

ORDINANCE NO. F-0577

**AN ORDINANCE AMENDING CHAPTER 82 OF THE CODE OF ORDINANCES OF
THE CITY OF WHEATON, INTER AGENCY PARATRANSIT COORDINATING
COUNCIL PILOT II PROGRAM EXEMPTION**

WHEREAS, the City of Wheaton, Illinois, is an Illinois home rule municipality having those powers not prohibited by State Law; and

WHEREAS, the City of Wheaton desires to provide a subsidized transportation program to senior citizens and disabled residents; and

WHEREAS, the City of Wheaton and DuPage County, acting as the Central Procurement Agency, have an agreement to provide transportation for senior citizens and disabled residents at a reduced fare with subsidization by the City of Wheaton; and

WHEREAS, the Central Procurement Agency of DuPage County has established the Inter Agency Paratransit Coordinating Council Pilot II Program, which provides transportation to senior citizens and disabled individuals in accordance with an agreement between the City of Wheaton and DuPage County; and

WHEREAS, the Central Procurement Agency of DuPage County, Inter Agency Paratransit Coordinating Council Pilot II Program, enters into contracts with taxi companies to carry out the Agency's transportation programs; and

WHEREAS, the Central Procurement Agency of DuPage County, Inter Agency Paratransit Coordinating Council Pilot II Program, desires to contract with more than one taxi company to carry out its transportation responsibilities within the City of Wheaton; and

WHEREAS, the City Council does not deem it necessary for those taxi companies contracted by the Central Procurement Agency of DuPage County, Inter Agency Paratransit Coordinating Council Pilot II Program, to obtain public passenger vehicle company licenses or public passenger vehicle licenses from the City of Wheaton.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Wheaton, Illinois, that Chapter 82 of the Wheaton City Code is amended to provide as follows:

Section 1: That Chapter 82, Article I, Section 82-1, Definitions, of the Code of Ordinances of the City of Wheaton, is hereby amended by deleting in its entirety the definition of "public passenger vehicle" and replacing it with the following:

"Public passenger vehicle means a motor vehicle, a taxicab or livery vehicle used for the transportation of passengers for hire, except for those public passenger vehicles used for the transportation of senior citizens and/or disabled residents as provided for in the Central Procurement Agency of DuPage County's Inter Agency Paratransit Coordinating Council Subsidized Taxi Program."

Section 2: That Chapter 82, Article I, Section 82-1, Definitions, of the Code of Ordinances of the City of Wheaton, is hereby amended by deleting in its entirety the definition of "public passenger vehicle company" and replacing it with the following:

"Public passenger vehicle company means every individual, trustee, copartnership, association or corporation engaged in the business as proprietor of one or more public passenger vehicles, except those public passenger vehicle companies having a contract with the Central Procurement Agency of DuPage County's Inter Agency Paratransit Coordinating Council Subsidized Taxi Program."

Section 3: All ordinances or parts of ordinances in conflict with or inconsistent with the provisions of this ordinance are hereby repealed to the extent of any such conflict or inconsistency.

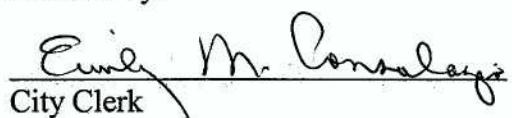
Section 4: If any part or portion of this ordinance shall be declared invalid by a court of competent jurisdiction, such invalidity shall not affect the remainder of this ordinance.

Section 5: This ordinance shall become effective from and after its passage, approval and publication in pamphlet form in a manner prescribed by law.



Mayor Carr

Attested by:



Emily M. Consalvo
City Clerk

Ayes:

Roll Call Vote:

Councilwoman Davenport
Councilman Eckhoff
Councilman Gresk
Mayor Carr
Councilman Johnson
Councilwoman Johnson
Councilman Mork

Nays:

None

Absent:

None

Motion Carried Unanimously

Passed: April 2, 2001

Published: April 3, 2001