ARTICLE I. IN GENERAL

Secs. 12-1—12-25. Reserved.

ARTICLE II.
CHARLOTTE-MECKLENBURG
COMMUNITY RELATIONS COMMITTEE*

Sec. 12-26. Creation.

(a) There is hereby created the Charlotte-Mecklenburg Community Relations Committee (referred to as "the committee") to consist of 45 members. The mayor shall appoint eight members of the committee, the city council shall appoint 16 members of the committee, and the county board of commissioners shall appoint 21 members of the committee. The mayor and the chairman of the board of commissioners shall designate one member as chairperson of the committee and one member as vice-chairperson.

(b) The term of office for each member of the committee shall be three years, except that a member whose term has expired may remain a member until his successor is appointed. A member chosen to fill a vacancy created by any cause other than the expiration of a term shall be appointed for the unexpired term of the member whom he is to succeed. A member of the committee is eligible for reappointment; provided, however, no person shall serve in succession more than two full terms as a member.

(c) Twenty-three members of the committee shall constitute a quorum for conducting all business of the committee, except as provided otherwise by law. Vacancies on the committee shall not impair the ability of the remaining members to exercise the powers of the committee, provided that the quorum requirement is met.

(d) A member of the committee may be removed by the mayor and chairman of the board of county commissioners for inefficiency, neglect of duty, misconduct or malfeasance in office, after being given a written statement of the charges and an opportunity to be heard thereon.

(e) Attendance of meetings and continued service on the committee by members appointed by the mayor shall be governed by the attendance policies established by the city council. Vacancies resulting from a member's failure to attend the required number of meetings shall be filled as provided for in subsection (b) of this section.

(f) The committee may appoint persons or organizations to assist it for such terms and purposes as the committee may determine and may take all other actions necessary to carry out the powers and responsibilities granted and imposed by this article.

(Code 1985, § 12-16)


Within the limitations provided by law, the community relations committee created under this article has the power to:

1. Maintain an office in the county;

2. Appoint an executive director and other necessary employees;

3. Cooperate or contract with individuals and state, local and other agencies, both private and public, including agencies of the federal government and of other states;

4. Accept public grants or private gifts, bequests, or other payments;

5. Study problems in the areas of human and community relations and make the results thereof available to the public;

6. Promote equality of opportunity for all citizens;

7. Promote understanding, respect and good-will among all citizens;

8. Provide channels of communication among the various racial, religious and ethnic groups in the county; and

9. Render at least annually a written report to the mayor and to the city council and to the chairman and the board of county commissioners. The report may contain recommendations of the committee for

*State law reference—Authority to appoint a community relations committee, G.S. 160A-492.
Sec. 12-28. Conciliation division created.

(a) Seven members of the community relations committee created by this article shall be appointed by the mayor to serve as the conciliation division of the committee. One of the committee members shall be designated by the mayor as chairperson of the conciliation division and another as vice-chairperson.

(b) The term of office of each member of the conciliation division is coterminous with his term as a member of the committee. A member of the conciliation division is eligible for reappointment.

(c) Three members of the conciliation division constitute a quorum. A vacancy in the conciliation division does not impair the authority of the remaining members to exercise the powers of the conciliation division.

(Code 1985, § 12-18)

Sec. 12-29. Powers of conciliation division.

Within the limitations provided by law, the conciliation division of the community relations committee created by this article has the power to:

1. Use the facilities and staff of the committee created under this article, as authorized by the committee, to effectuate the purposes and policies of this chapter;

2. Receive, initiate, seek to conciliate, and hold hearings on complaints alleging violations of this chapter;

3. Approve or disapprove plans to eliminate or reduce discrimination with respect to race, color, religion, sex or national origin;

4. Furnish technical assistance required by persons subject to this chapter to further compliance with this chapter; and

5. Render at least annually a comprehensive written report to the committee created by this article and to the mayor and the city council.

(Code 1985, § 12-19)

Sec. 12-30. Complaint procedure.

(a) Any person claiming a violation of article III or IV of this chapter may file with the conciliation division a sworn complaint stating that a violation has been committed, setting forth the facts upon which the complaint is based, and setting forth facts sufficient to enable the conciliation division to identify the person charged (referred to as "the respondent"). The conciliation division or a member of the conciliation division or the staff shall properly review the allegations of discriminatory practice set forth in the complaint and shall, within ten days, furnish the respondent with a copy of the complaint. The complaint must be filed within one year after the alleged violation occurs. The conciliation division or a member of the conciliation division or the staff shall initiate a review of the complaint within a reasonable time.

(b) Not later than 30 days after the complaint is filed, unless for good reason the time is extended for an additional 30 days by the conciliation division, the conciliation division shall determine whether there is reasonable cause to believe that the respondent has violated article III or IV of this chapter.

(c) If the conciliation division finds that there is no reasonable cause to believe the respondent has violated article III or IV of this chapter, the chairperson shall, within a reasonable time, inform the complaining party, the city attorney, and the respondent of the conciliation division's findings and shall refer the complaint to the city attorney for any further action the city attorney deems appropriate.

(d) If the conciliation division finds that there is reasonable cause to believe the respondent has violated article III or IV of this chapter, the conciliation division may endeavor, by conference and conciliation with the respondent, to reach a voluntary elimination of the alleged, unlawful practice. The conciliation division, or any of its
employees, shall not make public, without the written consent of the complaining party and the respondent, information concerning efforts in a particular case to voluntarily eliminate an alleged and unlawful practice by conference and conciliation.

(e) If there is reasonable cause to believe that the respondent has violated article III or IV of this chapter and the alleged violation has not been voluntarily eliminated by conference and conciliation within a period of 90 days from the filing of the complaint, the complaint shall be referred to the city attorney for appropriate action after the complainant and respondent shall be so notified.

(Code 1985, § 12-20)

**Sec. 12-31. Other civil or criminal remedies.**

An election to proceed by making a complaint with the conciliation division by a person alleging a violation of article III or IV of this chapter shall not foreclose the right to proceed with any civil or criminal remedies available.

(Code 1985, § 12-21)

**Secs. 12-32—12-55. Reserved.**

**ARTICLE III. PUBLIC ACCOMMODATIONS**

**Sec. 12-56. Declaration of policy.**

It is hereby declared to be the policy of the city in the exercise of its licensing and police powers, and under the authority of section 6.41 of the Charter and state law for the preservation of the peace and protection of the health, safety and welfare of persons in the city, to prohibit discriminatory practices in places of public accommodations as defined in section 12-57.

(Code 1985, § 12-36)

**Sec. 12-57. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- **Place of public accommodation** means a business, accommodation, refreshment, entertainment, recreation, or transportation facility of any kind, whether licensed or not, whose goods, services, facilities, privileges, advantages or accommodations are extended, offered, sold or otherwise made available to the public.

(Code 1985, § 12-37)

**Cross reference—Definitions generally, § 1-2.**

**Sec. 12-58. Prohibited acts.**

(a) It shall be unlawful to deny any person the full and equal enjoyment of the goods, services, facilities, privileges, advantages, and accommodations of a place of public accommodation because of race, color, religion or national origin.

(b) It shall be unlawful to make, print, circulate, post, mail or otherwise cause to be published a statement, advertisement, or sign which indicates that the full and equal enjoyment of the goods, services, facilities, privileges, advantages, and accommodations of a place of public accommodation will be refused, withheld from, or denied any person because of race, color, religion, or national origin, or that any person’s patronage of or presence at a place of public accommodation is objectionable, unwelcome, unacceptable, or undesirable because of race, color, religion or national origin; provided, however, this section does not apply to a private club or other establishment not, in fact, open to the public.

(Code 1985, § 12-38)

**Sec. 12-59. Prohibited sex discrimination.**

(a) It shall be unlawful to deny a person, because of sex, the full and equal enjoyment of the goods, services, facilities, privileges, advantages, or accommodations of a restaurant, hotel, or motel.

(b) This section shall not apply to the following:

1. Restrooms, shower rooms, bathhouses and similar facilities which are in their nature distinctly private.

2. YMCA, YWCA and similar types of dormitory lodging facilities.

3. A private club or other establishment not, in fact, open to the public.

(Code 1985, § 12-39)
ARTICLE V. COMMERCIAL NON-DISCRIMINATION POLICY*

Sec. 2-151. Policy statement.

It is the policy of the city not to enter into a contract with any business firm that has discriminated in the solicitation, selection, hiring, or treatment of vendors, suppliers, subcontractors or commercial customers on the basis of race, gender, religion, national origin, ethnicity, age, or disability, or on the basis of any otherwise unlawful use of characteristics regarding such vendor's, supplier's, or commercial customer's employees or owners in connection with a city contract or solicitation; provided that nothing in this commercial non-discrimination policy shall prohibit or limit otherwise lawful efforts to remedy the effects of discrimination that has occurred or is occurring in the marketplace.

(Ord. No. 2398, § 1, 9-24-2003)

Sec. 2-152. Purpose and intent.

It is the intent of the city to avoid becoming a passive participant in private sector commercial discrimination by refusing to procure goods and services from business firms that discriminate in the solicitation, selection, hiring, or treatment of vendors, suppliers, subcontractors, or commercial customers on the basis of race, gender, religion, national origin, ethnicity, age or disability in connection with city contracts or solicitations by providing a procedure for receiving, investigating, and resolving complaints of discrimination involving city contracts or solicitations.

(Ord. No. 2398, § 1, 9-24-2003)

Sec. 2-153. Definitions.

For purposes of this article, the following terms have the meanings indicated unless the context clearly requires a different meaning.

**Business firm** means:

1. Any person, firm, sole proprietorship, partnership, corporation, limited liability com-

The term "business firm" does not include other government entities.

Charlotte CSA means the Charlotte Combined Statistical Area as defined from time to time by the United States Office of Management and Budget.

City means the City of Charlotte, North Carolina, which is a North Carolina municipal corporation.

City manager means the city manager of the City of Charlotte, or his/her designee.

Commercial customer means a business entity that procured or attempted to procure goods or services from a business firm for business as opposed to personal use. As used in this definition, "services" includes construction, real estate development, financial, insurance, professional and other services.

Commercial non-discrimination policy means the regulations contained in chapter 2, article V of the City Code, and any regulations or documentation requirements adopted by the city manager pursuant to article V.

Contract means an agreement with any business firm let by or on behalf of the city for that business firm to sell or lease supplies, or goods, or to provide construction, real estate development, financial, insurance, professional, or other services to the city, in return for a fee or any other form of compensation to be paid by the city.

Director means the director of the small business development office.

*Editor’s note—Ord. No. 2398, § 1, adopted September 24, 2003, enacted provisions intended for use as article V, §§ 2-87—3-108. To preserve the style of this Code, and at the discretion of the editor, said provisions have been redesignated as article V, §§ 2-151—2-173.


*Discrimination* means any disadvantage, difference, distinction, or preference in the solicitation, selection, hiring, or treatment of a vendor, supplier, subcontractor or commercial customer on the basis of race, gender, religion, national origin, ethnicity, age or disability, or on the basis of any otherwise unlawful use of characteristics regarding such vendor's, supplier's, or commercial customer's employees or owners in connection with a city contract or solicitation; provided that nothing in this definition or article shall prohibit or limit otherwise lawful efforts to remedy the effects of discrimination that has occurred or is occurring in the marketplace.

*Economic development project* means a real estate development, construction or renovation project that the city provides funding, land, road improvements, tax credits, a below market purchase price or other financial assistance to for the purpose of promoting economic development. For purposes of this definition, the terms "funding" and "financial assistance" do not include pay-
ments in exchange for goods or services, as long as such payments do not exceed the reasonable value of such goods or services.

Financial institution means any person or entity engaged in the business of lending money, guaranteeing loans, extending credit, securing bonds, providing venture or equity capital, or that offers financial services in connection with city projects or the administration of city government. Financial institution includes banks, savings and loans, venture capital companies, insurance companies, bonding companies, mortgage companies, credit unions, and brokers.

Office means the small business development office.

Procurement services director means the director of the procurement services division of the city's business support service key business.

Retaliate means to take any action that has a material negative effect against any person, business or other entity for reporting any incident of discrimination testifying as a witness at a hearing, or providing requested assistance to the office in any investigation of an incident of discrimination pursuant to this commercial non-discrimination policy.

Subcontract means an agreement for the performance of a particular portion of work to be performed under a contract with the city, where:

(1) The party providing the service is on reasonable notice that the work is to be performed under a city contract; and

(2) The amount to be paid for such service is material with respect to the overall amount of the contract.

Subcontractor means the party providing service under a subcontract.

(Ord. No. 2398, § 1, 9-24-2003)

Sec. 2-154. Scope.

(a) In general. This commercial non-discrimination policy applies to all business firms as defined in section 2-153 of this article. It also applies to those economic development projects as provided in section 2-153 of this article. The scope of the discrimination and retaliation claims that may be investigated and adjudicated under this policy is limited to those claims that involve discrimination or retaliation that occurs in the Charlotte Combined Statistical Area in connection with city contracts or solicitations. For purposes of this policy, discrimination or retaliation shall be deemed to occur in the Charlotte CSA if:

(1) One of the parties was in the Charlotte CSA at the time the discrimination or retaliation is alleged to have occurred; or

(2) One of the parties resides in or operates a place of business in the Charlotte CSA.

(b) Economic development projects. As a condition of participating in an economic development project, the city will require the governmental agency, quasi-governmental agency, corporation, developer, or contractor that receives assistance from the city to comply with this commercial non-discrimination policy in administering the economic development project, and in awarding contracts to manage or perform the work entailed in the economic development project. Each contract and subcontract awarded in connection with the economic development project shall contain the non-discrimination clause set forth in section 2-166 of this article. Any discrimination claims relating to the economic development project shall be subject to investigation and adjudication by the city in accordance with this commercial non-discrimination policy.

(c) Exclusions. This commercial non-discrimination policy shall not apply to the following:

(1) Any real property acquisition by the city (including but not limited to condemnation), other than a lease of real estate for the city's use.

(2) Settlement of litigation.

(3) Settlement of judicial/administrative enforcement proceedings by or on behalf of the city (excluding proceedings to enforce this commercial non-discrimination policy).

(4) Agreements concerning standards for locating facilities in city right of way when business firm has statutory right to be in the right of way.
standard of judicial review in such proceedings will be whether the arbitrator's decision was arbitrary and capricious.

Any party who, after having exhausted all administrative remedies available, is aggrieved by a final decision of the city manager may seek judicial review of such decision in a proceeding in the nature of a petition for a writ of certiorari, based upon the established administrative record, to the appropriate court within 30 days of the issuance of that final decision of the city manager.

If a party seeks judicial review of a final decision of the arbitrator or the city to impose damages under subsection 2-161(2) or disqualification under subsection 2-161(4), the city shall not take any action to enforce the decision for which review is sought until there has been a final determination by the court.

(Ord. No. 2398, § 1, 9-24-2003)

Sec. 2-166. Mandatory nondiscrimination contract clause.

Every contract and subcontract shall contain a nondiscrimination clause that reads substantially as follows:

As a condition of entering into this agreement, the company represents and warrants that it will fully comply with the city's commercial non-discrimination policy, as described in section 2, article V of the City Code, and consents to be bound by the award of any arbitration conducted thereunder. As part of such compliance, the company shall not discriminate on the basis of race, gender, religion, national origin, ethnicity, age, or disability in the solicitation, selection, hiring, or treatment of subcontractors, vendors, suppliers, or commercial customers in connection with a city contract or contract solicitation process, nor shall the company retaliate against any person or entity for reporting instances of such discrimination. The company shall provide equal opportunity for subcontractors, vendors, suppliers, and commercial customers in connection with a city contract or contract solicitation process, and shall the company retaliate against any person or entity for reporting instances of such discrimination. The company shall provide equal opportunity for subcontractors, vendors, suppliers, or commercial customers in connection with a city contract or contract solicitation process, nor shall the company retaliate against any person or entity for reporting instances of such discrimination.

Sec. 2-167. Contractor bid requirements.

All requests for bids or proposals issued for city contracts shall include a certification to be completed by the bidder or proposer in substantially the following form:

The undersigned bidder or proposer hereby certifies and agrees that the following information is correct:

1. In preparing it's the enclosed bid or proposal, the bidder or proposer has considered all bids and proposals submitted from qualified, potential subcontractors and suppliers, and has not engaged in discrimination as defined in section 2.

2. For purposes of this section, discrimination means discrimination in the solicitation, selection, or treatment of any subcontractor, vendor, supplier or commercial customer on the basis of race, ethnicity, gender, age, religion, national origin, disability or any otherwise unlawful form of discrimination. Without limiting the foregoing, discrimination also includes retaliating against any person or other entity for reporting any incident of discrimination.

3. Without limiting any other remedies that the city may have for a false certification, it is understood and agreed that, if this certification is false, such false certification will constitute grounds for the city to reject the bid or proposal submitted with this certification, and terminate any contract awarded based on such bid or proposal. It shall also constitute a violation of the city's commercial non-
discrimination ordinance and shall subject the bidder or proposer to any remedies allowed thereunder, including possible disqualification from participating in city contracts or bid processes for up to two years.

4. As a condition of contracting with the city, the bidder or proposer agrees to promptly provide to the city all information and documentation that may be requested by the city from time to time regarding the solicitation and selection of suppliers and subcontractors in connection with this solicitation process. Failure to maintain or failure to provide such information shall constitutes grounds for the city to reject the bid or proposal and to any contract awarded on such bid or proposal. It shall also constitute a violation of the city's commercial non-discrimination ordinance, and shall subject the bidder or proposer to any remedies that are allowed thereunder.

5. As part of its bid or proposal, the bidder or proposer shall provide to the city a list of all instances within the past ten years where a complaint was filed or pending against bidder or proposer in a legal or administrative proceeding alleging that bidder or proposer discriminated against its subcontractors, vendors, suppliers, or commercial customers, and a description of the status or resolution of that complaint, including any remedial action taken.

6. As a condition of submitting a bid or proposal to the city the bidder or proposer agrees to comply with the city's commercial non-discrimination policy as described in section 2, article V of the city code, and consents to be bound by the award of any arbitration conducted thereunder.

(Ord. No. 2398, § 1, 9-24-2003)

Sec. 2-168. Contract disclosure requirements.

Every contract that the city enters into shall include a clause that reads substantially as follows:

As a condition of entering into this agreement, the company agrees to:

(a) Promptly provide to the city all information and documentation that may be requested by the city from time to time regarding the solicitation, selection, treatment and payment of subcontractors in connection with this agreement; and

(b) If requested, provide to the city within sixty days after the request a truthful and complete list of the names of all subcontractors, vendors, and suppliers that company has used on city contracts in the past five years, including the total dollar amount paid by contractor on each subcontract or supply contract. The company further agrees to fully cooperate in any investigation conducted by the city pursuant to the city's commercial non-discrimination policy as set forth in section 2, article V of the city code, to provide any documents relevant to such investigation that are requested by the city, and to be bound by the award of any arbitration conducted under such policy. The company understands and agrees that violation of this clause shall be considered a material breach of this agreement and may result in contract termination, disqualification of the company from participating in city contracts and other sanctions.

(Ord. No. 2398, § 1, 9-24-2003)

Sec. 2-169. Other legal remedies.

The remedies provided by this subsection are in addition to any other statutory, legal, or equi-
agree to be jointly and severally responsible for the conduct and actions of the foreign company while the foreign company provides the special temporary service and shall ensure compliance with the applicable sections of this article. Each foreign passenger vehicle for hire shall provide evidence of insurance at the limits required by the passenger vehicle for hire manager.

3. Approval and operation under a special temporary service permit shall be contingent upon satisfaction of any condition placed on the special temporary service permit holder by the passenger vehicle for hire manager. Failure to satisfy the conditions of the special temporary service permit shall be grounds for revocation of the permit.

4. Fees for the application of special temporary service permits shall be set by the city manager, or his designee.

5. A special temporary service permit shall not exceed seven days in duration. Any vehicle that operates pursuant to a special temporary service permit shall display a valid temporary service permit decal issued by the passenger vehicle for hire manager.

6. Unless specifically exempted in the special temporary service permit, each limousine operating pursuant to a special temporary service permit shall be subject to each and every section of this article.

7. Nothing contained in this subsection shall relieve the holder of a special temporary service permit from obtaining any and all necessary approvals as may be required to operate at the airport or from paying any fees required by the airport.

(Ord. No. 4701, § 1(Exh. A), 7-25-2011)

Sec. 22-31. Conduct of certificate holders, permit holders, drivers.

(a) No company operating certificate holder, vehicle operating permit holder, driver shall deceive or attempt to deceive any passenger who may ride or desire to ride in his passenger vehicle for hire in any manner, especially as to destination or the rate of fare to be charged.

(b) No company operating certificate holder, vehicle operating permit holder, driver shall transport, or cause to be transported, any passenger to any place other than as directed by the passenger. In no event shall any company operating certificate holder or vehicle operating permit holder direct, encourage or allow any driver providing passenger vehicle for hire service to take a longer route than reasonably necessary to the requested destination, unless the driver is so requested by the passenger, except for shared ride service provided for in subsection (h). In addition, in no event shall any driver providing passenger vehicle for hire service take a longer route than reasonably necessary to the requested destination, unless the driver is so requested by the passenger, except for shared ride service provided for in subsection (h).

(c) Drivers shall comply with all reasonable and lawful requests of the passenger as to the speed of travel and the route to be taken.

(d) No driver shall have in his possession a lit cigarette, cigar, pipe or tobacco of any kind or incense while operating a passenger vehicle for hire.

(e) Except for duly licensed taxicabs, no company operating certificate holder or vehicle operating permit holder shall operate or allow the operation of any passenger vehicle for hire on call or demand or to engage in cruising or otherwise operate as a taxicab. No driver of any passenger vehicle for hire, except for a taxicab, shall operate
a passenger vehicle for hire on call or demand, engage in cruising, or otherwise operate as a taxicab.

(f) No driver of any taxicab shall at any time solicit passengers by any word, sign, signal (audible or otherwise) or gesture or use any word, sign, signal (audible or otherwise) or gesture to solicit patronage, annoy any person, obstruct the movement of any person or traffic or follow any person, except that within a taxicab stand, as designated in subsection 22-32(a), a driver of any taxicab located inside his vehicle or outside, but within ten feet of the taxicab, may solicit passengers by word, sign or gesture. Except as provided by this subsection, a driver of any taxicab may not solicit or have any other person solicit passengers on the driver's behalf. Nothing in this subsection shall prohibit a driver of any taxicab from alighting to the street or sidewalk for the purpose of assisting passengers into or out of his taxicab. Notwithstanding in this subsection, no driver of a passenger vehicle for hire, except taxicabs, as permitted, shall at any time solicit passengers by any word, sign, signal (audible or otherwise), gesture or by cruising.

(g) No driver shall allow the seating capacity of his passenger vehicle for hire to exceed manufacturer's specifications.

(h) If agreed to by the first passenger, a taxicab carrying passengers may answer other calls or pick up additional passengers, prior to taking the first passenger to his destination, provided the first passenger agrees to the amount of additional time required for the exclusive-ride trip as estimated in advance by the driver. Taxicab drivers shall specify any fare discounts authorized by the passenger vehicle for hire board to passengers participating in ridesharing. If the original passenger is a person under 18 years of age and is unaccompanied by a person 18 years of age or older, no other passengers shall be permitted in the taxicab unless permission is given in a prearranged contract by the contracting parties.

(i) No company operating certificate holder, vehicle operating permit holder, or driver shall refuse or neglect to transport any person on the basis of race, color, religion, sex or national origin. In addition, no company operating certificate holder, vehicle operating permit holder, or driver shall refuse or neglect to transport any person on the basis of disability when such service can be provided to a person with a disability with reasonable accommodation.

(j) No company operating certificate holder, vehicle operating permit holder, or driver shall refuse or neglect to transport any person requesting service on the basis of the time of day of the request or on the basis of the geographical area of the city to be served.

(k) A driver may refuse or neglect to transport an orderly person upon request, only if the driver has made visual contact with the person and formed a belief that is reasonable under the circumstances that transporting such person might be unsafe for the driver, or the driver has the "off-duty" placard displayed prior to the request for service by a prospective passenger. Nothing contained in this subsection shall authorize a driver to refuse or neglect to transport any person as a pretext to the driver's noncompliance with subsections (i) and (j).

(l) No company operating certificate holder, vehicle operating permit holder, or driver shall knowingly use, sell, handle or transport illegal or controlled substances at any time while operating a passenger vehicle for hire. In addition, no driver shall give any information to any passenger as to where or how illegal or controlled substances may be obtained.

(m) No company operating certificate holder, vehicle operating permit holder, or driver shall maintain, use or possess a scanner or device capable of intercepting telephonic communications while operating a passenger vehicle for hire.

(n) No company operating certificate holder, vehicle operating permit holder, or driver shall knowingly solicit, procure or give information in regard to or transport any passenger to any person for the purpose of prostitution.

(o) All company operating certificate holders, vehicle operating permit holders, and drivers shall provide prompt, efficient service and shall be courteous at all times to the general public, to other passenger vehicle for hire drivers, to the
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passenger vehicle for hire manager and to any officer of the Charlotte-Mecklenburg Police Department.

(p) No company operating certificate holder, vehicle operating permit holder, or driver shall operate or allow a vehicle to be operated in a manner which threatens, endangers or abuses a passenger or the general public.

(q) No driver shall operate a passenger vehicle for hire while consuming, while under the influence of or while having the odor of an alcoholic beverage or controlled substance on or about his person. No company operating certificate holder or vehicle operating permit holder shall allow any driver to operate a passenger vehicle for hire while consuming, while under the influence of or while having the odor of an alcoholic beverage or controlled substance on or about his person.

(r) Any driver charged with a criminal offense or infraction shall notify the passenger vehicle for hire manager within 24 hours and shall produce evidence of the disposition of the case as soon as it is available. Failure to do so will result in the suspension of the driver's permit.

(s) Company operating certificate holders and vehicle operating permit holders shall be responsible for the compliance of their affiliated drivers with this section. Failure of a driver to comply with this section may result in the issuance of citations to the passenger vehicle for hire company and/or the driver pursuant to section 22-33.

(t) No driver shall operate a passenger vehicle for hire within the city without a valid North Carolina or South Carolina driver's license for the type of vehicle to be operated or while his driver's license is suspended or revoked.

(u) No company operating certificate holder, vehicle operating permit holder, or driver shall fail or refuse to surrender his company operating certificate, vehicle operating permit, vehicle decal, and/or driver's permit following a decision of the passenger vehicle for hire board not to renew or to suspend or revoke a company operating certificate, vehicle operating permit, or driver's permit pursuant to section 22-183.

(y) No company operating certificate holder or vehicle operating permit holder shall operate or allow the operation of a passenger vehicle for hire under a company operating certificate or vehicle operating permit that is in a state of suspension or revocation.

(w) No driver shall operate a passenger vehicle for hire while his driver's permit is in a state of suspension or revocation.

(Ord. No. 4701, § 1(Exh. A), 7-25-2011)

Sec. 22-32. Taxicab stands.

(a) The passenger vehicle for hire manager and the city's director of transportation, or their designees, shall jointly establish and designate taxicab stands.

(b) Taxicabs shall enter designated taxicab stands from the rear only, and each taxicab therein must be heading in the direction of the exit. No taxicab shall stop at a taxicab stand unless there is a vacancy therein. Unless a passenger requests otherwise, taxicabs shall exit taxicab stands in the order in which they enter. Drivers shall remain in their taxicabs or within the taxicab stand so that normal operations of the taxicab stand are maintained. Taxicab drivers may leave the taxicab stand only in an emergency or to assist passengers.

(c) No passenger vehicle for hire, except a taxicab, shall use taxicab stands in the city.

(d) A list of all taxicab stands in the city shall be kept on file in the passenger vehicle for hire office and shall be open to inspection by the public.

(Ord. No. 4701, § 1(Exh. A), 7-25-2011)

Sec. 22-33. Penalties.

(a) It shall be unlawful for any person to violate any of the sections of this article.

(b) Upon violation of any section of this article, the passenger vehicle for hire manager, or his designee, may suspend or revoke the company operating certificate, the vehicle operating permit, and/or the driver's permit held by such person.