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OAKLAND  
2008 JUL 10 PM 6:15

APPROVED AS TO FORM AND LEGALITY

*Scott CR Jackson for Deborah Bealby*  
City Attorney

**OAKLAND CITY COUNCIL**  
ORDINANCE No. 12895 -C.M.S.

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**AN ORDINANCE AMENDING ORDINANCE NUMBER 12809 C.M.S. (MASTER FEE SCHEDULE), AS AMENDED, TO ESTABLISH AN INSPECTION FEE FOR TAXICAB INSPECTIONS REQUIRED IN EXCESS OF TWO INSPECTIONS INCLUDED IN THE INITIAL PERMITTING AND ANNUAL PERMIT RENEWAL PROCESSES**

**WHEREAS**, Oakland's Master Fee Schedule currently provides a fee for the initial permitting and annual renewal of operating permits for Oakland taxicabs; and

**WHEREAS**, that fee includes one inspection; and

**WHEREAS**, no provision is made for inspections required in excess of one annual inspection; and

**WHEREAS**, re-inspections are required when, upon the first inspection, taxicabs fail to meet Oakland's maintenance and safety standards or when violations of these standards are cited during operations by Oakland Police Department personnel; and

**WHEREAS**, the number of these re-inspections has increased to the level that they exceed the number of inspections included in the permitting fee; and

**WHEREAS**, the result is a great deal of unreimbursed Oakland police officer time and inability of officers performing such inspections to provide productive police services; and

**WHEREAS**, some first inspection failures are due to small violations, not to intentional neglect; and

**WHEREAS**, the lack of a re-inspection fee provides no incentive for taxi drivers and companies to maintain their vehicles to Oakland's standards, but rather, encourages some to utilize the Oakland Police Department as diagnosticians; and

**WHEREAS**, the City desires to encourage responsible maintenance without being excessively punitive; now, therefore

**THE COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:**

**SECTION 1.** The Master Fee Schedule as set forth in Ordinance Number 12809 C.M.S., as amended, is hereby amended to establish a re-inspection fee for re-inspections in excess of the first two inspections included in the initial permitting and annual renewal of taxicab operating permits, as set forth in Exhibit A, attached hereto and made a part hereof.

**SECTION 2.** All revenues generated through the re-inspection fees will continue to be deposited in General Purpose Fund (1010), Traffic BFO Organization (107510), Police Permits Account (42411);

**SECTION 3.** This ordinance shall be effective immediately upon final adoption if it receives six or more affirmative votes; otherwise it shall become effective upon the seventh day after final adoption by the Council of the City of Oakland.

IN COUNCIL, OAKLAND, CALIFORNIA, OCT 21 2008, 20    

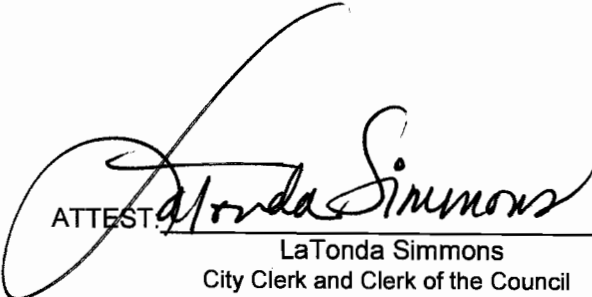
**PASSED BY THE FOLLOWING VOTE:**

AYES- ~~BRUNNER~~, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE - 7

NOES- 0

ABSENT- Brooks - 1

ABSTENTION- 0

ATTEST   
LaTonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California

Introduction Date: OCT 7 2008

**EXHIBIT A**

**POLICE SERVICES**

**City of Oakland  
Amendment to the Master Fee Schedule**

<u>FEE DESCRIPTION</u>	<u>Fee</u>	<u>Unit</u>
AC. TAXICAB PERMIT FEES		
2. Operating Permit, and Spare Vehicle Permit		
e. Inspections After Two (2) Initial or Annual Inspections	140.00	Inspection

# **Notice & Digest**

**AN ORDINANCE AMENDING ORDINANCE NUMBER 12809 C.M.S. (MASTER FEE SCHEDULE), AS AMENDED, TO ESTABLISH AN INSPECTION FEE FOR TAXICAB INSPECTIONS REQUIRED IN EXCESS OF THE ONE INSPECTION INCLUDED IN THE INITIAL PERMITTING AND ANNUAL PERMIT RENEWAL PROCESSES**

**This is an ordinance amending the Master Fee Schedule to establish an inspection fee of \$140.00 per inspection for inspections that are required in excess of the one annual inspection that is included in the initial permitting and annual permit renewal processes.**