



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Richard Doyle
City Attorney

SUBJECT: Implementation of State Law
Concerning Taxicab Business
Permitting

DATE: December 6, 2018

RECOMMENDATION

Adopt a resolution implementing State law concerning the permitting of taxicab businesses substantially located within the City of San José.

OUTCOME

The recommended action will align the City's permitting of taxicab business's that are substantially located within the City of San José with State law.

ANALYSIS

Under State law, Sections 53075.5, 53075.51, and 53075.52 of the Government Code, as added by AB 1069 (Chapter 753, Statutes of 2017) and amended by AB 939 (Chapter 472, Statutes of 2018), the City must adopt an ordinance or resolution implementing, among other things, the permitting of taxicab businesses substantially located in its jurisdiction by January 1, 2019. There is insufficient time to review and amend Chapter 6.64 (Taxicab and Limousine Service Regulations) of Title 6 of the San José Municipal Code ("Code") and have it effective in a timely manner. The proposed Resolution will insure that taxicab businesses substantially located in San José will not be penalized by unnecessarily having to pay for and be subject to the contradictory regulations of other cities in the County.

COORDINATION

This memorandum has been coordinated with the Police Department.

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CEQA

Not a project, File No. PP17-008, General Procedure & Policy Making resulting in no changes to the physical environment.

RICHARD DOYLE
City Attorney

By

A handwritten signature in cursive script, appearing to read "Terra Chaffee", written over a horizontal line.

TERRA CHAFFEE
Senior Deputy City Attorney

For questions please contact Terra Chaffee, Sr. Deputy City Attorney, at 408-535-1900