

## **TITLE XI: BUSINESS REGULATIONS**

### **Chapter**

- 110. GENERAL LICENSING AND BUSINESS REGULATIONS**
- 111. TAXICABS**
- 112. CABLE REGULATIONS**
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## **CHAPTER 110: GENERAL LICENSING AND BUSINESS REGULATIONS**

### Section

- 110.01 Licenses
- 110.02 Control and regulation of the public display of merchandise in the streets
- 110.03 Location of gasoline and oil pumps regulated
- 110.04 Junk dealers and junk yards

### **§ 110.01 LICENSES.**

(A) The owner or operator of any commercial business within the City of Standish shall, before conducting such business, register with the Clerk of the city and provide pertinent information such as to allow the city to ascertain to whom and where tax billings, water and sewer and other official correspondence shall be made. Owner or operator shall also mean any transferee of a business already existing on the date of enactment of this section.

(B) The City Clerk shall provide appropriate forms for registration of the business. All completed registration applications tendered to the Clerk shall not be processed nor will registration of the commercial business be effective until the applicant submits a fee of \$10.

(C) Any business which fails to complete the registration application, pay the registration fee and become registered shall be guilty of a misdemeanor and subject the owner or operator of same to a jail term not to exceed 30 days and/or a fine of not more than \$300. Each day of violation of this section shall constitute a separate offense.

(D) The provisions of this section shall apply to all businesses in the City of Standish offering merchandise or services for sale to the general public, except where an ordinance relating to a particular category of business specifies a different license, permit or regulation.  
(Ord. 118, passed - -60; Am. Ord. 118-A, passed 12-21-87)

### **§ 110.02 CONTROL AND REGULATION OF THE PUBLIC DISPLAY OF MERCHANDISE IN THE STREETS.**

(A) It shall be unlawful for any person or persons to display for sale any article or merchandise on the public street or sidewalk of East Cedar Street, from U.S. 23 to Grove Street.

(B) The above restriction will not apply to special promotional days on which this section of East Cedar Street is officially closed to traffic.

(C) Any person or persons violating division (A) of this section shall, upon conviction, be fined a sum as determined by § 10.99, together with costs of prosecution.  
(Ord. 145, passed 9-10-73)

### § 110.03 LOCATION OF GASOLINE AND OIL PUMPS REGULATED.

(A) On and after the effective date of this chapter it shall be unlawful to place or locate any gasoline or oil pump used to supply fuel for motor vehicles until a permit has been issued by the City Council of the City of Standish.

(B) No permit for the locating or relocating of any gasoline or oil pump shall be issued except under the following conditions: that all gasoline and oil pumps shall be placed not less than seven feet from the street lot line or as the case may be not closer than eight feet from the inside line of the sidewalk.  
(Ord. 92, passed 3-7-45) Penalty, see § 10.99

### § 110.04 JUNK DEALERS AND JUNK YARDS.

(A) *Definitions.* For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**JUNK DEALER.** Any person, firm, association or corporation who shall conduct or maintain any building, structure, yard or place for keeping or storing or any person who deals in, buys or sells any secondhand, old or used material of any kind, including cloth, rags, paper, rubbish, rubber, bottles, iron, steel, brass, copper or any other metals or old boxes, cartons, crates or other refuse material or who deals in or maintains any structure, yard or premises for the dismantling, wrecking or disposing of the salvage material of automobiles.

**PERSON.** Whenever used in this section, shall be held and construed to mean and include one or more persons, firms, co-partnerships, corporations and all associations of natural persons incorporated or unincorporated, whether acting by themselves or by servant, agent or employee. All persons who violate any of the provisions of this section, whether as owner or as agent, servant or employee, shall be liable as principals.

(B) *License required.* No persons, directly or indirectly, himself or herself or by his or her clerk, agent or employee, shall hereafter engage in the business of a junk dealer within the corporate limits of the City of Standish without having first obtained a license from the City Council of the City of Standish.

(C) *Application.* Applications for a junk dealer's license shall be made, in writing, to the City Council and filed in the office of the City Clerk. The application shall contain the name and address of the applicant, the location where the business is to be carried on, previous experience as a junk dealer and any other such information as may be deemed necessary for the proper enforcement of the provisions of this chapter.

(D) *Granting of license.* If the City Council shall determine that the applicant is a suitable person to engage in the business of a junk dealer, it may grant such license; provided, however, no license shall be granted for any junk dealer to operate any such junk yard on or adjacent to the business section of the City of Standish or on or adjacent to any of the main arteries of traffic in the corporate limits of the City of Standish or in any location where its operation will deteriorate the value of adjacent property.

(E) *License fee.* Every junk dealer shall pay an annual license fee of \$10 to be issued as of July 1, 1941, and continue in force for one year. The license shall designate the particular place or location where such business may be conducted, and it shall be unlawful for any licensee to engage in such business at any place other than that designated in the license and no license shall be transferred or assigned.

(F) *Fence required around property.* It shall be unlawful and a violation of the provisions of this section for any person, firm or corporation to engage in the business of a junk dealer within the corporate limits of the city unless such property upon which the business is conducted shall be enclosed with a properly painted tight board or metal fence not less than six feet in height.

(G) *Restrictions.* No junk dealer shall receive or take junk or any other article named in this section, by purchase or otherwise, from any minor, except paper or rags, without the minor's parents' or guardian's consent, from any intoxicated person or from any person known by reputation or suspected of being a thief.

(H) *Daily record of items.* Every junk dealer shall keep a permanent daily record of all items, goods and merchandise received, purchased and sold and such records and the premises of every junk dealer shall be open to the inspection of all police and health officials at all reasonable hours.

(I) *Storage or display of junk on city streets prohibited.* No junk dealer shall make use of any street, sidewalk, alley or highway or any part thereof for the storage or display of junk or for the purpose of dismantling, wrecking or storing of automobiles or refuse or salvage therefrom.  
(Ord. 94, passed 11-7-45) Penalty, see § 10.99



## CHAPTER 111: TAXICABS

### Section

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#### **GENERAL PROVISIONS**

##### **§ 111.01 DEFINITION.**

The term *TAXICAB*, as used in this chapter, shall mean and include any vehicle used to carry passengers for hire but not operating on a fixed route.  
(Ord. 171, passed 10-19-87)

**§ 111.02 LICENSE REQUIRED.**

It shall be unlawful to engage in the business of operating a taxicab in the city without first having secured a license therefor. Applications for such licenses shall be made in writing to the Clerk and shall state thereon the name of the applicant, the intended place of business and the number of cabs to be operated. If the applicant is a corporation the name and address of the president and secretary thereof shall be given.

(Ord. 171, passed 10-19-87) Penalty, see § 111.99

**§ 111.03 CHARACTER OF APPLICANT.**

No such license shall be issued to or held by any person who is not a person of good character or who has been convicted of a felony; nor shall such license be issued to or held by any corporation if any officer thereof would be ineligible for a license under the foregoing conditions.

(Ord. 171, passed 10-19-87)

**§ 111.04 FEE.**

(A) The annual fee, payable in advance, for such licenses shall be \$50, plus \$10 for each taxicab operated beyond one. Whenever the number of cabs so operated shall be increased during the license year, the licensee shall notify the Clerk of such change and shall pay the additional fee.

(B) The fee shall be in lieu of any other vehicle fee required by ordinance, and the Clerk shall issue suitable tags or stickers for the number of cabs covered by each license. The tag or sticker shall be displayed in a prominent place on each taxicab while it is in use and may be transferred to any taxicab put into service to replace one withdrawn from service.

(C) The licensee shall notify the Clerk of the motor number and state license number of each cab operated and of the corresponding city tag or sticker number.

(Ord. 171, passed 10-19-87)

**§ 111.05 INTER-URBAN OPERATIONS.**

Nothing in this chapter shall be construed to prohibit any licensed taxicab from another jurisdiction coming into the City of Standish to discharge passengers accepted for transportation outside the City of Standish.

(Ord. 171, passed 10-19-87)



**REGULATIONS****§ 111.20 VEHICLES.**

(A) No taxicab shall be operated unless it bears a state license duly issued, and no such cab shall be operated unless it is equipped with proper brakes, lights, tires, seat belts, horn, muffler, rear vision mirror and windshield wiper in good condition. It shall be the duty of the Chief of Police or other designee to inspect every taxicab so often as may be necessary to see to the enforcement of the provisions of this section.

(B) Each taxicab, while operated, shall have on each side, in letters readable from a distance of 20 feet, the name of the licensee operating it. If more than one cab is operated by a licensee, each cab shall be designated by a different number, and such number also shall so appear on each side of such cab. (Ord. 171, passed 10-19-87)

**§ 111.21 DRIVERS.**

(A) No person shall drive a taxicab or be hired or permitted to do so, unless he or she is duly licensed as a chauffeur.

(B) It shall be unlawful for any driver of a taxicab while on duty to drink any intoxicating liquor or to use any profane or obscene language, to shout or call to prospective passengers or to disturb the peace in any way.

(Ord. 171, passed 10-19-87) Penalty, see § 111.99

**§ 111.22 INSURANCE.**

(A) Before the issuance of a license to operate a taxicab or motor vehicle for hire, the licensee shall file a certificate of self insurance issued by the Secretary of State or a certificate, signed by a duly authorized officer of a company authorized to write insurance in the state, to the effect that a policy of insurance has been issued and is in full force and effect to the licensee and that the premium has been paid as required thereon, together with a true copy of the policy contract or certificate of insurance. In cases where the insurance premium is payable monthly, proper certificates or evidence of payment of the premiums shall be delivered to the City Clerk not later than the first of each month.

(B) The policy of insurance shall insure the licensee against loss resulting from liability imposed by law for property damages, bodily injury or death suffered by any person arising out of the ownership, maintenance or use of a taxicab or motor vehicle for hire with minimum liability coverage, exclusive of interest and costs, of not less than \$100,000 because of bodily injury to or death of one person in any one accident and subject to the limit of one person to a limit of not less than \$300,000 because of bodily injury to or death of two or more persons in any one accident and to a limit of not less than \$10,000 because of injury to or destruction of property of others in any accident.

(C) Any licensee shall cause any insurance company whose policy has been so filed pursuant to this section to file notice in the office of the City Manager or the City Clerk of its intention to terminate and cancel such policy and give notice thereof to the named licensee, whereupon after ten days after such filing such licensee or owner shall cease to operate or cause to be operated within the city such taxicab or motor vehicle for hire, and the license issued therefor shall be automatically revoked and liability on the policy shall cease and terminate, provided that the liability of the insurance company thereon for any act or omission of the licensee or owner occurring prior to the effective date of cancellation shall not be thereby discharged or impaired.

(Ord. 171, passed 10-19-87)

#### **§ 111.23 TRAFFIC RULES.**

It shall be the duty of every driver of a taxicab to obey all traffic rules established by statute or ordinance.

(Ord. 171, passed 10-19-87)

#### **§ 111.24 UNLAWFUL USE.**

It shall be unlawful to knowingly permit any taxicab to be used in the perpetration of a crime or misdemeanor.

(Ord. 171, passed 10-19-87) Penalty, see § 111.99

#### **§ 111.25 PERSONS RIDING WITH DRIVER PROHIBITED; EXCEPTION.**

No person shall be permitted to ride on the front seat with the driver of a taxicab except when the rear seat is occupied to its capacity with passengers. Any driver or licensee who shall permit the same to be done may be deprived of his or her license.

(Ord. 171, passed 10-19-87)

#### **§ 111.26 PASSENGERS.**

(A) It shall be the duty of the driver of any taxicab to accept as a passenger any person who seeks to use the taxicab, provided such person is not intoxicated or under the influence of drugs and conducts himself or herself in an orderly manner. No person shall be admitted to a taxicab already occupied by a passenger without the consent of the passenger.

(B) The driver shall take his or her passenger to his or her destination by the most direct available route from the place where the passenger enters the cab.

(Ord. 171, passed 10-19-87)

**§ 111.27 TRIP SHEET RECORDS.**

(A) Every taxicab driver shall maintain a trip sheet record containing the date, cab number, name of driver, time of start and completion of work period and the taximeter and speedometer readings at the start and completion of the work period. The record also shall list in chronological order the address or street intersection at which a fare was picked up and discharged. The location at which the fare was picked up shall be recorded before beginning the trip or as soon as traffic conditions permit and the address at which the fare was discharged shall be recorded as soon as the passenger leaves the vehicle or as soon as traffic conditions permit.

(B) Taxicab owners shall be responsible for filing and maintaining trip sheet records for a period of 90 days. Trip sheet records must be presented upon demand of a police officer and may be retained by the officer as evidence in court.

(Ord. 171, passed 10-19-87)

**§ 111.28 RATES OF FARE; METERS.**

(A) No taxicab shall be operated unless it is equipped with a meter in good condition to record the amount to be charged on each trip, which amount shall be shown in figures visible to the passenger. Upon paying his fare each passenger shall be given a receipt showing the amount so paid and the name of the company or person operating the cab, together with the number of the cab if such company or person operates more than one taxicab in the city.

(B) It shall be unlawful for a passenger to fail or refuse to pay the lawful fare at the termination of a trip. Every driver of a taxicab shall have the right to demand payment of the legal fare in advance and may refuse employment until so prepaid, but no driver of a taxicab shall otherwise refuse or neglect to convey any orderly person or persons upon request anywhere in the city unless previously engaged or unable to do so.

(C) No extra charge shall be made for baggage or parcels the size of which permits them to be carried in the cab.

(Ord. 171, passed 10-19-87) Penalty, see § 111.99

**§ 111.29 PARKING.**

A taxicab may be parked on any street within the City of Standish if the driver thereof is within same. No taxicab shall obstruct the use of or use a parking space for longer than 30 minutes. The City of Standish may, if it chooses, designate a taxicab stand to be used exclusively by taxicabs.

(Ord. 171, passed 10-19-87)

**§ 111.99 PENALTY.**

Any person found to be in violation of this chapter in any respect shall be guilty of a misdemeanor punishable by 30 days in jail and/or a \$500 fine. Each day of violation may be considered a separate violation.

(Ord. 171, passed 10-19-87)

## CHAPTER 112: CABLE REGULATIONS

### Section

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- 112.02 Purpose; interpretation
- 112.03 Rate regulations promulgated by FCC
- 112.04 Filing; additional information; burden of proof
- 112.05 Proprietary information
- 112.06 Public notice; initial review of rates
- 112.07 Tolling order
- 112.08 Public notice; hearing on basic cable service rates following tolling of 30 day deadline
- 112.09 Staff or consultant report; written response
- 112.10 Rate decisions and orders
- 112.11 Refunds; notice
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- 112.17 Failure to comply; remedies

### § 112.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning. All other words and phrases used in this chapter shall have the same meaning as defined in the Act and FCC rules.

**ACT.** The Communications Act of 1934, as amended (and specifically as amended by the Cable Television Consumer Protection and Competition Act of 1992, Pub. L. 102-385), and as may be amended from time to time.

**ASSOCIATED EQUIPMENT.** All equipment and services subject to regulation pursuant to 47 CFR 76.923.

**BASIC CABLE SERVICE.** As defined in the FCC rules and any other cable television service which is subject to rate regulation by the city pursuant to the Act and the FCC rules.

*FCC.* The Federal Communications Commission.

*FCC RULES.* All rules of the FCC promulgated from time to time pursuant to the Act.

*INCREASE.* An increase in rates or a decrease in programming or customer services.  
(Ord. 184, passed 12-4-93)

#### § 112.02 PURPOSE; INTERPRETATION.

(A) The purpose of this chapter is to:

(1) Adopt regulations consistent with the Act and the FCC rules with respect to basic cable service rate regulation; and

(2) Prescribe procedures to provide a reasonable opportunity for consideration of the views of interested parties in connection with basic cable service rate regulation by the city.

(B) This chapter shall be implemented and interpreted consistent with the Act and FCC rules.  
(Ord. 184, passed 12-4-93)

#### § 112.03 RATE REGULATIONS PROMULGATED BY FCC.

In connection with the regulation of rates for basic cable service and associated equipment, the City of Standish shall follow all FCC rules.  
(Ord. 184, passed 12-4-93)

#### § 112.04 FILING; ADDITIONAL INFORMATION; BURDEN OF PROOF.

(A) A cable operator shall submit its schedule of rates for the basic service tier and associated equipment or a proposed increase in such rates in accordance with the Act and the FCC rules. The cable operator shall include as part of its submission such information as is necessary to show that its schedule of rates or its proposed increase in rates complies with the Act and the FCC rules. The cable operator shall file ten copies of the schedule or proposed increase with the City Clerk. For purposes of this chapter, the filing of the cable operator shall be deemed to have been made when at least ten copies have been received by the City Clerk. The City Council may, by resolution or otherwise, adopt rules and regulations prescribing the information, data and calculations which must be included as part of the cable operator's filing of the schedule of rates or a proposed increase.

(B) In addition to information and data required by rules and regulations of the city pursuant to division (A) of this section, a cable operator shall provide all information requested by the City Manager in connection with the city's review and regulation of existing rates for the basic service tier and associated equipment or a proposed increase in these rates. The City Manager may establish deadlines for submission of the requested information, and the cable operator shall comply with such deadlines.

(C) A cable operator has the burden of proving that its schedule of rates for the basic service tier and associated equipment or a proposed increase in such rates complies with the Act and the FCC rules, including, without limitation, 47 USC 543 and 47 CFR 76.922 and 76.923.  
(Ord. 184, passed 12-4-93)

### **§ 112.05 PROPRIETARY INFORMATION.**

(A) If this chapter or any rules or regulations adopted by the city pursuant to § 112.04(B) requires the production of proprietary information, the cable operator shall produce the information. However, at the time the allegedly proprietary information is submitted, a cable operator may request that specific, identified portions of its response be treated as confidential and withheld from public disclosure. The request may state the reason why the information should be treated as proprietary and the facts that support those reasons. The request for confidentiality will be granted if the city determines that the preponderance of the evidence shows that non-disclosure is consistent with the provisions of the Freedom of Information Act, 5 USC 552. The city shall place in a public file for inspection any decision that results in information being withheld. If the cable operator requests confidentiality and the request is denied: where the cable operator is proposing a rate increase, it may withdraw the proposal, in which case the allegedly proprietary information will be returned to it; or the cable operator may seek review within five working days of the denial in any appropriate forum. Release of the information will be stayed pending review.

(B) Any interested party may file a request to inspect material withheld as proprietary with the city. The city shall weigh the policy considerations favoring non-disclosure against the reasons cited for permitting inspection in light of the facts of the particular case. It will then promptly notify the requesting entity and the cable operator that submitted the information as to the disposition of the request. It may grant, deny or condition a request. The requesting party or the cable operator may seek review of the decision by filing an appeal with any appropriate forum. Disclosure will be stayed pending resolution of any appeal.

(C) The procedures set forth in this section shall be construed as analogous to and consistent with the rules of the FCC regarding requests for confidentiality, including, without limitation, 47 CFR 0.459.  
(Ord. 184, passed 12-4-93)

**§ 112.06 PUBLIC NOTICE; INITIAL REVIEW OF RATES.**

(A) Upon the filing of ten copies of the schedule of rates or the proposed increase in rates pursuant to § 112.04(A), the City Clerk shall publish a public notice in a newspaper of general circulation in the city which shall state that:

(1) The filing has been received by the City Clerk and (except those parts which may be withheld as proprietary) is available for public inspection and copying; and

(2) Interested parties are encouraged to submit written comments on the filing to the City Clerk not later than seven days after the public notice is published.

(B) The City Clerk shall give notice to the cable operator of the date, time and place of the meeting at which the City Council shall first consider the schedule of rates or the proposed increase. This notice shall be mailed by first-class mail at least three days before the meeting. In addition, if a written staff or consultant's report on the schedule of rates or the proposed increase is prepared for consideration of the City Council, then the City Clerk shall mail a copy of the report by first class mail to the cable operator at least three days before the meeting at which the City Council shall first consider the schedule of rates or the proposed increase.

(Ord. 184, passed 12-4-93)

**§ 112.07 TOLLING ORDER.**

After a cable operator has filed its existing schedule of rates or a proposed increase in these rates, the existing schedule of rates will remain in effect or the proposed increase in rates will become effective after 30 days from the date of filing under § 112.04(A) unless the City Council (or other properly authorized body or official) tolls the 30 day deadline pursuant to 47 CFR 76.933 by issuing a brief written order, by resolution or otherwise, within 30 days of the date of filing. The City Council may toll the 30 day deadline for an additional 90 days in cases not involving cost-of-service showings and for an additional 150 days in cases involving cost-of-service showings.

(Ord. 184, passed 12-4-93)

**§ 112.08 PUBLIC NOTICE; HEARING ON BASIC CABLE SERVICE RATES FOLLOWING TOLLING OF 30 DAY DEADLINE.**

(A) If a written order has been issued pursuant to § 112.07 and 47 CFR 76.933 to toll the effective date of existing rates for the basic service tier and associated equipment or a proposed increase in these rates, the cable operator shall submit to the City any additional information required or requested pursuant to § 112.04. In addition, the City Council shall hold a public hearing to consider the comments of interested parties within the additional 90 day or 150 day period, as the case may be. The City Clerk shall publish a public notice of the public hearing in a newspaper of general circulation within the city which shall state:



- (1) The date, time and place at which the hearing shall be held;
- (2) Interested parties may appear in person, by agent or by letter at such hearing to submit comments on or objections to the existing rates or the proposed increase in rates; and
- (3) Copies of the schedule of rates or the proposed increase in rates and related information (except those parts which may be withheld as proprietary) are available for inspection or copying from the office of the Clerk.

(B) The public notice shall be published not less than 15 days before the hearing. In addition, the City Clerk shall mail by first-class mail a copy of the public notice to the cable operator not less than 15 days before the hearing.  
(Ord. 184, passed 12-4-93)

#### **§ 112.09 STAFF OR CONSULTANT REPORT; WRITTEN RESPONSE.**

Following the public hearing, the City Manager shall cause a report to be prepared for the City Council which shall (based on the filing of the cable operator, the comments or objections of interested parties, information requested from the cable operator and its response, staff or consultant's review and other appropriate information) include a recommendation for the decision of the City Council pursuant to § 112.10. The City Clerk shall mail a copy of the report to the cable operator by first class mail not less than 20 days before the City Council acts under § 112.10. The cable operator may file a written response to the report with the City Clerk. If at least ten copies of the response are filed by the cable operator with the City Clerk within ten days after the report is mailed to the cable operator, the City Clerk shall forward it to the City Council.  
(Ord. 184, passed 12-4-93)

#### **§ 112.10 RATE DECISIONS AND ORDERS.**

The City Council shall issue a written order, by resolution or otherwise, which in whole or in part approves the existing rates for basic cable service and associated equipment or a proposed increase in such rates, denies the existing rates or proposed increase, orders a rate reduction, prescribes a reasonable rate, allows the existing rates or proposed increase to become effective subject to refund or orders other appropriate relief, in accordance with the FCC rules. If the City Council issues an order allowing the existing rates or proposed increase to become effective subject to refund, it shall also direct the cable operator to maintain an accounting pursuant to 47 CFR 76.933. The order specified in this section shall be issued within 90 days of the tolling order under § 112.07 in all cases not involving a cost-of-service showing. The order shall be issued within 150 days after the tolling order under § 112.07 in all cases involving a cost-of-service showing.  
(Ord. 184, passed 12-4-93)

**§ 112.11 REFUNDS; NOTICE.**

The City Council may order a refund to subscribers as provided in 47 CFR 76.942. Before the City Council orders any refund to subscribers, the City Clerk shall give at least seven days written notice to the cable operator first class mail of the date, time and place at which the City Council shall consider issuing a refund order and shall provide an opportunity for the cable operator to comment. The cable operator may appear in person, by agent or by letter at such time for the purpose of submitting comments to the City Council.

(Ord. 184, passed 12-4-93)

**§ 112.12 WRITTEN DECISIONS; PUBLIC NOTICE.**

(A) Any order of the City Council pursuant to §§ 112.10 and 112.11 shall be in writing, shall be effective upon adoption by the City Council and shall be deemed released to the public upon adoption. The Clerk shall publish a public notice of any such written order in a newspaper of general circulation within the city which shall:

(1) Summarize the written decision; and

(2) State that copies of the text of the written decision are available for inspection or copying from the office of the Clerk.

(B) In addition, the City Clerk shall mail a copy of the text of the written decision to the cable operator by first class mail.

(Ord. 184, passed 12-4-93)

**§ 112.13 RULES AND REGULATIONS.**

In addition to rules promulgated pursuant to § 112.04, the City Council may, by resolution or otherwise, adopt rules and regulations for basic cable service rate regulation proceedings (including, without limitation, the conduct of hearings), consistent with the Act and the FCC rules.

(Ord. 184, passed 12-4-93)

**§ 112.14 FAILURE TO GIVE NOTICES.**

The failure of the City Clerk to give the notices or to mail copies of reports as required by this chapter shall not invalidate the decisions or proceedings of the City Council.

(Ord. 184, passed 12-4-93)

**§ 112.15 ADDITIONAL HEARINGS.**

In addition to the requirements of this chapter, the City Council may hold additional public hearings upon such reasonable notice as the City Council, in its sole discretion, shall prescribe.  
(Ord. 184, passed 12-4-93)

**§ 112.16 ADDITIONAL POWERS.**

The city shall possess all powers conferred by the Act, the FCC rules, the cable operator's franchise and all other applicable law. The powers exercised pursuant to the Act, the FCC rules and this chapter shall be in addition to powers conferred by law or otherwise. The city may take any action not prohibited by the Act and the FCC rules to protect the public interest in connection with basic cable service rate regulation.  
(Ord. 184, passed 12-4-93)

**§ 112.17 FAILURE TO COMPLY; REMEDIES.**

The city may pursue any and all legal and equitable remedies against the cable operator (including, without limitation, all remedies provided under a cable operator's consent agreement with the city) for failure to comply with the Act, the FCC rules, any orders or determinations of the city pursuant to this chapter, any requirements of this chapter or any rules or regulations promulgated hereunder. Subject to applicable law, failure to comply with the Act, the FCC rules, any orders or determinations of the city pursuant to this chapter, any requirements of this chapter or any rules and regulations promulgated hereunder shall also be sufficient grounds for revocation or denial of renewal or a cable operator's consent agreement.  
(Ord. 184, passed 12-4-93)

