



CITY of NOVI CITY COUNCIL

Agenda Item C
August 28, 2017

SUBJECT: Approval of adoption of Ordinance 17-16.06, amending Chapter 35, "Vehicles for Hire", in order to repeal the regulations and provisions in its entirety. **SECOND READING**

SUBMITTING DEPARTMENT: City Clerk

CITY MANAGER APPROVAL:

BACKGROUND INFORMATION:

The Vehicles for Hire ordinance was first adopted in 1983 and required all taxicabs operating in the City of Novi to obtain a license prior to operating. Over the years, we have seen vast changes in public transportation, including Uber and Lyft. One such change is the recently enacted Limousine, Taxicab, and Transportation Network Company Act, Public Act 345 of 2016, which removed local control of these services and switches regulatory authority to the State of Michigan. Under Section 257.2115, local units of government are strictly prohibited from regulating commerce within its boundaries through an ordinance. The proposed ordinance repeals Chapter 35 of the City of Novi Code of Ordinances in order to comply with the recent change in state law.

RECOMMENDED ACTION: Approval of the second reading of Ordinance 17-16.06, amending Chapter 35, "Vehicles for Hire", in order to repeal the regulations and provisions in its entirety.

STATE OF MICHIGAN

COUNTY OF OAKLAND

CITY OF NOVI

ORDINANCE NO. 17-16.06

AN ORDINANCE TO AMEND THE CITY OF NOVI CODE OF ORDINANCES, AT CHAPTER 35, "VEHICLES FOR HIRE," IN ORDER TO REPEAL THE REGULATIONS AND PROVISIONS THEREIN IN THEIR ENTIRETY.

THE CITY OF NOVI ORDAINS:

PART I. That Chapter 35, "Vehicles for Hire," of the City of Novi Code of Ordinances is hereby repealed in its entirety.

PART II. Severability. Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART III. Savings Clause. The amendment of the Novi Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Novi Code of Ordinances set forth in this Ordinance.

PART IV. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PART V. Effective Date. The provisions of this Ordinance are ordered to take effect following publication in the manner prescribed by the Charter of the City of Novi.

PART VI. Adoption. This ordinance is hereby declared to have been adopted by the Novi City Council in a meeting thereof duly held and called on the 28th day of August, 2017, in order to be given publication in the manner prescribed by the Charter of the City of Novi.

Robert J. Gatt, Mayor

Cortney Hanson, City Clerk

Certificate of Adoption

I hereby certify that the foregoing is a true and complete copy of the ordinance adopted at the regular meeting of the Novi City Council held on the 28th day of August, 2017.

Cortney Hanson, City Clerk

Adopted: 08/28/2017
Published: 09/07/2017
Effective: 09/12/2017

Certificate of Clerk

I hereby certify that the foregoing ordinance was published by posting a copy thereof at each of the following times and places within the City of Novi, on the 29th day of August, 2017.

- | | | |
|----|----------------|---------------------|
| 1. | Novi City Hall | 45175 Ten Mile Road |
| 2. | Novi Library | 45255 Ten Mile Road |

I do further certify that on the 7th day of September, 2017 said Ordinance Amendment 17-16.06 was published in brief in the Novi News, a newspaper published and circulated in said City.

Cortney Hanson, City Clerk