

ORDINANCE NO. 3292

AN ORDINANCE OF THE CITY OF LONGVIEW, WASHINGTON AMENDING LMC 5.80.080, TO ALLOW OUT OF STATE DRIVERS TO BE ISSUED A LONGVIEW TAXICAB LICENSE.

WHEREAS, the City of Longview currently has in place a system for reviewing applications for issuance and renewal of taxicab or for-hire vehicle licenses;

WHEREAS under the current regulatory scheme, only those possessing a driver's license issued by the State of Washington may qualify for a Longview taxicab license; and

WHEREAS, there has been no showing that the standards for issuance of an Oregon driver's license are lower than those in Washington and in light of the other background checks required for the issuance of a taxicab license there is no additional benefit to the public in requiring the driver's license be issued by the State of Washington.

NOW THEREFORE, The City Council of the City of Longview do ordain as follows:

Section 1: That Chapter 5.80.080 of the Longview Municipal Code shall be, and is hereby amended to read as follows; provided, manifest and numbering errors shall be corrected prior to publication:

5.80.080 License required – Qualifications.

Every person driving a taxicab or a for-hire vehicle must be licensed as such and it shall be unlawful not to be so licensed. Each applicant for a driver's license shall at the minimum meet the following requirements:

- (1) Be a minimum of 18 years of age and have possessed a valid motor vehicle driver's license for a minimum of four years as verified by government-issued documentation that includes a photograph;
- (2) Be of sound physique, with good eyesight, and not subject to epilepsy, vertigo, heart trouble, or any other infirmity of body or mind which might render him unfit for the safe operations of a taxicab or vehicle for hire, with such verified in conformance with LMC 5.80.091;

- (3) Be able to speak the English language;
- (4) Be clean of dress and person;
- (5) Complete an application as required under LMC 5.80.090;
- (6) Possess a valid ~~state of Washington~~ driver's license; and
- (7) Provide proof of citizenship or authority to be employed in the United States in conformance with LMC 5.80.092. (Ord. 3079 § 1, 2009; Ord. 507 § 1, 1946; Ord. 462 § 8, 1944).

Section 2. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance and the same shall remain in full force and effect. The City of Longview hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 3. That nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. That the City of Longview City Clerk is hereby ordered and directed to cause this Ordinance to be published.

Section 5. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 6. This Ordinance shall be in full force and effect from and after thirty (30) days from the date of its passage and publication as provided by law.

Passed by the City Council this ____ day of _____, 2015.

Approved by the Mayor this ____ day of _____, 2015.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

James McNamara
City Attorney

Published: _____