

ORDINANCE No.

188483

Replace Code pertaining to Private For-Hire Transportation in the City (Ordinance; replace Code Chapter 16.40)

The City of Portland ordains:

The Council finds:

1. The purpose of the City of Portland's Private For-Hire Transportation Program (PFHT) is to provide for the safe, fair and efficient operation of private "for-hire" transportation services;
2. The City Code defines private for-hire transportation as providing vehicular, horse-drawn carriage or pedicab transportation for compensation of any kind within the Portland City limits. However, it does not include transportation provided by a public or governmental entity, transportation that is regulated entirely by the state of Oregon or the federal government;
3. The City of Portland has a responsibility to ensure the safety and reliability of vehicles for-hire as a matter of public concern and has the authority, delegated by ORS 221.495, to license, control and regulate privately owned vehicles for hire operating within the City of Portland;
4. The private for-hire market continues to evolve as Portland experiences population growth and a thriving tourism industry;
5. The City of Portland's private for-hire transportation network is made up of different modes of PFHT service with different business models, and that each type of service serves an essential role in the overall city-wide transportation network;
6. The City has an interest in ensuring that each type and mode of PFHT provider complies with City regulations that protect public health, safety, consumer protection, morals or general welfare;
7. The City of Portland considers Non Emergency Medical Transportation (NEMT) and Non Motorized Transportation (Pedicab and Quadri Cycle) to be private for-hire transportation.
8. That Council is committed to improving for-hire transportation service for people with disabilities which is addressed;

9. That failure to comply with requirements pursuant to Chapter 16.40 will result in penalties and/or a revocation of a permit;
10. Under Chapter 16.40, operating private for-hire vehicles without permits is a criminal offense, subjecting the operator to arrest and vehicle impoundment;
11. In order to provide greater deterrence, the City believes that continued violations of the criminal provisions of Chapter 16.40 and the property that is used to commit such prohibited conduct should be subject to civil forfeiture.

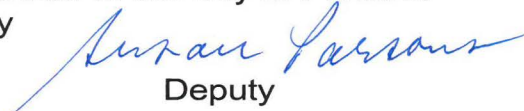
NOW, THEREFORE, the Council directs:

- a. Replace Code Chapter 16.40, as set forth in Exhibit A.

Passed by the Council, JUN 21 2017

Mayor Ted Wheeler
Prepared by: Mark Williams: SP
Date Prepared: 5-23-17


Mary Hull Caballero
Auditor of the City of Portland
By


Deputy

653 695 723

Agenda No. **188483**
ORDINANCE NO.
 Title

Replace Code Chapter 16.40 pertaining to Private For-Hire Transportation in the City of Portland (Ordinance; ~~Replace Code Chapter 16.40, Private for Hire Transportation~~)

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| INTRODUCED BY Mayor/Auditor: Mayor Ted Wheeler | CLERK USE: DATE FILED <u>MAY 30 2017</u> |
| MAYOR APPROVAL | Mary Hull Caballero Auditor of the City of Portland By:  Deputy ACTION TAKEN: JUN 08 2017 Rescheduled to JUN 15 2017 2 P.M. <i>Time Certain</i> JUN 15 2017 PASSED TO SECOND READING JUN 21 2017 9:30 A.M. |
| Mayor—Finance and Administration - Wheeler <i>W</i> | |
| Position 1/Utilities - Fritz | |
| Position 2/Works - Fish | |
| Position 3/Affairs - Saltzman | |
| Position 4/Safety – Eudaly | |
| BUREAU APPROVAL | |
| Bureau: Transportation Parking Services Assistant Director: Chris Warner Group Manager: Dave Benson <i>for Dave Benson</i> | |
| Prepared by: Mark Williams Date Prepared: 5/23/2017 Supervisor: Dave Benson | |
| Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> | |
| Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | |
| City Auditor Office Approval: required for Code Ordinances <i>Toni</i> | |
| City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>km</i> | |
| Council Meeting Date 06/08/2017 | |

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| AGENDA |
| TIME CERTAIN <input checked="" type="checkbox"/> Start time: 2:30PM Total amount of time needed: 1 hour (for presentation, testimony and discussion) |
| CONSENT <input type="checkbox"/> |
| REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion) |

| FOUR-FIFTHS AGENDA | COMMISSIONERS VOTED AS FOLLOWS: | |
|--------------------|---------------------------------|------|
| | YEAS | NAYS |
| 1. Fritz | ✓ | |
| 2. Fish | ✓ | |
| 3. Saltzman | ✓ | |
| 4. Eudaly | ✓ | |
| Wheeler | ✓ | |