



Licensing Board

Public Hearing

The Provincetown Licensing Board will hold a Public Hearing at 5:15 p.m. on Tuesday, January 25, 2022 in the Judge Welsh Room at Town Hall, 260 Commercial Street, Provincetown, Massachusetts, to hear the following proposed regulation changes:

Changes to Section 9.01 Pedicab Owners, (b,f,g,l,m,t,) to Section 9.02 Pedicab Operators (a,c,d,i) to Section 9.03 Operating Regulations (d)and renumbering.

Proposed Changes to the Provincetown Licensing Regulations

Changes to Pedicab Regulations

9.00 PEDICAB REGULATIONS

9.01 PEDICAB OWNERS

- a. No person shall engage in the business of transporting persons for hire in a vehicle without first having obtained a license from the Provincetown Licensing Board authorizing him/her to engage in such business.
- b. Pedicab owner must reside in the town of Provincetown, Truro or Wellfleet and pedicabs must be registered to a residential address in the Town of Provincetown.
- c. The applicant must have already had the pedicab inspected by a licensed bicycle shop in advance of receiving a license each year and submit a *Vehicle Condition Check-Off Form* completed by the licensed bicycle shop to the Licensing Agent upon filing an application.
- d. All licensed pedicabs must pass all items on the "Vehicle Condition Check-Off Form.
- e. No pedicab license shall be issued by the Licensing Board until the applicant has presented proof of the vehicle's insurance, that the insurance policy covers no more than four passengers, including the driver, riding in the vehicle, and the applicant provides a Certificate of Vehicle Insurance naming the Provincetown Licensing Board as the certificate holder.
- f. Pedicab owner is responsible for creating and implementing a training program of safety standards and Provincetown Rules of the Road.
- g. Pedicab owner is responsible for submitting an affidavit of completion of training as a condition of operators' license for all new drivers.
- f. h. When a pedicab owner changes his/her address or the place at which a pedicab owned by him/her is kept, the owner shall notify the Licensing Board within three days of such change.
- g. i. All pedicabs shall have a unique identifying number no less than 6 inches high and 2 inches wide, in reflective material on the right rear of the cab. The business name and the business telephone number shall be posted on rear of the cab in letters no less than three (3) inches high and one-half inch wide. All lettering must be in the form of painted or self-adhesive contrasting lettering (magnetic or other removable signs are not permitted) and will require inspection by the Licensing Agent before a license will be issued.

- h.j. Hours of operation shall not exceed the hours of 6AM to 3AM daily. Hours of Operation for applicants less than 18 years of age will not exceed 10PM.
- i.k. Pedicab licenses shall be valid only during the calendar year for which they are issued.
- j.l. A license issued for any pedicab is not transferable.
- k.m. ADVERTISING SIGNAGE:
 1. Signage on the rear shall be limited to one foot tall, cannot exceed the width of the vehicle and must not block the vehicle's license plate or cab information.
 2. Advertising may not be placed on a taxi in any manner that may obstruct the operator's field of vision or in any way impede the operation of the vehicle.
 3. Skin/wrap signage that also adheres to the above regulations is allowed. ~~The Provincetown Licensing Board and the Provincetown Police Department must approve any deviation allowed regarding size or placement of signage.~~
- t.n. All pedicab drivers shall maintain a neat and clean pedicab while on duty.
- m.o. The total Pedicab License fee is \$44.00 plus the application fee of \$30.00.
- n.p. The Provincetown Police Department under supervision of the Chief of Police is hereby designated as the enforcement agency of the Rules & Regulations and shall file with the Licensing Board any alleged violation thereof. Pedicab owners/operators shall comply with Rules & Regulations. Any violation of the Licensing Board's Rules & Regulations, State and local laws may result in a suspension or revocation of license.
- o.q. Pedicab owners shall notify the Licensing Board when drivers leave the company.
- p.r. A fare shall be a person or persons picked up and dropped off together.
- q.s. PEDICAB RATES: (TO BE VISIBLY POSTED)
Rates are negotiated with driver.
- r.t. ~~The Licensing Agent or Licensing Board is authorized after approval of the applicant by the Police Department, to issue a temporary vehicle swap after a vehicle inspection by the designated officer has been submitted. Temporary license may be valid for no longer than till the next regularly scheduled meeting.~~
- s.u. No smoking is allowed in pedicabs at any time.
- t.v. Operating company will provide shift supervisor during evening hours and proof of radio contact upon request for juvenile manned shifts

9.02 PEDICAB OPERATORS

- a. The applicant must be 18 years of age or older, ~~or 16 years of age with parental/guardian permission.~~
- b. The applicant must have a valid State driver's license and/or internationally approved drivers' license, and present a copy to the Licensing Agent upon filing application.
- c. ~~A certificate of physical fitness issued by a practicing physician shall be mandatory to accompany all new applications for a pedicab operator's license. Please note that the licenses MUST be for consecutive years.~~
- d.c. Pedicab operator's license shall be valid only during the calendar year for which it is issued.
- e.d. Pedicab operator's license shall be displayed at all times while operator is on duty, or their license number shall be prominently displayed during every shift.
- f.e. When a pedicab operator changes his/her address, the operator shall notify the Licensing Board within three days of such change.
- g.f. A neat and clean appearance is expected of all pedicab drivers while on duty.
- h.g. The total Pedicab Operator fee is \$33.00 plus the application fee of \$30.00.
- i. ~~The Licensing Agent or Licensing Board is authorized to issue a temporary operator's license once a completed application has been received. Temporary license may be valid for no longer than the next regularly scheduled meeting.~~

- j-h. Shall not, when otherwise available for hire, refuse to transport anyone requesting a ride except under the following circumstances:
1. The transportation requested is such that the driver may not legally accept such passenger;
 2. The driver has reasonable cause to believe that the proposed passenger will refuse to pay or cannot pay the fare; or
 3. The proposed passenger is disorderly, engaged in the commission of any crime, or is otherwise unfit to be transported as a passenger.

9.03 OPERATING REGULATIONS

- a. It shall be unlawful for any person to operate a pedicab while under the influence of alcoholic beverages or controlled substances other than medication prescribed by a physician.
- b. To operate a pedicab in any manner which impedes or blocks the normal or reasonable movement of pedestrian or vehicular traffic unless such operation is necessary for safe operation or in compliance with law.
- c. To operate, or cause to be operated, any pedicab upon or along any route unless the Chief of Police first approves such route.
- d. To operate, or cause to be operated, at night a pedicab without using headlights, running lights, and taillights.
- e. There shall be no more than four passengers, including operator, to a pedicab at any one time who shall remain seated throughout the ride.

*Comments may be submitted in writing to the Licensing Board, 260 Commercial Street, Provincetown, MA 02657 or lfiorella@provincetown-ma.gov by **January 24, noon**, or during the hearing.*

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