



Kingston Area Taxi Commission Meeting 07-2023

Wednesday, July 12, 2023 at 7:00pm
in virtual electronic format hosted on Zoom and Facebook LIVE.

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Call Meeting to Order

Roll Call

Approval of Agenda

Disclosure of Potential Pecuniary Interest

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Motions of Congratulations, Recognition, Sympathy, Condolences and Speedy Recovery

Standing Committee Items

1. Inspections

(See Report Number 10)

(See Miscellaneous Business – Item 1)

Accessible Committee Items

Deferred Motions

Reports

Report Number 10: Received from the Standing Committee

Report Number 10

To the Members of the Kingston Area Taxi Commission:

The Standing Committee reports and recommends as follows:

All items listed on this Committee Report shall be the subject of one motion. Any member may ask for any item(s) included in the Committee Report to be separated from that motion,



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whereupon the Report of the Committee without the separated item(s) shall be put and the separated item(s) shall be considered immediately thereafter.

That the Kingston Area Taxi Commission, on recommendation of the Standing Committee, post a memo outlining the “rights to inspection” under the Communications tab on it’s webpage, and;

That the Kingston Area Taxi Commission direct the Standing Committee to make any additional recommendations regarding Bylaw Number 2 specific to “Inspections” and report back to the Commission in Q4, 2023.

Information Reports

Information Report Number 01: Received from the Chair, Kingston Area Taxi Commission

Information Report 01

To the Members of the Kingston Area Taxi Commission:

The Chair provides this information report as follows:

All items listed in this information report is for information purposes only, specific to Report 07 (TC-23-003) presented and carried by Motion 23-006 during the Taxi Commission Meeting 05-2023.

New Taxi License and Taxi Badge

Report to follow.

Information Reports from Commission Members

Miscellaneous Business

Miscellaneous Business Items are voted on as one motion.

1. Moved by Commissioner Fraser
Seconded by Commissioner Chapelle

Taxicab Inspections



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That the Kingston Area Taxi Commission serve notice onto all Plateholders to submit their vehicles operating as a taxicab for inspection prior to August 31, 2023.

New Motions

Notices on Motions

Minutes

That the Minutes of Kingston Area Taxi Commission Meeting 06-2023, held Wednesday, June 14, 2023, be confirmed.

(Distributed to all members of the Commission on July 12, 2023)

Tabling Documents

Communications

Other Business

By-Laws

Adjournment



**Kingston Area Taxi Licensing Commission
Standing Committee**

Report Number: SC-23-006

To: Members of the Kingston Area Taxi Commission
From: Standing Committee
Resource Staff: NA
Date of Meeting: July 12, 2023
Subject: Inspections

Commission Strategic Plan Alignment:

Theme: Administration and Compliance

Goal: See above

Executive Summary:

The purpose of this report is to provide the Commission with an overview of the Standing Committee item(s) discussed during its meeting held Tuesday, June 20, 2023, meeting number SC-05-2023.

1. Inspections

During the meeting of the Standing Committee, members discussed taxicab and industry inspection requirements, and moved and carried Item 3 of Other Business to direct staff to undertake a review of the current by-law and report back to the Taxi Commission:

*Moved by Commissioner Fraser
Seconded by Commissioner Chapelle*

That staff be directed to undertake a review of the current by-law regulations respecting *Inspections and Industry requirements and report back to the Commission in Q3 2023.*

Review Findings:

As directed by the Standing Committee, a complete review of the current by-law requirements outlining taxicab inspections are detailed below as a clause-by-clause report:

RIGHT OF INSPECTION

- 4** The Plateholder of every vehicle in respect of which a Taxi Plate has been issued under this By-Law shall, when required, submit his/her/their vehicle for examination by the Licence Inspector or a police officer, and no Plateholder or Driver shall, at any time, prevent or hinder the said Licence Inspector or police officer from entering his/her/their garage or other premises or buildings for the purpose of inspecting same, provided that the right of inspection does not include a dwelling unit.



**Kingston Area Taxi Licensing Commission
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RENEWAL, REFUSAL OR SUSPENSION OF LICENCE, BADGE OR PLATE

51(1) The Licence Inspector is authorized to:

- (a) inspect each vehicle operated, provided or used as a Taxicab;
- (b) require that each vehicle that is operated, provided or used as a Taxicab be submitted for inspection;
- (c) ensure that each Plateholder produces his/her/their vehicle for inspection at the time; and
- (d) inspect as much of a house, place, or premises as is used for the carrying on of a Taxicab brokerage business.

51(2) The inspection of vehicles operated, provided, or used as Taxicabs may include an inspection by a motor mechanic.

51(3) No person shall obstruct, hinder, or otherwise interfere with the aforesaid inspection.

Additionally, the Commission did move and carry the following amendments and adoptions of the following to the by-law:

Whereas pursuant to By-Law #2, Section 38, the following sub-section be drafted and adopted by the Commission as part of By-Law #2, Section 38:

- 10.** That any appointed and/or elected active member of the Commission Executive, by ex officio, shall have:
 - a. The right to appoint and/or authorise any Person or Agent to act on the Commissions behalf, and that such Person or Agent possesses sufficient training and qualification to perform said task.
- 11.** That such Person or Agent who has been duly appointed and/or authorised by the Commission Executive, shall have right by virtue of, the same authorities and abilities equal to that of the License Inspector.

Conclusions:

Based upon the review findings of the current by-law respecting inspections and the right of the Commission thereof, the Commission and/or their duly appointed Agents are within their scope to, at their discretion:

- 1. at anytime may conduct an inspection of a taxicab;



**Kingston Area Taxi Licensing Commission
Standing Committee**

Report Number: SC-23-006

2. that such inspection(s) can occur at any frequency, and;
3. that any person who obstructs, hinders, or otherwise interferes with an inspection is subject to enforcement action.

Additionally, it should be noted that the Kingston Area Taxi Commission has appointed Paladin Mobile Patrol, and their duly licensed staff, to conduct inspections on vehicles operating as taxicabs and is authorised to do such per Bylaw Number 2, 38(11).

Recommendations:

1. **That** the Kingston Area Taxi Commission, on recommendation of the Standing Committee, post a memo outlining the “rights to inspection” under the Communications tab on it’s webpage, and;
2. **That** the Kingston Area Taxi Commission direct the Standing Committee to make any additional recommendations regarding Bylaw Number 2 specific to “Inspections” and report back to the Commission in Q4, 2023.