

RESOLUTION NO. 2012-08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK FINDING THE PUBLIC CONVENIENCE AND NECESSITY FOR ERIC POOLE, d.b.a. LUXURY TAXI, TO PROVIDE TAXICAB SERVICE IN THE CITY OF ROHNERT PARK

WHEREAS, in accordance with Rohnert Park Municipal Code (Municipal Code) Section 5.20.030, Eric Poole, 1305 Gillpepper Ln. Rohnert Park, CA 94928, has applied for a Certificate of Public Convenience and Necessity to operate a taxicab service within the City of Rohnert Park;

WHEREAS, notice of a public hearing on the application was mailed to the applicant and published in *The Community Voice* on December 30, 2011, in compliance with Rohnert Park Municipal Code Section 5.20.040;

WHEREAS, on January 10, 2012, the City Council held a noticed public hearing at which time interested persons had an opportunity to testify either in support of, or in opposition to the application;

WHEREAS, based on the testimony received at the public hearing and other information in the record, issuance of a Certificate of Public Convenience and Necessity is appropriate and can be supported by the findings described in Section 5.20.050 of the Municipal Code.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rohnert Park as follows:

SECTION 1. In accordance with Municipal Code Section 5.20.050, the City Council finds and declares that the public convenience and necessity require the proposed service and that subject to confirmation by the City Manager:

- A. The applicant is financially responsible and is of good moral character;
- B. The persons holding permits or licenses for the operation of motor vehicles for hire are under the experienced and efficient management earning a fair and reasonable return of their capital devoted to such service;
- C. The applicant has complied with the provisions of all city, state and federal laws applicable to the proposed operation; and
- D. The additional service will not result in a greater hazard to the public, and will not create traffic congestion or parking problems.

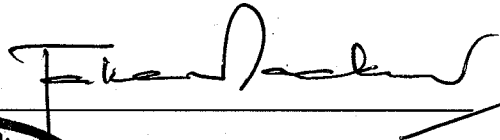
SECTION 2. The City Council hereby authorizes, upon satisfactory completion of the required inspections and background checks as determined by the Department of Public Safety the issuance of a Certificate of Public Convenience and Necessity for the operation of a taxicab

service by Eric Poole within the corporate limits of the City of Rohnert Park subject to the following conditions:

- A. The applicant shall provide a certificate of insurance meeting the requirements of Municipal Code Section 5.20.070.
- B. The applicant shall operate the taxicab service in accordance with the requirements of the Director of Public Safety in the City of Rohnert Park, Municipal Code Chapter 5.20 and all other applicable ordinances and regulations of the City of Rohnert Park, and all applicable state and federal laws and regulations.

DULY AND REGULARLY ADOPTED by the City Council of the City of Rohnert Park this 10th day of January, 2012.

CITY OF ROHNERT PARK



ATTEST:


City Clerk, *Interim*

AHANOTU: <u>AYE</u> BELFORTE: <u>AYE</u> CALLINAN: <u>AYE</u> STAFFORD: <u>AYE</u> MACKENZIE: <u>AYE</u> AYES: (5) NOES: (0) ABSENT: (0) ABSTAIN: (0)
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