

Ordinance No. 571-18 (As Amended)

Council Members Cleveland and Kelley
(by departmental request)

Desk copy prepared for 10-15-18 meeting

AN EMERGENCY ORDINANCE

To supplement the Codified Ordinances of Cleveland, Ohio, 1976, by enacting new Section 571.91, relating to operation of commercial ground transportation vehicles at Cleveland Hopkins International Airport and Burke Lakefront Airport; and to amend Section 571.99 relating to penalties.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Codified Ordinances of Cleveland, Ohio, 1976, are supplemented by enacting new Section 571.91 to read as follows:

Section 571.91 Commercial Ground Transportation Vehicles
Operating at Cleveland Hopkins International Airport and Burke Lakefront
Airport; Fee

(a) For purposes of this section "commercial ground transportation vehicles" include:

- (1) Taxis; except those operating as part of the Airport's Taxi Concession program
- (2) Limousines;
- (3) Shared-ride vans;
- (4) Courtesy vehicles including those operated by hotels and motels, off-airport parking, and institutional shuttles, such as college shuttles, and corporate shuttles.

(b) No person or entity shall provide any commercial ground transportation services using commercial ground transportation vehicles, unless it has been approved by the Airport Management and subject to such terms and conditions as may be prescribed under the rules and regulations promulgated by the Director.

(c) The Director is authorized to charge and collect a per trip fee to be imposed a maximum of 100,000 trips in a calendar year beginning January 1st of each year, for any one company using its own vehicles for commercial ground transportation vehicle services to, from, or on the property of the airport. The fee shall be in an amount set by the Board of Control not to exceed \$4.00 unless approved by City Council.

(d) The Director is authorized to promulgate rules and regulations applicable to commercial ground transportation vehicle services. Such rules and regulations shall become effective ten (10) days after their publication in the *City Record*.

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Section 2. That Section 571.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 957-72, passed June 26, 1972, is amended to read as follows:

Section 571.99 Penalty

(a) Whoever violates any provision of this chapter, for which no other penalty is provided, ~~shall be fined not more than fifty dollars (\$50.00), or imprisoned not more than thirty (30) days, or both.~~ is guilty of a 4th degree misdemeanor.

(b) Whoever violates Section 571.06 ~~shall be fined not more than five hundred dollars (\$500.00) and imprisoned not more than six (6) months, or both.~~ is guilty of a 1st degree misdemeanor.

(c) Whoever violates Section 571.91 is guilty of a minor misdemeanor.

Section 3. That existing Section 571.99 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 957-72, passed June 26, 1972, is repealed.

Section 4. That Section 571.91 of the Codified Ordinances of Cleveland, Ohio, 1976, shall take effect and be in force on January 1, 2019.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

RB:nl
4-30-18

FOR: Director Kennedy

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Amendments to O.571-18

THERE IS NO LEGAL OBJECTION TO THIS LEGISLATION IF AMENDED AS FOLLOWS:

- 1. In Section 1, at new Section 571.91(c), line 1, after “per trip fee” insert “to be imposed a maximum of 100,000 trips in a calendar year beginning January 1st of each year, for any one company using its own vehicles”; and at the end of division (c), strike the period and insert “not to exceed \$4.00 unless approved by City Council.”.
- 2. Insert new Section 4 to read as follows:

“Section 4. That Section 571.91 of the Codified Ordinances of Cleveland, Ohio, 1976, shall take effect and be in force on January 1, 2019.”.
- 3. Renumber existing Section 4 to new “Section 5”.

Date: _____ (Signed): _____
Kevin Roberts
Assistant Director of Law

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Ord. No.

REPORT
after second Reading

Mr.

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READ FIRST TIME

and referred to _____

REPORTS

by the council _____

CITY CLERK

READ SECOND TIME

by the council _____

CITY CLERK

READ THIRD TIME

by the council _____

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. _____ Page _____

Published in the City Record _____

