

Submitted by: ASSEMBLY MEMBER FLYNN

Reviewed by: Dept of Law

Prepared by: Assembly Counsel

AO 2011-105 introduced: October 11, 2011

AO 2011-105(S) reading: October 25, 2011

CLERK'S OFFICE  
APPROVED

Date:

10-25-11

ANCHORAGE, ALASKA

AO NO. 2011-105(S)

1 AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING  
2 ANCHORAGE MUNICIPAL CODE SECTION 11.10.050 TO PROVIDE THE  
3 TRANSPORTATION COMMISSION AUTHORITY TO ESTABLISH A FUEL SURCHARGE  
4 FOR TAXICAB SERVICE.

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6 THE ANCHORAGE ASSEMBLY ORDAINS:

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8 **WHEREAS**, the price of gasoline is a significant and volatile out-of-pocket expense for  
9 taxicab chauffeurs in Anchorage; and

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11 **WHEREAS**, through testimony, public hearing, and examination of successful  
12 implementation of fuel surcharges in place in other cities throughout the United States, the  
13 Anchorage Transportation Commission has determined a need exists for the authority to  
14 [ESTABLISH AND] implement **and enforce** a fuel surcharge for taxicab service, **subject to**  
15 **Assembly approval**; now, therefore,

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17 **Section 1.** Anchorage Municipal Code section 11.10.050 is hereby amended to read as  
18 follows (*language indicating no amendment is included for context only*):

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20 **11.10.050 Anchorage Transportation Commission—Rates.**

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22 A. **Subject to [BY REGULATION] Assembly approval**, the Commission **is authorized to**  
23 **implement and enforce**:

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25 1. [SHALL ESTABLISH] **Maximum** rates to be charged for taxicab service;

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27 2. [MAY ESTABLISH] **Dispatch** service rates;

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29 3. [MAY ESTABLISH] **Rates** for vehicles for hire;

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31 4. [MAY ESTABLISH] **Minimum** rates for limousine service; [AND]

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33 5. [MAY ESTABLISH] **Maximum** lease rates between permittees and lease  
34 operators of taxicab service, including daily lease rates for taxicab  
35 chauffeurs; **and** [.]

36  
37 **6.** [MAY ESTABLISH A] **Allowable fuel surcharge amounts which may [TO]**  
38 **be added to taxicab rates, and the duration of the surcharge period**  
39 **[IF THE COMMISSION FINDS THAT A FUEL SURCHARGE IS WARRANTED].**  
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- B. All rates [ESTABLISHED BY THE COMMISSION] shall be nondiscriminatory.
- C. A statement of actual taxicab rates charged by a taxicab, other than flat or group rates established by contractual agreement between dispatch service companies and individuals or other businesses, shall be conspicuously posted on the interior and exterior of every taxicab in a manner prescribed by the Transportation Inspector.
- D. No person may require payment of taxicab rates greater than those implemented [ESTABLISHED] by the Commission pursuant to this section. No person may require payment of dispatch service rates other than those implemented [ESTABLISHED] by the Commission pursuant to this section.
- E. Regulated vehicle services and limousine services may establish their own individual rates, subject to rates established by ordinance or as a condition or as a condition of the issuance of the permit. Each vehicle operated as a vehicle for hire shall conspicuously post a sign on each side of the vehicle, such sign stating the full name of the vehicle for hire service and, if required by the Transportation Inspector, the fare to be charged.

(AO No. 57-75; AO No. 78-177; AO No. 79-58; AO No. 81-149; AO No. 84-18; AO No. 85-87; AO No. 87-8; AO No. 89-63; AO No. 89-97; AO No. 98-51(S), § 1, 5-4-99)

**Section 2.** This ordinance shall become effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 25<sup>th</sup> day of October, 2011.

Debbie Cassander  
Chair

ATTEST:

Shirley S. Jovanovich  
Municipal Clerk

# MUNICIPALITY OF ANCHORAGE

## ASSEMBLY MEMORANDUM

No. AM 561-2011

Meeting Date: October 11, 2011

1 **From: MAYOR**

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3 **Subject: AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE**  
4 **SECTION 11.10.050 TO PROVIDE THE TRANSPORTATION**  
5 **COMMISSION AUTHORITY TO ESTABLISH A FUEL SURCHARGE**  
6 **FOR TAXICAB SERVICE.**

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9 The purpose of this memorandum is to request Assembly approval of a revision to  
10 Anchorage Municipal Code section 11.10.050 to provide the Anchorage  
11 Transportation Commission the authority to establish a fuel surcharge to be added to  
12 taxicab rates if the Commission finds that a fuel surcharge is warranted.

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14 A taxicab chauffeur in Anchorage is an independent contractor whose income is the  
15 difference between the accumulated fares received from taxicab customers and the  
16 costs the chauffeur pays to lease, wash, and fuel the taxicab. The taxicab chauffeur  
17 must absorb all fuel cost increases and, therefore, the Transportation Commission  
18 has determined that in times of dramatically rising fuel prices there is a need to  
19 provide relief to the taxicab chauffeurs. The ordinance amendment will grant the  
20 Commission authority to institute fuel surcharges for taxicab service based upon a  
21 fuel surcharge matrix to be established by the Commission and implemented as  
22 average fuel prices meet or exceed an established benchmark price for a preset  
23 period.

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25 **THE ADMINISTRATION RECOMMENDS APPROVAL OF AN ORDINANCE**  
26 **AMENDING ANCHORAGE MUNICIPAL CODE SECTION 11.10.050 TO PROVIDE**  
27 **THE TRANSPORTATION COMMISSION AUTHORITY TO ESTABLISH A FUEL**  
28 **SURCHARGE FOR TAXICAB SERVICE.**

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30 Prepared by: Transportation Inspection  
31 Approved by: Brent G. Fraser, Transportation Inspector  
32 Concur: Cheryl Frasca, Director, OMB  
33 Concur: Lucinda Mahoney, CFO  
34 Concur: Dennis A. Wheeler, Municipal Attorney  
35 Concur: George J. Vakalis, Municipal Manager  
36 Respectfully submitted: Daniel A. Sullivan, Mayor  
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