

**TITLE 9****BUSINESS, PEDDLERS, SOLICITORS, ETC.<sup>1</sup>****CHAPTER**

1. MISCELLANEOUS.
2. PEDDLERS, ETC.
3. CHARITABLE SOLICITORS.
4. TAXICABS.
5. CABLE TELEVISION.

**CHAPTER 1****MISCELLANEOUS****SECTION**

9-101. Restrictions on businesses having pinball machines, etc.

**9-101. Restrictions on businesses having pinball machines, etc.**

No owner, operator, manager, or person in charge of any store, establishment, place of business, or otherwise shall allow any person to play or operate after the hour of eleven p.m. any pinball machine, miniature game, or any mechanical amusement machine or device which is so constructed that the result of its operation depends upon chance, or upon the skill of the operator, or upon both, whether made payable by mechanical device or otherwise.

No owner, operator, manager, or person in charge of any store, establishment, place of business, or otherwise shall allow any person under the age of eighteen (18) years to play or operate during regular school hours or after the hour of eleven p.m. any pinball machine, miniature game, or any mechanical amusement machine or device which is so constructed that the result of its operation depends upon chance, or upon the skill of the operator, or upon both, whether made payable by mechanical device or otherwise. (1979 Code, § 5-101)

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<sup>1</sup>Municipal code references

Building, plumbing, wiring and housing regulations: title 12.

Junkyards: title 13.

Liquor and beer regulations: title 8.

Noise reductions: title 11.

Zoning: title 14.

**CHAPTER 2****PEDDLERS, ETC.**<sup>1</sup>**SECTION**

- 9-201. Permit required.
- 9-202. Exemptions.
- 9-203. Application for permit.
- 9-204. Issuance or refusal of permit.
- 9-205. Appeal.
- 9-206. Bond.
- 9-207. Loud noises and speaking devices.
- 9-208. Use of streets.
- 9-209. Exhibition of permit.
- 9-210. Policemen to enforce.
- 9-211. Revocation or suspension of permit.
- 9-212. Reapplication.
- 9-213. Expiration and renewal of permit.

**9-201. Permit required.** It shall be unlawful for any peddler, canvasser, solicitor, or transient merchant to ply his trade within the corporate limits without first obtaining a permit therefor in compliance with the provisions of this chapter. No permit shall be used at any time by any person other than the one to whom it is issued. (1979 Code, § 5-201)

**9-202. Exemptions.** The terms of this chapter shall not be applicable to persons selling at wholesale to dealers, nor to newsboys, nor to bona fide merchants who merely deliver goods in the regular course of business, nor to bona fide charitable, religious, patriotic or philanthropic organizations. (1979 Code, § 5-202)

**9-203. Application for permit.** Applicants for a permit under this chapter must file with the city recorder a sworn written application containing the following:

- (1) Name and physical description of applicant.
- (2) Complete permanent home address and local address of the applicant and, in the case of transient merchants, the local address from which proposed sales will be made.
- (3) A brief description of the nature of the business and the goods to be sold.

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<sup>1</sup>Municipal code reference  
Privilege taxes: title 5.

(4) If employed, the name and address of the employer, together with credentials therefrom establishing the exact relationship.

(5) The length of time for which the right to do business is desired.

(6) A recent clear photograph approximately two (2) inches square showing the head and shoulders of the applicant.

(7) The names of at least two (2) reputable local property owners who will certify as to the applicant's good moral reputation and business responsibility, or in lieu of the names of references, such other available evidence as will enable an investigator to evaluate the applicant's moral reputation and business responsibility.

(8) A statement as to whether or not the applicant has been convicted of any crime or misdemeanor or for violating any municipal ordinance; the nature of the offense; and, the punishment or penalty assessed therefor.

(9) The last three (3) cities or towns, if that many, where applicant carried on business immediately preceding the date of application and, in the case of transient merchants, the addresses from which such business was conducted in those municipalities.

(10) At the time of filing the application, a fee of fifty dollars (\$50.00) shall be paid to the city to cover the cost of investigating the facts stated therein. (1979 Code, § 5-203, as amended by Ord. #01-18, Oct. 2001)

**9-204. Issuance or refusal of permit.** (1) Each application shall be referred to the chief of police for investigation. The chief shall report his findings to the city recorder within seventy-two (72) hours.

(2) If as a result of such investigation the chief reports the applicant's moral reputation and/or business responsibility to be unsatisfactory the city recorder shall notify the applicant that his application is disapproved and that no permit will be issued.

(3) If, on the other hand, the chief's report indicates that the moral reputation and business responsibility of the applicant are satisfactory the city recorder shall issue a permit upon the payment of all applicable privilege taxes and the filing of the bond required by § 9-206. The city recorder shall keep a permanent record of all permits issued. (1979 Code, § 5-204)

**9-205. Appeal.** Any person aggrieved by the action of the chief of police and/or the city recorder in the denial of a permit shall have the right to appeal to the board of mayor and aldermen. Such appeal shall be taken by filing with the mayor within fourteen (14) days after notice of the action complained of, a written statement setting forth fully the grounds for the appeal. The mayor shall set a time and place for a hearing on such appeal and notice of the time and place of such hearing shall be given to the appellant. The notice shall be in writing and shall be mailed, postage prepaid, to the applicant at his last known address at least five (5) days prior to the date set for hearing, or shall be

delivered by a police officer in the same manner as a summons at least three (3) days prior to the date set for hearing. (1979 Code, § 5-205)

**9-206. Bond.** Every permittee shall file with the city recorder a surety bond running to the city in the amount of one thousand dollars (\$1,000.00). The bond shall be conditioned that the permittee shall comply fully with all the provisions of the ordinances of this city and the statutes of the state regulating peddlers, canvassers, solicitors, transient merchants, itinerant merchants, or itinerant vendors, as the case may be, and shall guarantee to any citizen of the city that all money paid as a down payment will be accounted for and applied according to the representations of the permittee, and further guaranteeing to any citizen of the city doing business with said permittee that the property purchased will be delivered according to the representations of the permittee. Action on such bond may be brought by any person aggrieved and for whose benefit, among others, the bond is given, but the surety may, by paying, pursuant to order of the court, the face amount of the bond to the clerk of the court in which the suit is commenced, be relieved without costs of all further liability. (1979 Code, § 5-206)

**9-207. Loud noises and speaking devices.** No permittee, nor any person in his behalf, shall shout, cry out, blow a horn, ring a bell or use any sound amplifying device upon any of the sidewalks, streets, alleys, parks or other public places of the city or upon private premises where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the adjacent sidewalks, streets, alleys, parks, or other public places, for the purpose of attracting attention to any goods, wares or merchandise which such permittee proposes to sell. (1979 Code, § 5-207)

**9-208. Use of streets.**<sup>1</sup> No permittee shall have any exclusive right to any location in the public streets, nor shall any be permitted a stationary location thereon, nor shall any be permitted to operate in a congested area where the operation might impede or inconvenience the public use of the streets. For the purpose of this chapter, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested and the public impeded or inconvenienced. (1979 Code, § 5-208)

**9-209. Exhibition of permit.** Permittees are required to exhibit their permits at the request of any policeman or citizen. (1979 Code, § 5-209)

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<sup>1</sup>Municipal code reference  
Roadblocks by solicitor's, peddlers, etc.: § 16-113.

**9-210. Policemen to enforce.** It shall be the duty of all policemen to see that the provisions of this chapter are enforced. (1979 Code, § 5-210)

**9-211. Revocation or suspension of permit.** (1) Permits issued under the provisions of this chapter may be revoked by the board of mayor and aldermen after notice and hearing, for any of the following causes:

(a) Fraud, misrepresentation, or incorrect statement contained in the application for permit, or made in the course of carrying on the business of solicitor, canvasser, peddler, transient merchant, itinerant merchant, or itinerant vendor.

(b) Any violation of this chapter.

(c) Conviction of any crime or misdemeanor.

(d) Conducting the business of peddler, canvasser, solicitor, transient merchant, itinerant merchant, or itinerant vendor, as the case may be, in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety, or general welfare of the public.

(2) Notice of the hearing for revocation of a permit shall be given by the city recorder in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed to the permittee at his last known address at least five (5) days prior to the date set for hearing, or it shall be delivered by a police officer in the same manner as a summons at least three (3) days prior to the date set for hearing.

(3) When reasonably necessary in the public interest the mayor may suspend a permit pending the revocation hearing. (1979 Code, § 5-211)

**9-212. Reapplication.** No permittee whose permit has been revoked shall make further application until a period of at least six (6) months has elapsed since the last revocation. (1979 Code, § 5-212)

**9-213. Expiration and renewal of permit.** Permits issued under the provisions of this chapter shall expire thirty (30) days from the date on the permit. Permits may be renewed by application and payment of a twenty-five dollar (\$25.00) fee, provided information on application has not changed from original application. (1979 Code, § 5-213, as amended by Ord. #05-06, May 2005)

## CHAPTER 3

### CHARITABLE SOLICITORS<sup>1</sup>

#### SECTION

- 9-301. Permit required.
- 9-302. Prerequisites for a permit.
- 9-303. Denial of a permit.
- 9-304. Exhibition of permit.

**9-301. Permit required.** No person shall solicit contributions or anything else of value for any real or alleged charitable or religious purpose without a permit from the city recorder authorizing such solicitation. Provided, however, that this section shall not apply to any locally established organization or church operated exclusively for charitable or religious purposes if the solicitations are conducted exclusively among the members thereof, voluntarily and without remuneration for making such solicitations, or if the solicitations are in the form of collections or contributions at the regular assemblies of any such established organization or church. (1979 Code, § 5-301)

**9-302. Prerequisites for a permit.** The recorder shall issue a permit authorizing charitable or religious solicitations when, after a reasonable investigation, he finds the following facts to exist:

- (1) The applicant has a good character and reputation for honesty and integrity, or if the applicant is not an individual person, that every member, managing officer or agent of the applicant has a good character or reputation for honesty and integrity.
- (2) The control and supervision of the solicitation will be under responsible and reliable persons.
- (3) The applicant has not engaged in any fraudulent transaction or enterprise.
- (4) The solicitation will not be a fraud on the public but will be for a bona fide charitable or religious purpose.
- (5) The solicitation is prompted solely by a desire to finance the charitable cause described by the applicant. (1979 Code, § 5-302)

**9-303. Denial of a permit.** Any applicant for a permit to make charitable or religious solicitations may appeal to the board of mayor and aldermen if he has not been granted a permit within fifteen (15) days after he makes application therefor. (1979 Code, § 5-303)

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<sup>1</sup>Municipal code reference  
Roadblocks by solicitor's, peddlers, etc.: § 16-113.

**9-304. Exhibition of permit.** Any solicitor required by this chapter to have a permit shall exhibit such permit at the request of any policeman or person solicited. (1979 Code, § 5-304)

## CHAPTER 4

### TAXICABS<sup>1</sup>

#### SECTION

- 9-401. Definitions; taxicab franchise and privilege license required.
- 9-402. Requirements as to application and hearing.
- 9-403. Proof of financial responsibility required.
- 9-404. Revocation or suspension of franchise.
- 9-405. Mechanical condition of vehicles.
- 9-406. Cleanliness of vehicles.
- 9-407. Vehicles shall display company insignia.
- 9-408. Annual reporting and inspection of vehicles.
- 9-409. Renewal of franchise; discontinuance of operations.
- 9-410. License and permit required for drivers.
- 9-411. Qualifications for driver's permit.
- 9-412. Expiration and renewal of driver's permit.
- 9-413. Revocation or suspension of driver's permit.
- 9-414. Drivers not to solicit business.
- 9-415. Parking restricted.
- 9-416. Driver to use direct routes.
- 9-417. Taxicabs not to be used for illegal purposes.
- 9-418. Miscellaneous prohibited conduct by drivers.
- 9-419. Transportation of more than one passenger at the same time.
- 9-420. Compliance with provisions; violation and penalty.
- 9-421. Trip meters and schedule of rates.
- 9-422. Transfer of franchise.

**9-401. Definitions; taxicab franchise and privilege license required.** (1) Definitions. (a) "Operating within the corporate limits of the City of White House" shall mean the pick-up of passengers with point of origin within the corporate limits of the City of White House to a destination either within or outside the city limits or operating a base of operations, headquarters, dispatch operation, or coordination center which directs, assigns, schedules, or otherwise controls the operation of taxicabs from its location.

(b) "Taxicab" shall include any motor vehicle for hire operating under the definitions of Tennessee Code Annotated, § 65-15-102, designed or constructed to accommodate and transport not more than fifteen (15) passengers, exclusive of the driver, operating within the city's corporate

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<sup>1</sup>Municipal code reference  
Privilege taxes: title 5.



limits and suburban territory adjacent thereto and not operating on a fixed route or schedule. Includes airport limousines, limousines, sedans, and shuttles but excludes common carriers of more than fifteen (15) passengers and ridesharing pools as defined by Tennessee Code Annotated, § 65-19-202.

Excludes school and church vehicles used for transporting persons to or from school, religious education, church or religious services of any kind, upon special prearranged trips or excursions under the auspices of any religious or charitable organization.

(c) "Taxicab business" shall include the operation of one (1) or more taxicabs within the city limits of White House.

(2) It shall be unlawful for any person to engage in the taxicab business without a taxicab franchise from the city, a current business license and an effective privilege license.

(3) Persons owning more than one (1) taxicab business or operating a business under multiple names or identities must obtain a separate franchise, business, and privilege license for each listing, name or identity. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-402. Requirements as to application and hearing.** No person shall be eligible to apply for a taxicab franchise if he/she has been convicted of a felony within the last ten (10) years. Applications for taxicab franchise shall be made under oath and in writing to the city recorder. The application shall include the following:

- (1) Name and address of the applicant;
- (2) Applicant's education history;
- (3) Applicant's employment history;
- (4) Name and address for the proposed place of business;
- (5) Number of taxicabs the applicant desires to operate;
- (6) The makes and models of said taxicabs;
- (7) The name of the proposed taxicab franchise and the color scheme and insignia of the taxicab franchise;

- (8) The names and addresses of two (2) residents of the City of White House who have known the applicant for a period of at least one (1) year and who will vouch for the sobriety, honesty and general character of the applicant; and

- (9) Any such other pertinent information that may be required;

- (10) A two hundred fifty dollar (\$250.00) application fee in the form of a certified check or money order to the City of White House. Within thirty (30) business days after a receipt of an application the city recorder and chief of police shall make a thorough investigation of the applicant, including a criminal background check in accordance with Tennessee Code Annotated, § 6-54-128; determine if there is a public need for additional taxicab service; and present the application to the board of mayor and aldermen with a recommendation to

either grant or refuse a franchise to the applicant. The board of mayor and aldermen will hold a public hearing, at which time witnesses for and against the granting of the franchise shall be heard. The applicant must appear at this hearing.

In deciding whether or not to grant the franchise, the board of mayor and aldermen shall consider the public need for additional service, the increased traffic congestion, parking space requirements, and whether or not the safe use of the streets by the public, both vehicular and pedestrian, will be preserved by the granting of such an additional taxicab franchise, and whether zoning laws will allow the taxicab business in the requested location.

Franchises will be issued by the board of mayor and aldermen and shall be effective as of the date of issuance until midnight on August 31st of the year in which the franchise is issued. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-403. Proof of financial responsibility required.** No taxicab franchise shall be issued or continue in operation unless there is in full force and effect proof of financial responsibility for each vehicle authorized in an amount in accordance with the minimum limits set forth by the law of the State of Tennessee for financial responsibility for owners and operators of motor vehicles (Tennessee Code Annotated, § 55-12-102). Such security shall insure to the benefit of any person who shall be injured or who shall sustain damage to property proximately caused by the negligence of a taxicab franchisee, his employees or agents. Proof of financial responsibility shall be established in accordance with the laws of the State of Tennessee. Proof of financial responsibility and any changes shall be filed with the City Recorder's Office of the City of White House.

In addition, each franchisee shall be required to maintain liability insurance on all vehicles in the amount of one hundred thousand dollars (\$100,000.00) per person and three hundred thousand dollars (\$300,000.00) per incident. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-404. Revocation or suspension of franchise.** The board of mayor and aldermen, after a public hearing, may revoke or suspend any taxicab franchise for misrepresentation or false statements made in the application thereof for traffic violations, or for failure or refusal to comply with the provisions of this chapter by the taxicab franchisee or any taxicab driver driving a taxicab under his franchise. A taxicab franchise shall not be revoked or suspended unless the franchisee has received notice and has had an opportunity to present evidence on his or her behalf. The chief of police shall have the authority to summarily suspend the right of the franchisee to do business pending a hearing on revocation or suspension, upon a finding that the franchisee's continuing to do business in the interim constitutes an immediate

danger to the health, safety and welfare of the citizens of White House. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-405. Mechanical condition of vehicles.** It shall be unlawful for any person to operate any taxicab in the city unless such taxicab is equipped with four (4) wheel brakes, front and rear lights, safe tires, horn, muffler, windshield wipers, passenger seat belts, and rear mirror. All taxicabs shall be equipped with a handle or latch or other opening device attached to each door of the passenger compartment so that such doors may be operated by the passenger from inside of the taxicab without the intervention or assistance of the driver. The motor and all mechanical parts shall be kept in such condition or repair as may be reasonably necessary to provide for the safety of the public and the continuous satisfactory operation of the taxicab. All vehicles shall also be equipped with a two-way radio or cellular telephone for communications between the taxicab and the taxicab company's base of operations. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-406. Cleanliness of vehicles.** All taxicabs operated within the city shall, at all times, be kept in a reasonably clean and sanitary condition. They shall be thoroughly swept and dusted at least once each day. At least once every week they shall be thoroughly washed and the interior cleaned with a suitable antiseptic solution. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-407. Vehicles shall display company insignia.** All taxicabs operating under a franchise shall display the name of the taxicab franchise under which they are licensed as well as the company insignia and colors. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-408. Annual reporting and inspection of vehicles.** (1) All taxicabs shall be inspected at least annually by an Automotive Service Excellence (ASE) certified technician. The owner/operator must present a completed city inspection form for each vehicle, signed by an ASE technician, indicating the vehicle complies with the requirements of this chapter with respect to mechanical condition, cleanliness, etc., and any federal or state law. The owner/operator shall also provide a copy of the technician's current ASE certification. If a new vehicle is added to the franchisee's fleet between the dates of annual inspection, then such vehicle shall not be placed into service until such inspection is performed and the vehicle passes.

(2) At the time of inspection of the taxicab the franchisee shall submit to the city recorder a report indicating the license plate of each taxicab operating under his/her franchise. The city recorder shall assign a number to each taxicab that passes inspection and shall distribute a window decal to the franchisee that

shall be displayed on the lower left portion of the front windshield, indicating the taxicab has passed inspection.

(3) Inspections shall be completed annually on or before the 31st of August. Vehicles that do not pass inspection will be in violation of this section and may not operate within the city limits. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-409. Renewal of franchise; discontinuance of operations.** Each franchise shall be issued for a period of one (1) year, or any part thereof, with all franchises expiring on August 31st of each year.

(1) A renewal franchise may be granted upon written request of any franchisee and the tender of a one hundred fifty dollar (\$150.00) franchise renewal fee on or before August 31st shall be substituted in lieu thereof. Before any franchise may be renewed, the chief of police shall conduct a thorough background check in accordance with Tennessee Code Annotated, § 6-54-128. After the chief of police conducts an investigation, the franchisee may be recommended for renewal or denial of the franchise. This section does not relieve the franchisee of the requirements of § 9-408.

(2) If a renewal application with franchise renewal fee is not timely received, then the franchise shall be subject to revocation by the board of mayor and aldermen, after public notice and hearing at its next regularly scheduled meeting.

(3) If a franchisee has discontinued operations for a period of greater than thirty (30) days during any period in which a valid franchise was in force, then the franchise shall be subject to revocation. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-410. License and permit required for drivers.** (1) No person shall drive a taxicab without a valid Tennessee Class D license with an "F" endorsement (for hire) or CDL and a taxicab driver's permit issued by the city recorder.

(2) The taxicab driver's permit shall be displayed prominently and in full view of the passenger area, near the trip meter of the vehicle (if applicable), along with a photograph of the driver, not less than passport photo size, of a full front facial image of the driver, from the neck up. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-411. Qualifications for driver's permit.** No person shall be issued a taxicab driver's permit unless he/she complies with the following:

(1) Makes a written application to the city recorder and pays an application fee of thirty-five dollars (\$35.00) plus the cost of a current background check.

(2) Is at least eighteen (18) years of age and holds a valid Tennessee driver's license, with an "F" endorsement (for hire) or a CDL.

(3) Undergoes examination by a physician and is found to be of sound physique, with good eyesight and hearing and not subject to epilepsy, vertigo, heart trouble or any other infirmity of body or mind which may render him/her unfit for safe operation of a public vehicle.

(4) Is clean in dress and person and is not addicted to the use of intoxicating beverages or drugs.

(5) Produces letters of good character from two (2) reputable residents of the city who have known him/her personally and have observed his/her conduct for at least two (2) years preceding the date of application.

(6) Has not been convicted of a felony, driving under the influence of an intoxicant or drug, or of frequent traffic violations.

(7) Is familiar with the state and local traffic laws. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-412. Expiration and renewal of driver's permit.** Each driver's permit shall be issued by the city recorder for a period of one (1) year or any part thereof. All permits issued shall expire on August 31st of each year. A permit or renewal permit for a one (1) year period (or any portion thereof) shall be issued upon the payment of thirty-five dollars (\$35.00) plus the costs of a current background check unless the permit for the preceding year has been revoked or the applicant no longer meets the criteria required in this chapter. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-413. Revocation or suspension of driver's permit.** The board of mayor and aldermen, after notice and hearing, may revoke or suspend any taxicab driver's permit for violations of traffic regulations, for violations of this chapter or when the driver ceases to possess the qualifications as prescribed in § 9-411. The chief of police shall have the authority to summarily suspend a driver's permit pending a hearing on revocation or suspension, upon finding that the driver's continuing to operate in the interim constitutes an immediate danger to the health, safety and welfare of the citizens of White House. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-414. Drivers not to solicit business.** All taxicab drivers are expressly prohibited from indiscriminately soliciting passengers or from cruising upon the streets of the city for the purpose of obtaining patronage for their taxicabs. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-415. Parking restricted.** It shall be unlawful to park any taxicab in an area not designated for parking. Taxicabs may stop upon any street for the purpose of picking up or discharging passengers if such stops are made in a manner as not to unreasonably interfere with or obstruct other traffic and provided that passenger loading and discharging is promptly accomplished. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-416. Driver to use direct routes.** Taxicab drivers shall always deliver their passengers to their destinations by the shortest and most direct route available from point of pick-up to point of destination unless requested otherwise by the passenger. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-417. Taxicabs not to be used for illegal purposes.** No taxicab shall be used for or in the commission of any illegal act, business or purpose. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-418. Miscellaneous prohibited conduct by drivers.** It shall be unlawful for any taxicab driver, while on duty, to be under the influence of, or to drink any intoxicating beverage or beer; to use profane or obscene language; to shout or call to prospective passengers; to unnecessarily blow the automobile horn; or to otherwise disturb the peace, quiet and tranquility of the city in any way. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-419. Transportation of more than one passenger at the same time.** No person shall be admitted to a taxicab already occupied by a passenger without the consent of such passenger. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-420. Compliance with provisions; violation and penalty.**

(1) Every applicant granted a permit or franchise under this chapter shall comply with all City of White House, state and federal laws. Failure to do so may subject the permit to suspension or revocation by the board of mayor and aldermen.

(2) Failure to comply with any provision of this chapter shall be considered a violation for which a minimum fifty dollar (\$50.00) civil penalty shall be assessed for each violation. Each day the violation exists shall constitute a separate violation. City police officers may inspect a taxicab for compliance with these provisions at any time and may cite the driver and/or franchise owner to the city court for violations.

(3) The court clerk shall communicate to the chief of police and city recorder, appearances by franchise owners and/or operators, the alleged violations for which they appear, and the disposition of the charges. (Ord. #95-04, March 1995, as replaced by Ord. #09-21, Nov. 2009)

**9-421. Trip meters and schedule of rates.** (1) Stops initiated by the driver or franchisee, other than for routine traffic congestion or in order to obey traffic control devices on the road, shall not be charged to the passenger(s) on the trip meter. Stops due to police initiated traffic stops shall not be charged nor shall breaks in service due to mechanical failure of the taxicab be charged to the passenger(s).

(2) Rates shall be reasonable in accordance with market demand and shall be clearly posted and at all time visible, next to the trip meter, if applicable. (as added by Ord. #09-21, Nov. 2009)

**9-422. Transfer of franchise.** No franchise shall be sold, transferred, or the legal ownership thereof modified in anyway without the prior consent of the board of mayor and aldermen. (as added by Ord. #09-21, Nov. 2009)

**CHAPTER 5****CABLE TELEVISION****SECTION**

9-501. To be furnished under franchise

**9-501. To be furnished under franchise.** Cable television shall be furnished to the City of White House and its inhabitants under franchise granted to Tele-Media Company of Green River, a Kentucky Limited Partnership by the board of mayor and aldermen of the City of White House, Tennessee. The rights, powers, duties and obligations of the City of White House and its inhabitants are clearly stated in the franchise agreement executed by, and which shall be binding upon the parties concerned.<sup>1</sup>

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<sup>1</sup>For complete details relating to the cable television franchise agreement see ordinance no. 96-03 dated April 18, 1996 in the office of the city recorder.