

THE CORPORATION OF HALDIMAND COUNTY

By-law Number /22

Being a by-law to amend By-law 2139/20, a by-law to licence, regulate and govern the owners and drivers of vehicles used for hire in Haldimand County

WHEREAS Section 151 of the *Municipal Act, 2001* S.O. 2001, c. 25, as amended, provides that a local municipality may provide for a system of licences with respect to a business, wholly or partly carried on within the municipality;

WHEREAS By-law 2139/20 was enacted to licence, regulate and govern the owners and drivers of vehicles used for hire in Haldimand County;

AND WHEREAS it is deemed expedient to amend By-law 2139/20 to update requirements relating to the provision of police record checks, provisions related to insurance and indemnity, and fares for licensed vehicles,

NOW THEREFORE, the Council of The Corporation of Haldimand County enacts as follows:

1. **THAT** clause 7.1 (d) of By-law 2139/20 be deleted and replaced with the following:
 - (d) Provide the Issuer with an original Police Record Check issued by a municipal police service, First Nations police service or Ontario Provincial Police detachment dated not more than sixty (60) days prior to the submission of the licence application.
2. **THAT** Section 18 of By-law 2139/20 be deleted and replaced with the following:

18. INSURANCE AND INDEMNITY

18.1 The Owner of a vehicle Licensed under this by-law shall not permit the vehicle to be operated unless:

 - (a) They have procured and maintained in good standing, a Standard Automobile Insurance Policy providing for the following:
 - i. third party liability of not less than \$2,000,000 per occurrence insurance coverage for the use designated in the Licence;
 - ii. Endorsement for OCPF 6 A – permission to carry passengers for compensation; and
 - iii. The vehicle intended for use is specified on such policy.
 - (b) The policy of insurance contains an endorsement requiring that the insurer give to the Issuer at least ten (10) days notice of any proposed cancellation or variation of the policy.
 - (c) Where the Owner and Driver are not the same person, and the vehicle is insured by a business name;

- i. Non-Owned Automobile Liability in the amount of not less than \$1,000,000 per occurrence;
 - ii. Commercial General Liability in the amount of not less than \$2,000,000 per occurrence.
- 18.2 All insurance renewal policies or certificates of insurance shall be filed with the Issuer ten (10) days prior to the expiry date of the current insurance policy.
- 18.3 When a Licensed Owner ceases to have a current and valid Ontario standard automobile insurance policy in good standing and properly endorsed in accordance with the provisions of this by-law, the Licence shall be deemed to be suspended and the Licence shall only be reinstated when written proof of insurance, in accordance with the provisions of this by-law, is delivered to the Issuer.
- 18.4 A Licensed Owner and a Licensed Driver engaged by them shall produce, in respect of every Licensed vehicle being operated by the Driver, evidence of insurance as required under this by-law immediately upon demand of any individual authorized to enforce this by-law.
- 18.5 If a Licensed Owner or a Licensed Driver engaged by them does not produce evidence of insurance when demanded pursuant to this section, the Issuer shall suspend the Licence immediately.
- 18.6 When a Licensed Owner has had their Licence suspended under Section 18 of this by-law, they shall immediately remove the Owner's Plate from the vehicle and return it to the Issuer.
- 18.7 Every Licensee agrees to indemnify and save harmless Haldimand County, its employees and agents from any and all claims, demands, causes or action costs or damages howsoever caused that the County may suffer, incur or be liable for resulting from the issuance of a License under this By-law or from the performance or non performance of the respective licensee under this by-law whether or not such performance or non-performance arises with or without negligence on the part of the Licensee, its employees, directors or agents.
- 3. **THAT** Schedule A of By-law 2139/20 be deleted and replaced with Schedule A, attached hereto and forming part of this by-law.
- 4. **AND THAT** this by-law comes into force and effect on the date of passage.

READ a first and second time this 4th day of April, 2022.

READ a third time and finally passed this 4th day of April, 2022.

MAYOR

DEPUTY CLERK

SCHEDULE A TO BY-LAW /22**Fares for Licensed Vehicles**

(All fares are inclusive of applicable taxes)

Taxicabs

The following maximum regular tariffs shall apply to Taxicabs operating within Haldimand County:

1. By Area / Location

Urban Area flat rate \$11.00

Rural Area \$6.00 minimum + \$2.50/km
discretionary option of charging
for pickup at the half way point
between where the cab is
coming from and the pickup
destination.

2. Standing / Waiting Time \$0.50/minute

3. Handling Luggage or Groceries No Charge

4. Senior's & Students Discount - Discretionary 10%

5. Surcharge - Discretionary \$2.00
(on fares of four (4) or more people at any time)