CITY OF SEA ISLE CITY
NEW JERSEY

ORDINANCE NO. 1521 (2012)

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCE OF THE CITY OF SEA ISLE CITY, CHAPTER 4 ENTITLED "GENERAL LICENSING" TO FURTHER REGULATE JITNEY, TAXICABS AND LIMOSINE SERVICES WITHIN THE CITY

WHEREAS, the City of Sea Isle City changed form of government four years ago and adopted a new administrative code at that time and continued an on-going review of City ordinances;

WHEREAS, the New Jersey State Legislature has granted local municipalities the exclusive authority to regulate taxicabs under N.J.S.A. 40:52-1; and

WHEREAS, the City has been evaluating methods of moving people efficiently throughout the City and determines it is in the best interest of its citizens to foster a viable jitney program within the City;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sea Isle City, County of Cape May and State of New Jersey as follows:

SECTION I. Chapter 4, Section 8.1 of the Revised General Ordinances of the City of Sea Isle City, entitled "Definitions" is hereby amended to delete the existing in its entirety and replace same as follows:

DELETED SECTION:

4-8.1 Definitions.

As used in this section:

***Compressed Natural Gas Vehicles (CNG*)** any motor vehicle fueled with clean-burning compressed natural gas, gasoline permitted only as a back up fuel source.

Jitney shall mean an autobus for hire and shall include any motor vehicle for hire engaged in carrying individual passengers, which is operated over and upon the streets of the City. A jitney shall be constructed and intended to accommodate thirteen (13) passengers. Any route selected for operation of the jitney if necessary shall be approved by the New Jersey Department of Transportation.

Person shall mean and include person, firm or corporation.

Street shall mean and include any street, avenue, land or public place in the City utilized for vehicular jitney traffic.

Zero-emissions Vehicles (ZEV) any motor vehicle that produces zero exhaust emissions of all criteria pollutants under any and all possible operational modes and conditions.

REPLACEMENT SECTION:

4-8.1 Definitions.

As used in this section:

***Compressed Natural Gas Vehicles (CNG*)** any motor vehicle fueled with clean-burning compressed natural gas, gasoline permitted only as a back up fuel source.

Jitney shall mean an autobus for hire and shall include any motor vehicle for hire engaged in carrying individual passengers, which is operated over and upon the streets of the City. A jitney shall be constructed and intended to accommodate thirteen (13) passengers.

Person shall mean and include person, firm or corporation.

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Zero-emissions Vehicles (ZEV) any motor vehicle that produces zero exhaust emissions of all

criteria pollutants under any and all possible operational modes and conditions.

SECTION II. Chapter 4, Section 8.2(a) of the Revised General Ordinances of the City of Sea Isle City, is hereby amended to delete the existing in its entirety and replace same as follows:

DELETED SECTION:

4-8.2 Licensing; Fee; Renewal.

a. Before operating any jitney along, through, over or upon any street of the City, the owner shall obtain consent, in the form of a license, from the City Clerk. All routes shall be subject to the approval of the New Jersey Department of Transportation. Written proof of this approval shall be supplied to the City Clerk.

REPLACEMENT SECTION:

4-8.2 Licensing; Fee; Renewal.

a. Before operating any jitney along, through, over or upon any street of the City, the owner shall obtain consent, in the form of a license, from the City Clerk.

SECTION III. Chapter 4, Section 8.9 of the Revised General Ordinances of the City of Sea Isle City, is hereby amended to delete/add to this section entitled " General Rules" letter "e" shall be deleted in its entirety and replaced with a new letter "e" and letter "o" shall be deleted in its entirety and replaced with a new letter "o" as follows:

DELETED SECTION:

e. On all authorized jitney routes there shall be charged a cash fare of two ($2.00) dollars or one universal ticket per ride per person. The universal jitney ticket shall be accepted on all jitneys. Only one (1) fare can be charged for each seat in the vehicle.

REPLACED SECTION:

e. On all authorized jitney routes there shall be charged a cash fare of two ($2.00) dollars or one universal ticket per ride per person before 11:00 pm. On or after 11:00 pm there shall be charged a cash fare of four ($4.00) dollars. The universal jitney ticket shall be accepted on all jitneys. Only one (1) fare can be charged for each seat in the vehicle. After 11:00 pm a universal ticket can be used to supplement the increased fare. Therefore, two ($2.00) dollars combined with the value of the universal ticket shall accumulate to a four ($4.00) dollar fare.

DELETED SECTION:

o. It shall be lawful for the Chamber of Commerce of the City of Sea Isle City to be permitted to purchase jitney tickets at the price of two dollars ($2.00) each for the purpose of creating a universal jitney ticket. The Chamber shall sell the tickets for the same price as a fare on a jitney and shall create a system to reimburse a jitney operator for accepting the universal ticket. This section is intended to foster easy access for residents and visitors alike to the jitney system.

REPLACED SECTION:

o. It shall be lawful for the Chamber of Commerce of the City of Sea Isle City to be permitted to purchase jitney tickets at the price of two dollars ($2.00) each for the purpose of creating a universal jitney ticket. The Chamber shall sell the tickets for two ($2.00) dollars and shall create a system to reimburse a jitney operator for accepting the universal ticket. This section is intended to foster easy access for residents and visitors alike to the jitney system.

SECTION IV. Chapter 4, Section 9.1 of the Revised General Ordinances of the City of Sea Isle City, entitled "Definitions," term ***Operation*** is hereby amended to delete the existing in its entirety and replace same as follows:

DELETED SECTION:

Operation consists of transferring one or more persons for hire. Accepting a passenger to be transported for hire from a point of departure within the city to a destination within or without the city shall be considered operation within the city. The operation by one other than the owner

shall be deemed operation by the owner as well as by the person actually driving the taxicab or limousine. The transportation of any person other than the owner or driver in any motor vehicle bearing the sign therein or thereon using the word "taxi," "**taxicab**" or "cab," "limousine" or a similar name shall be prima facie evidence of "operation."

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John J. Divney, Council President

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Leonard C. Desiderio, Mayor

I HEREBY CERTIFY THAT the foregoing ordinance was duly passed by the City Council of the City of Sea Isle City, New Jersey, on first reading at the regular meeting of said Council held on the 19th day of May, 2012 and was taken up for second reading, public hearing and final passage at the regular meeting of said Council held on the 12th day of June, 2012 in the Public Safety Building, 233 John F. Kennedy Blvd., Sea Isle City, New Jersey at 10:00 a.m.

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Cindy L. Griffith, Municipal Clerk