

Authority: Planning and Transportation Committee Report No. 5, Clause No. 3,
adopted as amended, by City of Toronto Council on June 7, 8 and 9, 2000
Enacted by Council: June 9, 2000

CITY OF TORONTO

BY-LAW No. 393-2000

To amend further Metropolitan Toronto By-law No. 20-85, a By-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, a by-law of the former Municipality of Metropolitan Toronto, respecting Accessible taxicabs.

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Subsection 1(42.1) of By-law No. 20-85, as amended, a by-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, a by-law of the former Municipality of Metropolitan Toronto, is repealed and the following is substituted in lieu thereof:

1. (42.1) “Taxicab” means an Ambassador taxicab, a Standard taxicab and an Accessible taxicab;

2. Schedule 1 to By-law No. 20-85, as amended, is further amended by adding the following under the columns indicated under the category of Cabs, Taxicab owners:

Column 1	Column 2	Column 3
Description of Licence	Fee	Expiry Date
Accessible Taxicabs - when issued to a cab driver on the waiting list	\$387.00	September 30

3. Section 1 of Schedule 8 to By-law No. 20-85, as amended, is further amended by adding thereto the following subsections immediately before subsection (1) therein:

1. (1a) “Accessible Taxicab” means a taxicab used exclusively for the provision of taxicab services to persons with disabilities; and

(1b) “Accessible Taxicab Training Course” means the Accessible Taxicab Training Course approved by the Executive Director;

4. Section 4 of Schedule 8 to By-law No. 20-85, as amended, is repealed and the following is inserted in lieu thereof:

4. No taxicab owner’s licence may be issued except in accordance with sections 5, 15.1, 56, 57, and 107 of this Schedule.

5. Subsection 8(2), section 9, clause 16(6)(a), and subsection 16(7) of Schedule 8 to By-law No. 20-85, as amended, are further amended by adding thereto the words “or an Accessible taxicab licence” immediately following the words “Ambassador taxicab licence” wherever they appear therein.

6. Section 16 of Schedule 8 to By-law No. 20-85, as amended, is further amended by adding the words “or an Accessible taxicab licence” immediately following the words “Ambassador taxicab licence” therein and by adding the words “or Accessible taxicab licences” immediately following the words “Ambassador taxicab licences” therein.

7. Subsection 18(2) of Schedule 8 to By-law No. 20-85, as amended, is further amended by adding the words “, every owner of an Accessible taxicab,” between the words “Ambassador taxicab” and “and every other owner of a taxicab”.

8. Schedule 8 to By-law No. 20-85, as amended, is further amended by adding thereto the following sections:

- 34.1 Every owner of an Accessible taxicab shall, in addition to the markings required under section 33 of this Schedule, provide and maintain on his or her Accessible taxicab such signs or markings as may be approved by the Executive Director, identifying such taxicab as an Accessible taxicab.
- 49.1 Every owner of an Accessible taxicab shall ensure that the vehicle used as his or her Accessible taxicab:
- (1) is equipped as a physically-disabled passenger vehicle in accordance with R.R.O. 1990, Reg. 629, as amended, made under the *Highway Traffic Act*, as amended;
 - (2) complies with the Canadian Standards Association CAN3-D409-M84 vehicle standards, as amended; and
 - (3) is equipped with a fully-functioning two-way communications device.
- 49.2 (1) The holder of an Accessible taxicab licence shall provide a motor vehicle which by year date is no more than two model years old for use as such owner's Accessible taxicab.
- (2) No motor vehicle used as an Accessible taxicab shall, by year date, be more than seven model years old.
 - (3) No motor vehicle used as an Accessible taxicab shall be replaced with a vehicle which, by year date, is more than two model years old.

- 15.1 (1) In this section:
- (a) “qualified persons” means persons who:
- (i) successfully complete the Accessible Taxicab Training Course;
 - (ii) pay the prescribed fee for attendance at the Accessible Taxicab Training Course, plus any applicable taxes;
 - (iii) comply with all provisions of this by-law applicable to the operation of an Accessible taxicab;
 - (iv) provide proof, satisfactory to the Municipal Licensing and Standards Division, that his or her Accessible taxicab will be used exclusively for the provision of taxicab services to persons with disabilities; and
 - (v) are otherwise entitled to the issuance of a licence in accordance with this By-law;
- (b) “qualified taxicab brokerages” means taxicab brokerages which:
- (i) are licensed as taxicab brokerages pursuant to this by-law;
 - (ii) are approved by the Toronto Transit Commission for the operation of Accessible taxicabs pursuant to a contract with the Toronto Transit Commission; and
 - (iii) are otherwise entitled to the issuance of a licence in accordance with this By-law.
- (2) The Municipal Licensing and Standards Division shall issue no more than 50 Accessible taxicab licences in the year 2000 and no more than 25 Accessible taxicab licences in the year 2001 to qualified persons on the drivers' list.
- (3) In the event that the maximum number of Accessible taxicab licences which may be issued pursuant to subsection (2) of this section is not issued to qualified persons on the drivers' list, the Municipal Licensing and Standards Division shall issue the remaining licences to qualified taxicab brokerages.

- 15.2 (1) Subject to subsection (2) of this section, notwithstanding any other provision of this By-law, the owner of an Accessible taxicab shall not lease, transfer, or sell his or her Accessible taxicab, or give up possession, custody or control of such taxicab, or allow any other person to manage or operate such Accessible taxicab.
- (2) Despite subsection (1) of this section, the owner of an Accessible taxicab may permit up to three licensed taxicab drivers who have successfully completed the Accessible Taxicab Training Course to drive such owner's taxicab on a shift basis, subject to the following conditions:
- (a) every owner who was granted a licence pursuant to subsection 15.1(2) of this Schedule shall drive his or her taxicab on a full-time basis;
 - (b) every owner shall ensure that every driver engaged to drive his or her Accessible taxicab returns such taxicab to such owner at the conclusion of each shift;
 - (c) every owner shall keep and maintain a list of all persons driving his or her Accessible taxicab; and
 - (d) every owner shall ensure that every driver of his or her Accessible taxicab is properly licensed under this by-law.
- 15.3 (1) An owner of a Standard taxicab who, as of the date of the enactment of this by-law, operates his or her Standard taxicab as an Accessible taxicab may continue to operate such Standard taxicab as an Accessible taxicab if the vehicle used for such taxicab meets the standards prescribed by subsection 49.1 of this Schedule, and his or her licence has been so endorsed by the Municipal Licensing and Standards Division.
- (2) Every driver of a Standard taxicab in respect of which the owner's licence has been endorsed as an Accessible taxicab in accordance with subsection (1) of this section shall, within 6 months of the date of the enactment of this By-law, successfully complete the Accessible Taxicab Training Course.
- (3) No owner of a Standard taxicab whose licence has been endorsed as an Accessible taxicab shall permit any driver to operate his or her taxicab unless such driver successfully completes the Accessible Taxicab Training Course in accordance with subsection (2) of this section.

- (4) Except as provided in this section, an owner of a Standard taxicab whose licence has been endorsed as an Accessible taxicab shall be deemed to be the owner of a Standard taxicab for the purposes of this By-law.

9. This By-law shall come into force on the date of its enactment.

ENACTED AND PASSED this 9th day of June, A.D. 2000.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)