

CITY OF HOMER

HOMER, ALASKA
ORDINANCE 89- 7

AN ORDINANCE OF THE CITY OF HOMER AMENDING HOMER MUNICIPAL CODE, TITLE 21, ZONING, CHAPTER 21.32, DEFINITIONS, TO PROVIDE DEFINITIONS RELATED TO TAXI OPERATIONS; AMENDING CHAPTERS 21.48, 21.49, AND 21.50 TO ALLOW FOR TAXI OPERATIONS; AND AMENDING CHAPTER 7.12, OFF-STREET PARKING TO PROVIDE PARKING REQUIREMENTS FOR A TAXI OPERATION

WHEREAS, the Homer Advisory Planning Commission, at their November 30, 1988 regular meeting, requested an amendment to the Homer Municipal Code, Title 21, relative to a provision to allow for open storage and parking of vehicles associated with a taxi operation; and,

WHEREAS, the Homer Advisory Planning Commission, at their December 14, 1988 regular meeting, requested that definitions pertinent to a taxi operation be added to Chapter 21.32 of the Homer Zoning Ordinance; and,

WHEREAS, the Homer Advisory Planning Commission requested that a taxi operation be added as a permitted use in the Central Business District and the General Commercial 1 and General Commercial 2 zoning districts; and,

WHEREAS, as a result of the proposed amendments to the Homer Municipal Code, Title 21, it is also necessary to amend Homer Municipal Code, Chapter 7.12, Off-Street Parking, to reflect parking requirements for a taxi operation; and,

WHEREAS, a public hearing was held on the proposed amendments on February 15, 1989 before the Homer Advisory Planning Commission, as required by law:

NOW, THEREFORE, THE CITY OF HOMER ORDAINS that the Homer Municipal Code, Chapter 21.32 be amended to add definitions pertinent to a taxi operation; that Chapters 21.48, 21.49 and 21.50 be amended to add a taxi operation as a permitted use; and that Chapter 7.12 be amended to add parking requirements for a taxi operation as follows:

HMC, Section 21.32.511 is hereby added to read:

Section 21.32.511 Taxi. "Taxi" means any motor vehicle, permitted and licensed by the City of Homer, having a manufactured-rated seating capacity of nine passengers or less engaged in the carrying of persons in exchange for receiving fares, not operated over a fixed route, and subject to calls from a central location or otherwise operated for hire to perform public transportation.

HMC, Section 21.32.512 is hereby added to read:

Section 21.32.512 Taxi Operation. "Taxi Operation" means a licensed business operated from a fixed location but not limited in its operation to any particular route. Said operation is limited to a dispatch office and fleet parking of no more than five vehicles in the Central Business District. There shall be no restriction on the number of taxis in a fleet in the General Commercial 1 and the General Commercial 2 zoning districts. A site/access/parking plan must be approved by the Planning Director. Maintenance of the taxis in the Central Business District is restricted to work being conducted in an enclosed building.

HMC, Section 21.32.541 is hereby by added to read:

Section 21.32.541 Vehicle Fleet. "Vehicle Fleet" means a group of vehicles operated under unified control.

HMC, Section 21.32.542 is hereby added to read:

Section 21.32.542 Vehicle Maintenance. "Vehicle Maintenance" means to keep a vehicle in proper running condition by services which do not customarily require a qualified mechanic such as the installation and servicing of lubricants, tires, batteries, and other small accessories.

HMC, Section 21.32.543 is hereby added to read:

Section 21.32.543 Vehicle Repair, or Auto Repair. "Vehicle Repair or Auto Repair" means to restore a vehicle to a sound state after decay, dilapidation or partial destruction with such repair requiring the services of a qualified mechanic.

HMC, Section 21.48.020 (ee) is hereby added to read:

Section 21.48.020 (ee) Taxi operation limited to a dispatch office and fleet parking of no more than five vehicles; maintenance of taxis must be conducted within an enclosed structure.

HMC, Section 21.49.020 (35) is hereby added to read:

Section 21.49.020 (35) Taxi operation.

HMC, Section 21.50.020 (v) is hereby added to read:

Section 21.50.020 (v) Taxi operation.

HMC, Section 7.12.020 (22) is hereby added to read:

22. Taxi operations: One space for each vehicle in the taxi fleet plus one space for each employee.

Dated at Homer, Alaska this 25th day of April, 1989.

CITY OF HOMER

John P. Calhoun
John P. Calhoun, Mayor

ATTEST:

Patti J. Whalin
Patti J. Whalin, City Clerk

Reviewed and approved as to form and content.

Philip C. Shealy
Philip C. Shealy, City Manager

Lee Sharp, Acting City Atty.

First reading: 3/13/89
Public hearing: 4/10/89
Second reading: 4/24/89
Effective date: 4/25/89