

CHAPTER 24

TRANSPORTATION

Article 1. Railroads

Sec. 24-1. Railroads to Improve Streets and Alleys.

When a railway occupies any portion of a street with its tracks running in a general direction of such street, either on or adjacent thereto, the said railway company shall improve the space between its said tracks and two (2) feet on either side thereof in the same manner that the remainder of said street is to be, or has been improved, or with such other satisfactory material as the council by motion or resolution may approve. When the tracks of any railroad company cross any street that is being or has been paved, the company shall pave as much of the street as is occupied by its track or tracks and two (2) feet on each side, using the same material as is to be, or has been, used on the street, or such other satisfactory material as the council by motion or resolution may approve. When more than one track crosses a street within a distance of one hundred (100) feet, measuring from inside rail to inside rail, the railroad company shall grade, gutter, drain and curb the street area between its tracks, and surface or pave it with the same material which the Town is to use or has used, on the street. Railroad companies shall keep all such improvements made by them in a good state of repair at all times.

Sec. 24-2. Sidewalks to be Constructed by Railroads.

Railway companies shall construct sidewalks crossing their rights of way, using the same material as is used in adjacent sidewalks insofar as this is practicable under the circumstances. They shall construct sidewalks on both sides of the streets when both sides are used by pedestrians. The company shall keep such sidewalks in a good state of repair at all times.

Sec. 24-3. Railroad Trains Not to Block Streets.

It is unlawful for the directing officer or person in charge of any railroad train or railroad car to direct the operation of or to operate the same in such manner as to prevent the use of any street for purposes of travel for a period of time longer than five (5) minutes.

Sec. 24-4. Climbing on Moving Trains, Etc.

It is unlawful for any person to climb upon, hold to or in any manner attach himself to, any railway train, locomotive or railway car, while such is in motion, within the Town, unless such person is acting in the line of duty.

Sec. 24-5.

Loitering in Station, Etc.

It is unlawful for any person not acting within line of duty, not having any proper business or not being on any proper mission requiring his presence there, to loiter within a railroad station or other railway building, upon a railroad station platform or anywhere upon a railroad yard or other railroad premises.

Sec. 24-6.

Speed Limit of Trains, Etc.

It is unlawful to drive, pull, move or operate a locomotive, train or any other rolling stock of a railroad at a speed of more than twenty-five (25) miles per hour within the corporate limits of the Town.

Article 2. Taxicabs

Sec. 24-7.

License Required.

No person, firm or corporation shall engage in the business of operating a motorcar, automobile, auto bus or other vehicle for the purpose of transporting passengers for hire upon, over and through the streets, avenues, thoroughfares or other public places within the Town limits without having first obtained a license to engage in such business from the Town clerk.

Sec. 24-8.

Requirement for License.

(1) A permit to operate a taxi, motorcar, automobile, or motor bus business within the Town, or upon the streets and public ways shall be issued by the Town clerk to any person, firm or corporation of good moral character attested to by the affidavit of two (2) resident freeholders of the Town, who shall:

(a) Tender a license fee of ten dollars (\$10.00) for the first vehicle and five dollars (\$5.00) for each additional vehicle per year, said license to terminate on the 30th day of June, next, thereafter;

(b) Posting a certificate from an insurance company licensed to do business within the State of Oklahoma not cancelable without ten (10) days notice to the Town, indemnifying the Town or any person to whom said applicant may become liable in amount

of:

- (aa) \$10,000.00 for property damage,
- (bb) \$20,000.00 for personal injuries arising from each accident, and
- (cc) \$10,000.00 for each person.

© A list of motor vehicles to be used in said business, duly showing that they, and each of them are covered by said insurance mentioned above in subsection (b), and a list of operators of said vehicles, who are by him, them or it, to operate said motor vehicles. Said license shall be revoked immediately upon termination of insurance, failing to keep the list of automotive equipment and drivers up to date in the office of the Town clerk or for good cause shown. Said permit shall be prominently displayed in the principal office of said business.

(2) Permits for the driving and operating of such motor vehicles for hire within the Town shall be issued to any person of good moral character attested to by the affidavit of two (2) resident freeholders of the Town who has not had his motor vehicle operator's license or commercial chauffeur's license revoked by the commissioner of public safety of Oklahoma or his counterpart in any other state within three (3) years immediately prior to the date of the application and who has not been convicted of a felony, which information shall be attested to by the chief of police according to his best knowledge, who shall:

- (a) Exhibit to the Town clerk proof of his (or her) being the holder of a valid commercial chauffeur's license by the State of Oklahoma, and
- (b) Submit to the Town clerk a recent photograph not less than one (1) inch by one (1) inch and not larger than two (2) inches by four (4) inches in size for attachment to a permit for such driver, and said permit shall be permanently and visibly displayed at all times in the taxi or motor vehicle operated by said driver for hire.

Sec. 24-9.

Appeal from Denial of License.

Issuance or revocation of, or refusal to issue the foregoing license or permits, and each of them, by the Town clerk may be appealed to the Town council, by any citizen of the Town, or person, firm or corporation aggrieved.

Sec. 24-10.

Notice.

Notice shall be given by the applicant for the license as set forth under Section 24-8,

above, by posting notice in five (5) public places in the Town at least seventy-two (72) hours before such license may be issued. Said notice shall be in substantially the following form:

The Town of Ft. Towson to all interested parties:

Take notice that on the _____ day of _____, 19____, an application for taxi license was presented to the Town clerk by _____ and that said application will be heard by the undersigned clerk on the _____ day of _____, 19____. Take notice hereof and govern yourselves accordingly.

Town Clerk

Sec. 24-11.

Inspection.

Every person, firm or corporation obtaining a license hereunder shall, at least once in each calendar quarter, have each vehicle so used inspected for operational safety and furnish the Town clerk proof of the safe condition of each vehicle. The chief of police of this Town or any highway patrol officer of this state shall be deemed qualified to conduct the inspection.

Article 3. Penalty.

Sec. 24-12.

Penalty.

Any breach of the foregoing by failing to obtain the permits, operating without permits or failing to prominently and visibly display the same shall constitute a breach of the ordinances of this Town and shall be punished by a fine in the municipal court of this Town of not more than _____ dollars (\$____) including costs, and each day of such operation without a permit, insurance or operator's license, or failure to display the permit shall constitute a separate breach and offense.