

A REGULATION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

**Amendment of Title 20, Chapter 40
COMMERCIAL PASSENGER VEHICLES**

PURSUANT TO AUTHORITY GRANTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, THE MANAGER ADOPTS THE FOLLOWING AMENDMENT TO REGULATIONS:

Section 1. Authority. These regulations are proposed for adoption pursuant to CBJ 01.60 and CBJ 20.40.130(b).

Section 2. Amendment of Regulations. 20 CBJAC 40.120(a)(3), relating to fees, is amended to read:

20 CBJAC 40.120 Fees.

Fees are established as follows:

(a) Fees for permit application:

(1) *Driver's permits:*

(A) Professional driver's permit, two-year permit \$75.00

(B) Class C driver's permit, ~~one-year permit~~ \$25.00

(2) *Vehicle approval:*

(A) Inspection fee per motorized vehicle \$50.00

(B) Re-inspection fee (required for missed bi-annual inspection)
\$25.00

(C) Application fee per non-motorized vehicle \$25.00

(3) *Certificate of public convenience and necessity and endorsement fees:*

(A) Engage in business ~~..... \$1,500.00~~

(i) Class A and Class B \$1,500.00

(ii) Class C....\$750.00

...

Section 3. Amendment of Regulations. 20 CBJAC 40.320, relating to Class C Driver's permit, is amended to read:

20 CBJAC 40.320 Class C driver's permit.

- (a) *Application.* An application for Class C driver's permit shall be made in writing upon an approved form filed with the administrator, and shall include all required attachments. Renewal applications shall be submitted by March 15~~30 days prior to the expiration date of the current permit~~. The form shall require at least the following information from the applicant:
- (1) Name and address;
 - (2) Place or places of residence for the past ten years;
 - (3) Age, height, color of eyes and hair;
 - (4) A statement that the applicant has read CBJ 20.40 and these regulations; and
 - (5) A complete driving record covering the past ten years, provided by the State of Alaska and any other jurisdiction as necessary.
- (b) *Approval.* The administrator shall approve the application and issue a Class C driver's permit if the administrator finds that the applicant:
- (1) Is at least 18 years of age;
 - (2) Is able to speak the English language;
 - (3) Meets the standards set forth in CBJ 20.40.220—20.40.230;
 - (4) Was not subject within the preceding two years to administrative sanctions under this chapter which resulted in a permit revocation; and
 - (5) Has submitted a complete application, with appropriate fees.
- (c) *Issuance.* Upon approval of an application for a Class C driver's permit, the administrator shall issue to the applicant a permit, which shall bear the name, address, age, signature, and photograph of the applicant. Such permit shall be in effect from April 15 to October 15~~for 12 months from date of approval~~.

Section 4. Amendment of Regulations. 20 CBJAC 40.500, relating to Certificate of public convenience and necessity, is amended to read:

20 CBJAC 40.500 - Certificate of public convenience and necessity.

- (a) *Contents.* The administrator shall issue certificates of public convenience and necessity. Each certificate shall be endorsed for Class A, Class B, or Class C.
- (b) *Applications.* ~~An application to renew a current certificate for continuous operation shall be submitted between December 1 and January 31 and shall become effective on March 15.~~

(1) Class A and B. An application to renew a current certificate for continuous operation shall be submitted between December 1 and January 31 and shall become effective on March 15.

(2) Class C. An application to renew a certificate shall be submitted by March 15 and shall become effective April 15.

~~(c) *Term.* Certificates with an effective date of March 15 shall be valid for one year. Any certificate with an effective date after March 15, and any endorsement thereto, shall be valid only until the following March 14.~~

(1) Class A and B. Certificates with an effective date of March 15 shall be valid for one year. Any certificate with an effective date after March 15, and any endorsement thereto, shall be valid only until the following March 14.

(2) Class C. Certificates shall be valid only from April 15 to October 15.

(d) *Records.* Holders shall designate and maintain a single depository for all records required by this chapter, and shall make such records available for inspection during normal business hours.

(e) *Amendment to conditions of endorsement.* Certificate holder shall notify the administrator in writing of changes in driver registration, vehicle registration, route, or stops.

(f) *Late applications* will be subject to a late fee and may take up to 30 days to process.

Section 5. Amendment of Regulations. 20 CBJAC 40.540, relating to Class C endorsement, is amended to read:

20 CBJAC 40.540 Class C endorsement.

(a) A Class C endorsement shall authorize operation of one or more commercial passenger vehicles subject to the following conditions:

(1) Operation of Class C vehicles shall be limited to daylight hours. Class C vehicles are restricted to the downtown area, from 10th and Egan to Mill Street, excluding Egan Drive from Willoughby Avenue to 10th Street.

(2) Operators of Class C vehicles may not stop for passengers at any location that obstructs traffic or causes a safety hazard to passengers or others.

(3) Operation of a Class C vehicle is prohibited between October 16 and April 14.

(b) Violation of subsection (a) above is an infraction.

Section 6. Notice of Proposed Adoption of a Regulation. The notice requirements of CBJ 01.60.200 were followed by the agency. The notice period began on March 27, 2019, which is not less than 21 days before the date of adoption of these regulations as set forth below.

Adoption by Agency

After considering all relevant matter presented to it, the agency hereby amends these regulations as set forth above. The agency will next seek Assembly review and approval.

Date: _____

Duncan Rorie Watt
City Manager

Legal Review

These regulations have been reviewed and approved in accordance with the following standards set forth in CBJ 01.60.250:

(1) Consistency with federal and state law and with the charter, code, and other municipal regulations;

(2) The existence of code authority and the correctness of the required citation of code authority; and

(3) Its clarity, simplicity of expression, and absence of possibility of misapplication.

Date: _____

Robert H. Palmer III
Municipal Attorney

Assembly Review

These regulations were presented to the Assembly at its meeting of April 22, 2019. They were adopted by the Assembly.

Date: _____

Elizabeth J. McEwen, Municipal Clerk

Filing with Clerk

I certify, as the clerk of the City and Borough of Juneau, that the following statements are true:

1. These regulations were accepted for filing by the office of the clerk at ____:____ a.m./p.m. on the ____ day of _____, _____.
2. After signing I will immediately deliver or cause to be delivered copies of this regulation to the attorney and the director of libraries.
3. A permanent file of the signed originals of these regulations will be maintained in this office for public inspection.
4. Effective date: _____.

Date: _____

Elizabeth J. McEwen, Municipal Clerk