

PROPOSED

RESOLUTION NO. 2021-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO MOTOR CARRIERS; WAIVING PERMIT FEES AND ABANDONMENT OF CERTIFICATES UNDER CHAPTER 22½ OF THE BROWARD COUNTY CODE OF ORDINANCES; MODIFYING THE TERM OF CERTIFICATES AND PERMITS; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Mark D. Bogen)

WHEREAS, Chapter 22½ of the Broward County Code of Ordinances (“Code”) provides that motor carriers that operate motor vehicles, including taxicabs, on the streets of Broward County must obtain a certificate of public convenience and necessity and a valid permit;

WHEREAS, the Code provides for a term of one (1) year for such certificates and permits, at fees set by the Board of County Commissioners (“Board”) by Resolution;

WHEREAS, to address impacts resulting from a declared state or local emergency, the Board, by Resolution, may extend the number of days during which a certificate required under Chapter 22½ is permitted to not be in use, may waive an abandonment of a certificate, and may waive, prorate, or modify fees, or extend or modify the expiration date of a permit required under Section 22½-6A of the Code;

WHEREAS, on March 10, 2020, Broward County declared a local state of emergency as a result of the COVID-19 pandemic, which state of emergency has been in effect through today’s date;

WHEREAS, much of the taxicab service in Broward County is driven by the tourism industry, which the COVID-19 pandemic has severely impacted;

1 WHEREAS, the economic impact of the COVID-19 pandemic has been profoundly
2 felt by Broward County's tourism-dependent taxicab industry;

3 WHEREAS, operators and drivers who are unable to weather the financial impact
4 of the COVID-19 pandemic are at great risk of losing their livelihood, which will result in
5 the loss of small businesses in Broward County and adverse impacts to taxicab service
6 in Broward County; and

7 WHEREAS, the Board desires to waive permit fees and certificate abandonment
8 provisions and to modify expiration dates for all taxicab certificates and permits to address
9 impacts resulting from the COVID-19 pandemic, NOW, THEREFORE,

10 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
11 BROWARD COUNTY, FLORIDA:

12 Section 1. Pursuant to the authority under Chapter 22½ of the Code, the Board
13 hereby takes the following actions:

14 A. For certificates of public convenience and necessity ("Certificates") and
15 permits issued pursuant to Section 22½-6A of the Code ("Permits") and active from
16 July 1, 2020, through June 30, 2021:

- 17 1. The term of each Certificate and Permit is extended through June 30, 2022;
- 18 and
- 19 2. The County Administrator is directed to refund any fees paid by Permit
20 holders for a 2021-2022 Permit.

21 B. For all taxicab Certificates not in use during the declared local state of
22 emergency as a result of COVID-19, the period of time during which the Certificate may
23 be not in use under Section 22½-5(d) is extended from one hundred and eighty (180)
24 days to three hundred and sixty (360) days.

1 C. For all taxicab Certificates, any abandonment under Section 22½-5(d) that
2 became effective between March 10, 2020, and the date of this Resolution is waived.

3 D. For all taxicab Permits, the annual Permit fees and penalties for late renewal
4 of Permits are waived until June 30, 2022.

5 E. The County Administrator is directed to refund any fees and penalties paid
6 for a 2021-2022 Permit.

7 Section 2. The County Administrator is authorized to take any and all
8 administrative and budgetary actions necessary to effectuate the foregoing.

9 Section 3. Severability.

10 If any portion of this Resolution is determined by any court to be invalid, the invalid
11 portion will be stricken, and such striking will not affect the validity of the remainder of this
12 Resolution. If any court determines that this Resolution, in whole or in part, cannot be
13 legally applied to any individual, group, entity, property, or circumstance, such
14 determination will not affect the applicability of this Resolution to any other individual,
15 group, entity, property, or circumstance.

16 Section 4. Effective Date.

17 This Resolution is effective upon adoption.

18 ADOPTED this day of , 2021. **PROPOSED**

19
20 Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

21 By /s/ Annika E. Ashton 10/01/2021
22 Annika E. Ashton (date)
 Deputy County Attorney

23 AEA/sr
24 Taxicab Relief Reso
10/01/2021
#589290