to the vehicle he is operating. The driver of any public passenger vehicle may leave his vehicle unattended for a period of no longer than ten minutes.

(q) No public passenger vehicle driver shall be on duty as a driver for more than 16 of any 24 consecutive hours and no licensed owner shall permit any registered driver to be on duty for more than 16 of every 24 consecutive hours.

(r) Every public passenger vehicle driver shall obey all traffic rules and regulations established by state statute or village ordinances while driving or operating a public passenger vehicle within the village.

(s) No driver of a public passenger vehicle shall seek business by repeatedly or persistently driving his/her vehicle to and from in a short space before any theater, hotel, motel, shopping mall, or other public place or otherwise interfere with the proper and orderly access to or egress from any such place.

(t) No smoking shall be permitted inside a public passenger vehicle. Public passenger vehicles are considered "a public place" as defined in Public Act 095-0017, section 10. Every public passenger vehicle licensed by the village shall have an approved Smoke-Free Illinois "No Smoking" sign clearly and conspicuously posted within the vehicle.

(u) No public passenger vehicle owner or driver shall engage in or permit any activities within or from the public passenger vehicle which would be in violation of Gurnee Municipal Code section 46-121, keeping a place of prostitution or section 46-122, obscenity. Any vehicle found in violation of this section shall be immediately removed from service and the driver charged with the violation.

(v) Livery vehicles shall not pick up or solicit passengers for hire from the streets. Livery vehicles shall not indiscriminately accept passengers, but shall be limited in scope of operation to

carrying passengers for hire on a contract basis at a price agreed upon prior to employment and by arrangement of the parties at the time of initial telephone contact by customer to the livery company.

(w) Public transportation vehicles shall not pick up or solicit passengers for hire from the streets, shopping malls, hotels or motels within the village. Public transportation vehicles shall not operate as public passenger vehicles in the village, as defined and governed within this article.

(Code 1977, § 37.11; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008; Ord. No. 2009-16, § I, 3-16-2009)

**Editor's note**—See editor's note following § 90-39.

#### **Sec. 90-41. Fixing of rates.**

It shall be unlawful for any person, firm or corporation licensed under the provisions of this article to conspire among themselves or with other persons to fix or control rates for public passenger vehicles within the village. It is the purpose of this article to provide for free and uncontrolled rates. Any scheme, device or other subterfuge employed by any person to evade this purpose shall be deemed to be in violation of this article and grounds for revocation of the license. (Code 1977, § 37.12; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Editor's note**—See editor's note following § 90-39.

#### **Sec. 90-42. Insurance.**

(a) No person will be registered as a village public passenger vehicle driver/operator and no taxicab vehicle license, livery vehicle license or public transportation vehicle license shall be issued until all the requirements of the state laws concerning insurance issued to compensate any person who may suffer damage as a result of operation of this vehicle have been met.

(b) All applicants for licenses provided for by this article shall, as part of their application, submit proof of insurance in the amounts required by current state law.

(c) There shall be affixed on a conspicuous part of each public passenger vehicle a sticker which indicates that the vehicle has complied with the requirements of the Illinois Vehicle Code (625 ILCS 5/8-101— 5/8-116).

(Code 1977, § 37.13; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Editor's note**—See editor's note following § 90-39.

#### **Sec. 90-43. Immediate removal from service.**

(a) Where this article provides that a public passenger vehicle may be immediately removed from service, the vehicle may be removed from service by towing. If a vehicle is removed by a tow agency for infractions of this article, any and all towing fees will be the responsibility of the license holder.

(b) If a vehicle is removed from service, the owner or operator is wholly responsible for any towing and impound charges that occur, unless the chief of police determines that there was no basis for removing the vehicle from service.

(c) Any public passenger vehicle which is operated in violation or contains a condition which violates a provision of this article may be immediately removed from service.

(Code 1977, § 37.14; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Editor's note**—See editor's note following § 90-39.

#### **Sec. 90-44. Penalty.**

(a) Any person violating any provision of this article shall be fined as provided in section 1-11 for each offense. A separate offense shall be deemed committed for each day during or on which a violation occurs or continues.

(b) Upon the third or subsequent offense, the chief of police may recommend to the village administrator that a public passenger vehicle company's license be suspended or revoked.

(Code 1977, § 37.15; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Editor's note**—See editor's note following § 90-39.

#### **Sec. 90-45. Village to keep records.**

The village clerk shall keep records of any pertinent information concerning public passen-

ger vehicles and drivers or operators. These records shall be available for inspection by the public in accordance with the provisions of the Illinois Freedom of Information Act (5 ILCS 140/1 et seq.) (Code 1977, § 37.16; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Editor's note**—See editor's note following § 90-39.

**Secs. 90-46—90-65. Reserved.**

DIVISION 2. LICENSES

**Sec. 90-66. Required.**

(a) It shall be unlawful for any person to own or operate a public passenger vehicle company within the corporate limits of the village without having first obtained a Village of Gurnee business license and a public passenger vehicle company license from the village. Each public passenger vehicle company licensed by the village shall operate a minimum of four public passenger vehicles and may operate a maximum of 45 public passenger vehicles within the village. It shall be unlawful for any person who has been issued a public passenger vehicle company license to operate less than the required four public passenger vehicles or more than the maximum number of 45, authorized by the license.

(b) It shall be unlawful for any driver to solicit business, to accept for transportation any passengers within the village boundaries, or to otherwise operate as a public passenger vehicle within the village unless the vehicle has been issued a valid village public passenger vehicle license. Any vehicle, which is operated in violation of this section, shall be subject to immediate removal from service. The vehicle driver shall also be subject to a citation and fine.

(c) The provisions of this article shall not prevent public passenger vehicles licensed by other municipalities from entering the village for the purpose of depositing passengers who were legally picked up outside the village. The provisions of this article shall not apply to public passenger vehicles, which do not stop within the village for the purpose of picking up or depositing passengers.

(d) All licenses provided for under this article shall be valid only for the license year for which or during which the license is issued.

(Code 1977, § 37.04; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008; Ord. No. 2009-16, § I, 3-16-2009)

**Sec. 90-67. Licenses a nonvested non-exclusive privilege.**

(a) The village has, as of the adoption of the provisions of this article, set no limit on the number of taxicabs or limousines which may be operated within the village. The village may from time to time determine that public convenience and necessity require a limitation on the number of taxicabs or limousines in service and licenses issued.

(b) Nothing in this article shall be construed as the granting of a vested or exclusive right to any licensee to engage in the business of operating taxicabs or limousines within the village. Every license hereunder shall be regarded only as a privilege which is afforded the person or corporation to whom it is issued and which may be modified, suspended, revoked, canceled, invalidated or otherwise voided by the village at any time.

(Code 1977, § 37.05; Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Sec. 90-68. Public passenger vehicle licenses; inspections.**

(a) Application for a public passenger vehicle license shall be made by the owner of the vehicle upon forms furnished by the village. Such application shall identify the vehicle owner and shall contain a complete description of the vehicle including make, model, year, color, state registration number, vehicle identification number, public passenger vehicle company name, and company assigned vehicle number. Also required are copies of the vehicle registration card and documentation confirming that there has been compliance with the insurance requirements of section 90-42.

(b) No public passenger vehicle license shall be issued for any vehicle that is not owned or affiliated with a public passenger vehicle company which has been licensed by the village.

(c) No public passenger vehicle shall be licensed until it has been thoroughly and carefully examined by a State of Illinois authorized inspection station, or in the absence of an authorized inspection station, an Automotive Service Excellence (A.S.E.) certified technician, and found to be in safe condition for passengers, of good appearance and well painted. Each applicant shall provide written documentation that the public passenger vehicle to be licensed has been inspected and found to be in a safe condition, as required in this section.

(d) The public passenger vehicle must also be presented to the Gurnee Police Department for an additional physical inspection, at the time of application for the public passenger vehicle license. This inspection will include but shall not be limited to the following: vehicle make, model, year and vehicle identification number, state license plate number and expiration date, odometer reading, mirrors, body damage, bumpers, headlights, taillights, registration lights, instrument panel lights, brake lights, hazard/warning lights, turn signals, doors and latches, trunk and hood, spare tire, identification markings, horn, defroster, wipers/washer, windows, front/rear floors, seats/seatbelts, gauges, rates displayed, emergency brake, tires, steering, exhaust, current emissions testing, current bond sticker, Smoke-Free Illinois "No Smoking" sign.

(e) Any public passenger vehicle that fails the inspection process must be presented for reinspection to determine if all issues causing the failure have been corrected. Any vehicle that fails an inspection will require payment of a graduated inspection fee, as provided for in the current fee schedule, for each subsequent inspection requested. It shall be the responsibility of the vehicle owner to make certain all vehicle equipment is in operating condition when presenting the vehicle for inspection.

(f) Public passenger vehicles shall also be subject to reinspection at any time. All public passenger vehicles must be safety inspected semi-annually by a State of Illinois authorized inspection station or an Automotive Service Excellence certified technician, in the absence of a state authorized inspection station. Written documentation

that the vehicle has passed the safety inspection for the current license year must be presented upon request by the chief of police or his designee.

(g) Any time a public passenger vehicle is involved in an accident that causes damage which may affect the safety of prospective passengers, it must be taken out of service immediately and repaired by an Automotive Service Excellence certified technician and/or professional auto body repair shop.

(h) The chief of police or his designee shall have the authority to immediately remove from service any public passenger vehicle that has been designated unfit for service or unsafe.

(i) The chief of police may require a public passenger vehicle to be reinspected as a result of a complaint by any person, or if the chief of police has reason to believe that the condition of the public passenger vehicle may pose a threat to the safety of its passengers or has reason to believe that the taxicab is not in compliance with the provisions of this article.

(j) Any public passenger vehicle that does not pass a safety inspection for any reason shall be immediately put out of service until the vehicle passes the safety inspection.

(k) A public passenger vehicle which fails to pass a safety inspection, or fails to undergo a safety inspection when directed to do so, or otherwise is in violation of any provision of this section may be immediately removed from service.

(l) When a public passenger vehicle is permanently removed from service by the owner, the public passenger vehicle license issued to that vehicle must be immediately surrendered to the village administrator or his designee. (Code 1977, § 37.07(A); Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

#### **Sec. 90-69. Public passenger vehicle license sticker and display.**

(a) A public passenger vehicle license issued by the village shall be in the form of an adhesive sticker which shall contain the sequential number starting at 0001, along with displaying the expiration date of the license.

(b) Public passenger vehicle licenses shall be of a distinctly different color and/or design every year. Public passenger vehicle licenses must be affixed to the lower right portion of the windshield of the vehicle for which the license has been issued.

(c) A public passenger vehicle license is not transferable to any vehicle other than the vehicle for which it has been issued.

(Code 1977, § 37.07(B); Ord. No. 99-42, § 1, 4-5-1999; Ord. No. 2008-93, § I, 12-1-2008)

**Sec. 90-70. Reserved.**

**Editor's note**—Ord. No. 2009-16, adopted Mar. 16, 2009, repealed § 90-70, which pertained to livery vehicle licenses; inspections and derived from the 1977 Code; and Ord. No. 99-42, adopted Apr. 5, 1999.

**Sec. 90-71. Reserved.**

**Editor's note**—Ord. No. 2009-16, adopted Mar. 16, 2009, repealed § 90-71, which pertained to livery vehicle license sticker and display and derived from the 1977 Code; and Ord. No. 99-42, adopted Apr. 5, 1999.

**Sec. 90-72. Reserved.**

**Editor's note**—Ord. No. 2009-16, adopted Mar. 16, 2009, repealed § 90-72, which pertained to public transportation vehicle licenses; inspections and derived from the 1977 Code; and Ord. No. 99-42, adopted Apr. 5, 1999.

**Sec. 90-73. Reserved.**

**Editor's note**—Ord. No. 2009-16, adopted Mar. 16, 2009, repealed § 90-73, which pertained to public transportation license sticker and display and derived from the 1977 Code; and Ord. No. 99-42, adopted Apr. 5, 1999.