

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

DIVISION II - CODE OF GENERAL ORDINANCES
Part 6 - LICENSING AND REGULATION
CHAPTER 1. - BUSINESS AND OCCUPATIONS ARTICLE S. HORSE-DRAWN
CARRIAGES FOR HIRE

Sec. 6-1561. **Short title Purpose** and definitions.

- (a) This article shall be known and recited as "The Horse-Drawn Carriage Ordinance" ~~of 1977.~~ and shall regulate the horse-drawn carriage industry, protect the health, safety, and welfare of the animals used in the tourism industry, as well as persons using the public right-of-way and the citizens of the City of Savannah.
- (b) Definitions.
- (1) *City*. The word "city" shall mean the ~~Mayor mayor~~ and ~~Aldermen aldermen~~ of the City of Savannah, Georgia, a municipal corporation; the definition to include all area within the corporate limits of the City of Savannah.
- (2) *Horse-drawn carriage*. Any hack or carriage which is operated by being drawn by a horse ~~or mule or other beast of burden~~, for the transportation for hire of passengers.
- (3) *License*. The right and privilege granted by the City of Savannah for the operation of a business incorporating the use of one or more horse-drawn carriages within the corporate limits of the city. The right and privilege granted by the city to a horse-drawn tour service company for the operation of a tour guide service or business incorporating the use of one or more horse-drawn carriage within the corporate limits of the City.
- (4) *Horse-drawn carriage tour service company*. The holder of a ~~license to operate business tax certificate issued by the City for the operation of a horse-drawn carriage tour service or business a horse-drawn carriage business~~ under the provisions of this article, whether a person, firm, partnership or corporation.
- ~~(5) *Driver*. Any person who drives or operates a horse drawn carriage on the streets of Savannah for a licensed company.~~
- ~~(5) *Restricted Areas*. Sections of the city designated by ordinance in which all tour guides and horse-drawn carriage companies shall not operate at certain times or under certain conditions. Restricted areas include:~~
- ~~(i) The 400 and 500 blocks of East St. Julian Street and Washington Square from 8:00 p.m. to 10:00 a.m. (November 1st through February 28th) and 9:30 p.m. to 10:00 a.m. (March 1st through October 31st); and~~
- ~~(ii) South of Liberty Street and east of the western-most curb line of Lincoln Street from 12:00 a.m. to 8:00 a.m. year-round.~~

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

- ~~(6) *Driver's permit.* The written authority granted by the city for an individual to drive or operate a horse-drawn carriage within the City of Savannah.~~
- (6) *Tour guide.* Any person who drives or operates a horse-drawn carriage on the streets of Savannah or who acts or offers to act as a guide for hire through any part of the city or who serves as an actor during a tour for hire. "Tour guide" as used in this article does not include any person acting or offering to act as a guide for hire, or an actor during a tour for hire, when the tour is to be conducted solely on private real property.
- (7) *Street.* The word "street" shall mean and include any street, alley, lane, avenue, court or public place or right-of-way in the City of Savannah.
- (8) ~~*Taxicab inspector.*~~ *Tourism director.* The individual employee or organization unit of the city charged with the responsibility for administering and enforcing this article. ~~except for specific responsibilities otherwise provided herein.~~
- (9) *Stand.* A public place alongside the curb of a street or elsewhere which has been designated by the ~~Mayor~~ mayor and ~~Aldermen~~ aldermen as reserved exclusively for the parking and waiting for hire use of horse-drawn carriages ~~where the horse-drawn carriages park and wait for hire.~~

Sec. 6-1562. Licensing of Horse-drawn carriage companies; headquarters.

- (a) License Business tax certificate required.

- ~~(1) No person, firm or corporation shall operate a business involving the use of one or more horse-drawn carriages on the streets of the city unless a license business tax certificate for such business has first been granted by the city in accordance with the provisions of the annual revenue ordinance. The license shall be effective only for the calendar year stated in the license, unless suspended or revoked sooner as provided by ordinance.~~
- ~~(2) Application for the license shall be made on forms provided by the city treasurer and shall provide such information as is required for other business license applications and such additional information as may be necessary to define completely the business operation. Renewal of the license shall be required prior to January 31 of each year.~~
- ~~(b) *Fixed place of business required.* Each horse-drawn carriage company, as a condition for holding a license business tax certificate under the provisions of this article and the annual revenue ordinance, shall establish and maintain a fixed headquarters on private property for the operation of the company's business, the headquarters to conform to the ordinances of the city, and shall provide adequate off-street parking space for all horse-drawn carriages not in service on the streets. The company headquarters shall not be moved except by the approved transfer of the company's license to another location.~~

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

~~(c) *Operating regulations.* In addition to the license requirements imposed herein and by the annual revenue ordinance, no license shall be permitted any carriage operator unless the operator complies with the following operating regulations:~~

- ~~(1) A licensed veterinarian shall certify, after due and proper inspection, the good health of each draft animal before it is placed into service. A minimum of two such health inspections shall be required for each animal each calendar year.~~
- ~~(2) No single animal shall pull a carriage holding more than ten people, including the driver.~~
- ~~(3) Unless written approval is given by a licensed veterinarian, no animal having open sores or wounds or any disease or ailment shall be permitted to be in service on the streets of the city.~~
- ~~(4) Each draft animal shall have its hooves properly trimmed and shod for street surfaces.~~
- ~~(5) Each animal shall be groomed daily and not have fungus, dandruff, or a dirty coat.~~
- ~~(6) Harnesses shall be properly fitted, maintained, and oiled so that no irritating material will come in direct contact with the animal.~~
- ~~(7) No driver may use more than a light touch of the whip upon any animal, and no driver or other person may forcefully strike an animal or make movements or noise intended to frighten or harm an animal.~~
- ~~(8) No driver shall permit an animal to pull a carriage at a speed faster than a slow trot, except in emergency situations.~~
- ~~(9) No animal shall be subject to any condition or treatment, whether in service or out of service, which will impair the good health and physical condition of that animal.~~
- ~~(10) Adequate water shall be provided in stables and stalls at all times while any draft animal is present.~~
- ~~(11) Ventilation adequate to ensure the health and comfort of animals shall be provided in stable and stall areas.~~
- ~~(12) Bedding in stalls and stables shall be kept at least six inches deep and shall not show wetness under the pressure of any draft animal's hooves.~~
- ~~(13) Adequate and leak free roofing is required for any stable or stall area in which animals are housed.~~
- ~~(14) Each individual draft animal shall have a stall large enough for the animal to safely turn around, but in no case shall any individual animal be kept in a stall less than 120 square feet in area. Ceilings in stalls and stables must be at least nine feet from the bedding and flooring.~~
- ~~(15) Food shall be kept free of contamination.~~

~~(d) The taxicab inspector shall be empowered to inspect all stables, stalls and operating facilities of any carriage company without notice and to examine operating practices of any carriage company to ensure continuous compliance with this article.~~

~~(e) Any applicant who refuses or fails to comply with the requirements of this article shall not be issued a business license until proof of compliance is presented by the applicant and certified by the taxicab inspector. The foregoing licensing requirements shall be ongoing as requirements for continuous operation.~~

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

~~(f) The city manager may, upon recommendation of the taxicab inspector, temporarily suspend any carriage company license for violation of the provisions of this article, subject to license revocation action as provided by the annual revenue ordinance.~~

Sec. 6-1563. Insurance.

- (a) *Indemnity for benefit of city.* Any horse-drawn carriage company operating under this article shall hold the City of Savannah, its officers, agents, servants and employees harmless against any and all liability, loss, damages or expense which may accrue to the city by reason of negligence, default or misconduct of the company in connection with the rights granted to such company hereunder. Nothing in this article shall be considered to make the City of Savannah, its officers, agents, servants or employees liable for damages because of any negligent act or omission or commission by any horse-drawn carriage company, its servants, agents, drivers tour guides or other employees, during the operation by the company of a horse-drawn carriage business or service, either in respect to injury to persons or with respect to damage to property which may be sustained.
- (b) *Insurance for benefit of passengers.* Any horse-drawn carriage company desiring a license to do business shall give and maintain a policy of indemnity from an insurance company authorized to do business in the state for each vehicle in use as a horse-drawn carriage company. The minimum coverage shall be \$100,000.00 for bodily injury to any one person, \$300,000.00 for injury to more than one person which is sustained in the same accident, and \$25,000.00 for property damage resulting from one accident. The indemnity insurance shall insure inure to the benefit of any person who shall be injured or who shall sustain damage to property caused by the negligence of a horse-drawn carriage company, its servants or agents.
- (c) *Blanket policy.* Any company or person operating a horse-drawn carriage company in the city shall give a separate policy of indemnity insurance for each separate horse-drawn carriage for hire, except where such company or person actually owns or holds legal title to more than one horse-drawn carriage, in which event such company or person may give one policy of indemnity insurance covering all the horse-drawn carriages actually owned. This latter provision, however, shall not apply to any group of persons separately owning horse-drawn carriages who may be jointly operating or doing business under a licensed horse-drawn carriage name.
- (d) *Comprehensive general liability insurance.* Any horse-drawn carriage company entering into a lease agreement for use of a designated carriage stand shall maintain from a licensed insurance company comprehensive general liability insurance in the amount of \$1,000,000.00 for its undertakings associated with designated horse-drawn carriage stands within the city.
- (e) *Notice when voided.* Before any policy of insurance required by this article is voided for any cause, nonpayment of premium or otherwise, notice thereof shall be given, in writing, to the city treasurer tourism director at least five days before the same shall take effect.

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

Sec. 6-1564. Horse-drawn carriage driver's permit. Registration required and identification displayed.

- (a) ~~Permit required. No person shall operate a horse-drawn carriage for hire upon the streets of the city, and no person who owns or operates a horse-drawn carriage company shall permit a horse-drawn carriage to be driven, and no horse-drawn carriage operating under a horse-drawn carriage company licensed by the city shall be driven at any time for hire, unless the driver of the horse-drawn carriage shall first have obtained and shall have then in force a horse-drawn carriage driver's permit issued under the provisions of this article.~~
- (a) Registration required. A horse-drawn carriage company shall register a tour guide with the city prior to the tour guide working as an employee or independent contractor of the company. The horse-drawn carriage company shall provide to the City in person, by mail or on-line, on forms which may be provided by the tourism director, the name of the tour guide, and the tour service company name and contact information. It shall be voluntary for a horse-drawn carriage company to provide a photograph of the tour guide. Registration shall be had annually. There shall be no fee for registration.
- (b) Identification displayed. A company shall provide a tour guide working as its employee or independent contractor an identification badge with a minimum size of three (3) inches by two and one-half (2.5) inches, which badge shall be displayed by the tour guide during tours in a way to be clearly visible to the public. The badge shall contain in the upper left hand corner an identification photograph of the tour guide, which photograph shall be no smaller than one (1) inch by one (1) inch, and on the bottom half of the badge the tour guide's name and the name of the horse-drawn carriage company.
- (b) ~~Application. Any person desiring a permit required by this article shall submit an application in writing to the taxicab inspector, on a form to be furnished by the taxicab inspector. The application shall be made under oath and shall state the age of the applicant, his address, and whether he has been convicted of a violation of any of the laws of the state or of this Code or other ordinances of the city and, if so, when and of what offense and the sentence of the court.~~
- (c) ~~Physician's certificate required. Each application for a driver's permit shall be accompanied by a certificate from a reputable physician of the city certifying that, in his opinion, the applicant is not afflicted with any disease or infirmity which might make him an unsafe or unsatisfactory driver. In the case of renewal of a driver's permit, the certificate shall be updated every two years.~~
- (d) ~~Qualifications of applicant. An applicant for a driver's permit under this article must not be less than 18 years of age, with no physical infirmities which might make the applicant an unsafe or unsatisfactory horse-drawn carriage driver. No permit shall be issued to any person who has been convicted of operating a motor vehicle while under the influence of intoxicating beverages or drugs within one year prior to the date of the application for such permit or who has been convicted of the offenses three or more times within five years prior to the date of the application for the permit.~~

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

- ~~(e) *Driver's permit fee.* Before any permit is granted under this article, a driver's permit fee of \$2.00 shall be paid by applicant.~~
- ~~(f) *Current state driver's license required.* Any person applying for a horse drawn carriage driver's permit under this article must show that he has a current motor vehicle operator's license issued or approved by the State of Georgia and that the license is not under suspension or revocation.~~
- ~~(g) *Examination of applicant, issuance or denial of permit.* It shall be the duty of the taxicab inspector to examine the applicant, his reference, police and traffic record, and other vouchers, and thereafter to either grant or refuse the permit. In the event of a refusal to grant a permit, the applicant shall have the right to enter an appeal as provided in subsection (o) of this section.~~
- ~~(h) *Permit to be displayed in horse drawn carriage.* The permit issued under the provisions of this article shall be placed on display in the horse drawn carriage to be operated by the holder of the permit, where the permit will be in clear view of the passengers at all times when the horse drawn carriage is for hire.~~
- ~~(i) *Alteration of permits prohibited.* It shall be unlawful for any person willfully to alter, deface, obliterate or destroy a horse drawn carriage driver's permit or cause or allow the same.~~
- ~~(j) *Permit not transferable.* Any horse drawn carriage driver's permit issued under this article is not transferable and is to be used solely by the person to whom it is issued.~~
- ~~(k) *Duration of permit; renewals.* Any horse drawn carriage driver's permit shall be in effect for 12 months from the date of issue. Permits may be renewed, upon application and payment of the required fee, for each 12-month period thereafter, unless the permit for the preceding period has been revoked or is under suspension.~~
- ~~(l) *Suspension of the driver's permit.* The taxicab inspector shall have the authority to suspend a driver's permit for the following reasons:~~
~~(1) Making any false statement in the application for the person;~~
~~(2) Operating a horse drawn carriage in violation of any provision of this article or state law.~~
- ~~The suspension by the taxicab inspector shall be lifted upon dismissal or dropping of the charges described, upon satisfactory correction of any false statement in the application, upon correction of the violation of any provision of this article, upon ruling in favor of the driver in any hearing before the city manager, or at the expiration of 60 days from the date of suspension. From the decision of the taxicab inspector to suspend a permit, the holder of such permit shall have the right to appeal to the city manager, as approved in subsection (o) of this section.~~
- ~~(m) *Revocation of driver's permit.* In the event that any driver holding a permit under this article at any time ceases to meet the qualifications described in subsection (c) or fails to correct~~

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

~~satisfactorily any false statement made in the application for the permit or fails to operate his horse-drawn carriage in accordance with the provisions of this article, the city manager shall be empowered to revoke permanently the permit or to restore the same.~~

~~(n) *Driving after suspension or revocation.* It shall be unlawful for any person to operate a horse-drawn carriage for hire for the carriage of passengers during any period in which his permit to do so is suspended or revoked in accordance with the provisions of this article.~~

~~(o) *Appeals.* Appeals to the decisions of the taxicab inspector shall be conducted as follows: An appeal to the city manager from a ruling of the taxicab inspector shall be made within 30 days of the ruling. The appellant shall be informed within ten days of the ruling in writing of the reasons for the decision of the taxicab inspector. The appellant shall have the right to present evidence, examine the evidence of the appellee, and to cross examine. The appellant shall have the right to be represented by counsel.~~

Sec. ~~6-1571~~ 6-1565. Vehicle inspections and commercial decal required.

- ~~(a) Each horse-drawn carriage shall be inspected by the ~~taxicab inspector~~ tourism director for compliance with the provisions of the article and shall pass the inspection before a commercial decal is issued for the vehicle to be ~~may be used~~ operated as a horse-drawn carriage in the city. ~~Each horse-drawn carriage involved in an accident shall be inspected by the taxicab inspector before it may be returned to service transporting passengers for hire. Each horse-drawn carriage shall be inspected by the taxicab inspector at least once in each six-month period to insure continued compliance with the provisions of this article.~~~~
- ~~(b) Material setting forth the characteristics of the vehicle including its dimensions, unladen weight and passenger capacity. Animal-drawn vehicles shall be authentically styled passenger carriages, similar to surreys, rockaways, and carriages in illustration numbers 28, 29, 31, 41, 69, 102, 111, 129, 140, and 145 in American Carriages, Sleighs, Sulkies, and Carts, ed. Don K. Berkebile, Dover Publications, Incorporated, 1977. Wagons which were designed for cargo instead of passengers will not be approved. Carriages must not exceed 12 feet in length or six feet in width. Carriages will be measured from end to end, excluding the steps and shafts, and from axle tip to axle tip. Provided, however, that any certificated carriage which was in use as of December 1, 1990, and which is no longer than 13 feet may continue in use.~~
- ~~(c) Pictures or sketches of each of the four sides of the carriage, and, samples of colors proposed for the vehicle and the rated seating capacity of the carriage shall be provided. This information shall not be required if no changes were made to the carriage from the previous inspection.~~
- ~~(d) Carriages shall not have evidence of rotten wood.~~
- ~~(e) An annual commercial decal for the horse-drawn carriage shall be issued by the tourism director. Fees for certification shall be as set forth in the City's revenue ordinance.~~

**PROPOSED REVISIONS APRIL 2017
REDLINED VERSION**

- (f) Each horse-drawn carriage shall be inspected by the ~~taxicab inspector~~ tourism director once a year with continued review at least once in each six-month period to ~~insure~~ ensure continued compliance with the provisions of this article.

Sec. ~~6-1565~~ 6-1566. Identification and marking generally.

- (a) Every horse-drawn carriage shall have a sign plainly ~~painted~~ affixed on each side of the vehicle or if space is limited on the rear of the vehicle, in letters not less than four inches high, containing the full name of the horse-drawn carriage company operating the vehicle.
- (b) No two horse-drawn carriage companies may operate horse-drawn carriages of the same color scheme. Color schemes shall be recorded and controlled by the tourism director ~~transportation service coordinator (taxicab inspector)~~; provided, however, that horse-drawn carriage tour companies shall be permitted to use rental vehicles on a temporary basis as replacement vehicles for permanent carriage vehicles upon notice to the tourism director ~~transportation services coordinator~~ and with use of temporary signs and temporary numbers on said vehicles. The use of temporary vehicles shall not exceed seven days without approval of the ~~transportation services coordinator~~ tourism director.
- (c) Horse-drawn carriage companies may operate a white vis-à-vis carriage for weddings only.

Sec. ~~6-1566~~ 6-1567. Numbers generally.

There shall be ~~painted~~ affixed ~~placed~~ on each side and on the rear of each horse-drawn carriage a number at least six inches high, the number to be a separate and distinct number from that on any other public vehicle or taxicab in the city. The number shall be assigned to such horse-drawn carriage and the owner thereof by the ~~taxicab inspector~~ tourism director and shall not be altered or changed without the consent of the ~~taxicab inspector~~ tourism director.

Sec. ~~6-1567~~ 6-1568. Registration of number and names of owner and operator.

The number assigned a horse-drawn carriage in accordance with this article together with the names of the owner and operator of the horse-drawn carriage shall be registered with the ~~taxicab inspector~~ tourism director in a log book to be kept for that purpose.

Sec. ~~6-1568~~ 6-1569. Safe mechanical condition and other safety equipment of horse-drawn carriage required.

- (a) Every horse-drawn carriage operated on the streets of the city shall be maintained in a safe mechanical condition, with all safety equipment remaining intact and operative at all times when the horse-drawn carriage is in service.
- (b) Horse-drawn carriage companies shall implement an equipment safety program for carriages prior to operation on the right-of-way. The equipment safety program shall be made available to the tourism director for inspection.
- (c) All carriages shall be equipped with a halter and lead rope and whip while touring or otherwise operating within the right-of-way.

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

(d) Every carriage used for touring purposes shall be equipped with the following:

1. Electrically powered lights or lanterns and reflectors that shall be visible from a distance of 500 feet in any direction. Each animal shall have reflective ankle cuffs or other reflective material on the front of the animal. Each side of the shaft or harness in contact with the animal shall have reflective material. Lights and reflective material shall be in operation from a half hour after sunset to a half hour before sunrise, when raining or when inclement weather or environmental conditions severely reduce the ability to clearly discern person and vehicles on the street or highway at a distance of 500 feet.
2. Each horse-drawn carriage shall have on board at all times a two and one half ~~four-pound~~ two all-purpose extinguisher and a first aid kit.
3. Carriages must comply with Georgia Code-Motor Vehicles and Traffic-Title 40, Section 40-8-4, as amended, and have a slow moving emblem mounted on the rear of the horse-drawn carriage.
4. A diapering apparatus that prevents the droppings of the animal from being deposited on the ground or the right-of-way.
5. A fifth wheel or cut under turning mechanism on the front axle.
6. A two-way communication system such as a radio or cell phone.
7. A minimum of two equine sanitation flags to mark animal excreta droppings and container of solution to treat urine spills.

Sec. ~~6-1569~~ 6-1570. Cleanliness of horse-drawn carriage required.

Each vehicle operating under this article shall be kept painted and in a clean and sanitary condition, free of litter and debris and at all times suitable for ~~public transportation of~~ carrying passengers.

Sec. 6-1570. State license tag for horse-drawn carriage required.

Prior to the use and operation of any vehicle as a horse-drawn carriage under the provisions of this article, the owner of the vehicle shall secure and display on the vehicle a current Georgia license registration tag.

Sec. 6-1571. Vehicle inspections required.

Each horse-drawn carriage shall be inspected by the taxicab inspector for compliance with the provisions of the article and shall pass the inspection before the vehicle may be used as a horse-drawn carriage in the city. Each horse-drawn carriage involved in an accident shall be inspected by the taxicab inspector before it may be returned to service transporting passengers for hire. Each horse-drawn carriage shall be inspected by the taxicab inspector at least once in each six-month period to insure continued compliance with the provisions of this article.

Sec. ~~6-1572~~ 6-1571. Authority for removal of horse-drawn carriages from streets.

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

The ~~taxicab inspector~~ tourism director shall have the authority to revoke the commercial decal and remove from operation on the streets of the city any vehicle used as a horse-drawn carriage which is in violation of this article and to prohibit operation of the horse-drawn carriage until all deficiencies have been corrected. An order of the ~~taxicab inspector~~ tourism director to remove a vehicle from the streets may be appealed as provided in section 6-15998 of this article.

Sec. ~~6-1573~~ 6-1572. Rates of fare; rate card required.

~~No owner or driver~~ No representative of a horse-drawn carriage shall charge a greater sum for the use of the horse-drawn carriage than in accordance with the published and advertised rates which shall be displayed in each vehicle. Rates shall be displayed in such place as to be conspicuous and to be in clear view of all passengers.

Sec. ~~6-1574~~ 6-1573. Stands generally.

- (a) No parking shall be permitted in the corporate limits of the city except at such stands as may be established by the Mayor ~~mayor~~ and Aldermen ~~aldermen~~ upon the recommendation of the City Manager ~~city manager~~, which parking stands shall be designated by signs. Whenever any stand is established, the stand may be used by horse-drawn carriages upon a rotation basis of a first come, first served, except as provided hereinafter. Fees for the use of stands shall be set by the Mayor ~~mayor~~ and Aldermen ~~aldermen~~ in the annual revenue ordinance.
- (b) ~~Representatives of horse-drawn carriage companies~~ Drivers of horse drawn vehicles operated under the article shall maintain stands in a sanitary condition at all times. Any failure on the part of the horse-drawn carriage company ~~driver or drivers~~ to conform to the requirements of this section shall be unlawful and shall subject the driver to the penalties provided herein.

Sec. ~~6-1575~~ 6-1574. Carriage stands.

- (a) Any person desiring to have a place designated as a regular stand for horse-drawn carriages in the city shall make application by written petition to the Mayor ~~mayor~~ and Aldermen ~~aldermen~~ for the establishment of the horse-drawn carriage stand, setting out where the stand is desired to be. The established stands shall be available for use by carriage companies only through exclusive use lease and time-share lease agreements between the City of Savannah and licensed carriage tour companies. The form of such lease agreements shall be approved by the Mayor ~~mayor~~ and Aldermen ~~aldermen~~.
- (b) Time-shared carriage stands and exclusive use carriage stands are hereby defined as follows:
- (1) *Time-share horse-drawn carriage stand.* A carriage stand established and leased for the use of one or more horse-drawn carriage companies on a time-share basis and which shall have the duration of use and departure times assigned by the ~~taxicab inspector~~ tourism director.
 - (2) *Exclusive use carriage stand.* A carriage stand established and leased for the use of one horse-drawn carriage company.
- (d) The City shall maintain a list of the carriage stand locations and update annually.

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

- ~~(c) Horse drawn carriage stands are hereby established at the following locations:~~
- ~~(1) An exclusive use carriage stand on the north side of Madison Square at the intersection of Bull Street and Harris Street.~~
 - ~~(2) An exclusive use carriage stand on the west side of Barnard Street at its intersection with St. Julian Street.~~
 - ~~(3) An exclusive use carriage stand on the west side of Jefferson Street at its intersection with St. Julian Street.~~
 - ~~(4) An exclusive use carriage stand on the south side of Madison Square at the intersection of Bull Street and Charlton Street.~~
 - ~~(5) An exclusive use carriage stand on the south side of Old Liberty Street, east of Martin Luther King, Jr., Boulevard.~~
- (e) All ~~The~~ exclusive use carriage stands ~~located on Barnard Street at its intersection with St. Julian Street is are~~ hereby designated a tow-away zone. In the event any vehicle is parked in violation of this subsection, said vehicle shall be removed and towed and the owners thereof fined as provided in section 7-1042 of this Code.
- (f) ~~The use of any other parking area must be approved by the tourism director 24-hours prior to the start of the tour.~~

Sec. ~~6-1576~~ 6-1575. ~~Driver Carriage not to be left unattended leave vehicle~~ while waiting to be hired.

It shall be unlawful for any ~~driver-horse-drawn carriage company representative or tour guide~~ of any horse-drawn carriage to ~~leave a horse and carriage unattended leave the vehicle, or the immediate premises thereof,~~ while the vehicle is parked in a horse-drawn carriage stand ~~while waiting to be hired.~~ ~~The carriage must be occupied by a company representative in the driver seat or a company representative must attend the horse from the ground by holding in their hands a lead rope properly attached to the horse's halter.~~

~~At no time shall a horse be separated from its carriage on any City street unless it is an emergency situation.~~

Sec. ~~6-1577~~ 6-1576. Soliciting passengers prohibited.

It shall be unlawful for any person to solicit passengers ~~verbally or by gesture, directly or indirectly, at from~~ any horse-drawn carriage stand or upon the streets of the city.

Sec. ~~6-1578~~ 6-1577. Use of designated bus stops or taxicab stands prohibited.

It shall be unlawful for any ~~driver~~ tour guide of any horse-drawn carriage to park or stand at any bus stop designated for use by the ~~Savannah Transit Chatham Area Transit~~ Authority or ~~any~~ taxicab stand.

Sec. ~~6-1579~~ 6-1578. Restriction on number of passengers.

- (a) No ~~driver~~ tour guide shall permit more persons to be carried in a horse-drawn carriage as passengers than the rated seating capacity of ~~his~~ their horse-drawn carriage.
- (b) ~~No single animal shall pull a carriage holding more than ten people, including the tour guide.~~

**PROPOSED REVISIONS APRIL 2017
REDLINED VERSION**

(c) A child in arms shall not be counted as a passenger.

Sec. ~~6-1580~~ 6-1579. Refusal to carry orderly passengers prohibited.

No ~~driver~~ tour guide shall refuse or neglect to convey any orderly person or persons, upon request, unless previously engaged or unable or forbidden by the provisions of this article to do so.

Sec. ~~6-1581~~ 6-1580. Prohibitions of ~~drivers~~ tour guides.

It shall be unlawful for any ~~driver~~ tour guide of a horse-drawn carriage to solicit business for any hotel or other business or to attempt to divert patronage from one hotel or business to another or use his vehicle for any purpose other than the transportation of passengers.

Sec. ~~6-1582~~ 6-1581. Horse-drawn carriage movement prohibited under certain circumstances.

No ~~driver~~ tour guide shall collect fares, make change, or take on or discharge passengers while his horse-drawn carriage is in motion.

Sec. ~~6-1583~~ 6-1582. Property left in horse-drawn carriage by passenger.

Any horse-drawn carriage ~~driver~~ tour guide or ~~operator~~ horse-drawn carriage company representative discovering in any horse-drawn carriage under his control personal property which was lost or left therein by a passenger of such horse-drawn carriage shall report the loss and deliver all the property to the office of the horse-drawn carriage company within 12 hours after the discovery of the property. The ~~driver's~~ tour guide's report shall include brief particulars to enable the company to identify the owner of the property. The company shall retain the property on behalf of the owner for at least 60 days.

Sec. 6-1584. Safety equipment required.

Each horse-drawn carriage shall be equipped with electrically powered lights or lanterns and reflectors, which lights shall be in use when operating during the hours of darkness and when raining. The lights and reflectors shall be mounted so that they are visible from a distance of 500 feet in any direction. Each horse-drawn carriage shall have on board at all times a four-pound all-purpose extinguisher and a first aid kit.

Sec. ~~6-1585~~ 6-1583. Hours of operation.

No horse-drawn carriage shall be operated on city streets between the hours of 12:00 midnight and 8:30 a.m. on any day. No horse-drawn carriage shall ~~be operated~~ operate a tour between the hours of 4:30 p.m. and 6:00 p.m., Monday through Friday, except that such restriction shall not apply on legal holidays.

Sec. ~~6-1586~~ 6-1584. Area of operation.

(a) Horse-drawn carriages carrying passengers for hire shall be confined to the area bounded on the north by the south curblineline of River Street from West Broad Street Martin Luther King, Jr. Boulevard to General McIntosh Boulevard; on the west by the west curblineline of West Broad Street Martin Luther King, Jr. Boulevard from River Street to Oglethorpe Avenue, then the east curblineline of West Broad Street Martin Luther King, Jr. Boulevard from

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

Oglethorpe Avenue to Park Avenue; on the east by the north curblineline of General McIntosh Boulevard from River Street to Randolph Street, then the east curblineline of Randolph Street to Liberty Street, then the south curblineline of Liberty Street to East Broad Street, then the west curblineline of East Broad Street to Gwinnett Street ~~Park Avenue~~; and on the south by the south curblineline of Gwinnett Street ~~Park Avenue~~ from West Broad Street Martin Luther King, Jr. Boulevard to East Broad Street.

(b) Horse-drawn carriages are prohibited on the following streets and street segments within the area defined above, except to cross from one side to the other: Bay Street, Broughton Street from West Broad Street Martin Luther King, Jr. Boulevard to Lincoln Street, Drayton Street, Whitaker Street south of Congress Street, President Street from East Broad Street to Randolph Street, and Montgomery Street from Broughton Street to West Taylor Street. Horse-drawn carriages are specifically prohibited on River Street and all ramps between Bay Street and River Street, but are permitted on all streets north of Bay Street on the Bay Street level between West Broad Street Martin Luther King, Jr. Boulevard and East Broad Street.

(c) Horse-drawn carriage restricted areas include those defined in section 6-1561 (b)(5).

Sec. ~~6-1587~~ 6-1585. Sanitation requirements.

(a) ~~Manure and~~ Urine must be immediately treated with a chemical deodorizing solution, and urine and manure spills must be ~~removed~~ reported to the immediately from the street by the carriage operator ~~equine sanitation service provider by the carriage operator~~. Horse diapers, which prevent excrement from being deposited on the street surface, must be approved for efficiency by the ~~tourism director~~ transportation supervisor. All diapers must be maintained and free of defects.

(b) ~~In addition, the~~ The equine sanitation service provider ~~city or its representative~~ will conduct cleanup services on downtown streets to keep them manure-free and also to eradicate urine odors. Any company which operates a horse-drawn carriage company ~~an animal-drawn vehicle business~~ in the city shall be assessed a monthly sanitation fee. The sanitation fee is to be assessed by the ~~tourism director~~ director of parking services. The fee shall be billed to the company on a monthly basis. Each company must submit to the ~~tourism department~~ transportation office a copy of all routes used by their carriages, to help ensure effective cleanup.

Sec. 6-1586. Training Program.

(a) Each horse-drawn carriage company shall implement a structured training program for both the tour guides and horses to ensure proficiency when operating on the public right-of-way.

(b) Training materials and records shall be made available for inspection by the tourism director.

Sec. ~~6-1588~~ Sec. 6-1587. Traffic violations.

(a) Horse-drawn carriages shall be prohibited from stopping in traffic or delaying any on-street traffic for the purposes of loading or unloading passengers or for any other purposes.

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

- (b) Every person riding any animal upon a roadway and every person driving any animal-drawn vehicle within the city limits of the City of Savannah shall be subject to the provisions of this article and shall operate the vehicles in accordance with the traffic laws of the City of Savannah and State of Georgia, provided that reasonable accommodation shall be made on account of the speed of the horse-drawn carriage to not impede the flow of traffic.
- (c) Due to the nature of operating animal-drawn vehicles in areas of congestion and heavy traffic within the city, it shall be unlawful to operate the animal-drawn vehicles horse-drawn carriages except when the animals are under complete control at all times and shall be operated with extra caution and due care for the safety of others.

Sec. 6-1589. Sec. 6-1588 Impediment of traffic flow.

It shall be unlawful for any horse-drawn carriage to willfully impede the normal flow of traffic on any city street, alley or thoroughfare at any time. Horse-drawn carriages will be required to pull immediately safely to the nearest curb area when one or more vehicles are unable to safely pass or continue in normal traffic flow. The willful failure of any person to comply with this section shall constitute an offense which shall be punishable by a fine of not less than \$100.00 and/or suspension of the horse-drawn carriage driver's permit pursuant to section 6-1564(l) for a period not to exceed 30 days for the first violation of this section. Second and subsequent violations shall be punishable by a fine of not less than \$200.00 and not more than \$1,000.00 and/or suspension of the horse-drawn carriage driver's permit for not more than 60 days pursuant to section 6-1564(l) of this article.

Sec. 6-1590. Sec. 6-1589. Horse-drawn carriage loading and spacing.

It shall be unlawful for any horse-drawn carriage company to load at any one time more than three horse-drawn carriages from any approved stand for the purpose of conducting tours. When the carriages leave the stand they shall either (a) start out three minutes apart or (b) take different routes. In any event, after After leaving the stand the carriages shall remain separated by a distance of not less than 500 feet. The loading spacing of horse-drawn carriages shall not be restricted on Saturdays, Sundays and after 6:00 p.m. through 12:00 midnight Monday through Friday.

Sec. 6-1593. Design standards.

Animal-drawn vehicles shall be authentically styled passenger carriages, similar to surreys, rockaways, and carriages in illustration numbers 28, 29, 31, 41, 69, 102, 111, 129, 140, and 145 in American Carriages, Sleighs, Sulkies, and Carts, ed. Don K. Berkebile, Dover Publications, Incorporated, 1977. Wagons which were designed for cargo instead of passengers will not be approved. Carriages must not exceed 12 feet in length or six feet in width. Carriages will be measured from end to end, excluding the steps and shafts, and from axle tip to axle tip. Provided, however, that any certificated carriage which was in use as of December 1, 1990, and which is no longer than 13 feet may continue in use.

Sec. 6-1590. Certificate of serviceability.

An annual certificate of serviceability shall be issued for each animal used by a horse-drawn carriage company and must comply with the following operating regulations:

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

- (a) A licensed veterinarian shall certify, after due and proper inspection, the good health of each animal before being placed into service. At the introduction into the touring stock then bi-annually thereafter, the animal shall have had a physical inspection completed by and a certificate of serviceability for carriage work signed by a licensed veterinarian with the results thereof provide to the tourism director and made available for inspection on site.
- (b) All animals upon reasonable notice by the tourism director shall be made available for physical inspection with the results thereof being maintained by the tourism director with a copy being provided to the carriage company operator.
- (c) At introduction into the touring stock, then as needed thereafter, the animal shall have bi-annual fecal exams and be de-wormed if necessary.
- (d) At introduction into the touring stock, the animal shall have been vaccinated by a veterinarian for appropriate diseases and risk factors of the area, as outlined on the certificate of serviceability.
- (e) No single animal shall pull a carriage holding more than ten people, including the driver.
- (f) Unless written approval is given by a licensed veterinarian, no animal having open sores or wounds or any disease or ailment shall be permitted to be in service on the streets of the city. The animal shall not have open wounds, diarrhea, nor shall the animal be lame or have any other ailments unless the tourism director as well as the individual company's stable has a current written statement by a veterinarian on file that the animal is fit for such work not withstanding such condition. The written statement must have a required expiration date.
- (g) Each draft animal shall have its hooves properly trimmed and shod for street surfaces. The hooves of all animals while engaged in work on pavement, brick, concrete or other like hard surfaces shall have appropriate shoes or pads to prevent slipping and shall be evenly trimmed and shod.
- (h) The animal shall have adequate flesh and muscle tone as determined by the Body Condition Scale of the Henneke Chart and shall average between 4 and 7 based on an assessment by the horse-drawn carriage company's veterinarian.
- (i) The animal is kept in good working condition.
- (j) Each animal shall be groomed daily.

Any applicant who refuses or fails to comply with the requirements of this article shall not be issued a certificate of serviceability business license until proof of compliance is presented by the applicant and certified by the ~~taxicab inspector~~ tourism director. The ~~foregoing licensing requirements~~ certificate of serviceability shall be ongoing as requirements for continuous operation.

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

Sec 6-1591. Record keeping.

- (a) Medication and treatment logs, Georgia State Department of Agricultural inspections records, certificate of serviceability, de-worming records, rectal temperature logs, work schedules, disposal documentation, and such other records shall be maintained for a one year period by each carriage company operator for every animal used in the touring stock.
- (b) These records shall be made available for inspection by the tourism director.

Sec. 6-1592. Inspections.

- (a) Animals, stables, stalls and operating facilities and records shall be subject to random or unannounced inspections at the discretion of the tourism director. These inspections shall be brief in order to not interfere with the work of the business. The tourism director shall be completed with the inspection with fifteen (15) minutes after arrival at the facility during business hours. A representative from the horse-drawn carriage company shall be present.

Sec. 6-1593. Care of horses

- (a) Free choice and cold water shall be provided to each animal immediately after completing a tour or offered at least once per hour.
- (b) Animals shall be provided electrolyte supplements as needed.
- (c) Harnesses shall be properly fitted, maintained, and oiled so that no irritating material will come in direct contact with the animal.
- (d) In a twenty-four hour period, animals shall not tour more than eight consecutive hours without a one and one-half hours break being disconnected from the carriage.
- (e) Animals shall not tour for more than six consecutive shifts in a seven day period. Exceptions must be submitted to the tourism director for approval.
- (f) Animals shall have a ten minute rest per hour when touring.
- (g) Animals shall not engage in work with equipment causing an impairment of vision, other than normal blinders.
- (h) No ~~driver~~ tour guide may use more than a light touch of the whip upon any animal, and no tour guide ~~driver~~ or other person may forcefully strike an animal or make movements or noise intended to frighten or harm an animal.
- (i) No ~~driver~~ tour guide shall permit an animal to pull a carriage at a speed faster than a slow trot ~~or walk~~, except in emergency situations.

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

- (j) No animal shall be subject to any condition or treatment, whether in service or out of service, which will impair the good health and physical condition of that animal.

6-1594. Shelter for horses.

- (a) Shelter for horses shall be safe, well lighted, ventilated, and provide protection from weather as described herein
- (1) Stables and stalls shall be kept clean and in good repair and excreta shall be removed daily.
 - (2) Fans shall be used to increase ventilation when the ambient temperature reaches eighty (80) degrees Fahrenheit
 - (3) Adequate water shall be provided in stables and stalls at all times while any ~~draft~~ animal is present.
 - ~~(4) Ventilation adequate to ensure the health and comfort of animals shall be provided in stable and stall areas.~~
 - (5) Bedding in stalls and stables shall be changed daily kept at least six inches deep and shall not show wetness under the pressure of any draft animal's hooves.
 - (6) Adequate and leak-free roofing is required for any stable or stall area in which animals are housed.
 - (7) Each individual ~~draft~~ animal shall have a stall large enough for the animal to safely turn around, but in no case shall any individual animal be kept in a stall less than 120 square feet in area. Ceilings in stalls and stables must be at least nine feet from the bedding and flooring. provide ample headroom for the animal.
 - (8) Food shall be kept free of contamination.
- (b) Fire extinguishers must be kept in obvious places in every stable as required by law and as recommended by the fire department.
- ~~(f) The city manager may, upon recommendation of the taxicab inspector, temporarily suspend any carriage company license for violation of the provisions of this article, subject to license revocation action as provided by the annual revenue ordinance.~~
- (c) Each carriage company shall post at their barn in a conspicuous place signage as required under applicable federal, state and local laws.

Sec. 6-1595. Harnesses.

- (a) Animals shall not engage in work with harnesses or bits that harm or are unsafe to the animal.
- (b) No bitless bridles shall be used.
- (c) Harnesses, brindles, bits and padding shall be properly fitted and kept clean and in good working order.

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

- (d) Harnesses shall be kept free of makeshifts like wire and rope. Exceptions shall be made in emergency situations until the animal is safe.

Sec. 6-1596. Equine Heat

- (a) Monitoring of Temperature and Heat Indices. The tourism director shall use weather information provided by the National Weather Service (www.weather.gov) to monitor the temperature and heat index. The specific weather location shall be Hunter U.S. Army Airfield (KSVN).
- (b) Heat Guidelines. The following heat indices and air temperatures shall be applied:
1. Temperature of 85 degrees Fahrenheit or higher
 - a. The rectal temperature readings and respiratory rates shall be taken at the end of every circuit of the tour route prior to hosing down the horse. Information shall be recorded and kept on the carriage or at the carriage stand for the tourism director to review.
 - b. Visual inspection of the horses shall be made by the tourism director to detect stress.
 2. Heat index of 100 up to 110 degrees OR temperature of 90 up to 95 degrees Fahrenheit
 - a. The rectal temperature readings and respiratory rates shall be taken at the end of every circuit of the tour route prior to hosing down the horse. Information shall be recorded and kept on the carriage or at the carriage stand for the tourism director to review.
 - b. Horses shall be hosed down with cold water at the end of their tour route. Sweat scrapes shall be used to remove excess water from the horse's body once it is hosed down.
 - c. Water stations shall contain fresh and cold water. Electrolytes are recommended as needed.
 - d. Signs of heat exhaustion shall immediately be addressed and the horse returned to their stable.
 - e. Horses shall have a minimum of fifteen (15) minutes rest per hour when touring.
 3. Heat Index of 110 degrees or higher OR temperature exceeding 95 degrees Fahrenheit
 - a. Horse-drawn carriages shall not be allowed to tour on city streets.
 - b. Horses currently on the street shall have the option of staying at their stand to keep cool to prevent the horse from being put into a dangerous situation by being sent back to the stables. If needed, appropriate emergent care shall be provided to the horse.
- (c) Horse Stand Inspections. The tourism director shall reserve the right to ask for temperature readings on all horses currently in circulation when the Heat Index is 100 degrees or higher or air temperature is 85 degrees Fahrenheit or higher. Temperature records shall be available for inspection by the tourism director. Horse drawn carriage companies unable or willing to provide proof that temperatures are being taken shall be subject to being removed from operation on city streets. The tourism director shall reserve the right to have temperatures taken in their presence.
- (d) Elevated horse temperatures. If the temperature of any horse on the street is 102 degrees or above, the horse-drawn carriage company shall retake the temperature in the presence of the tourism director. If the temperature of the horse remains above 102 degrees after 30 minutes from initial

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

reading, that horse shall be ordered off of the street by the tourism director and returned to the stable for the day. If needed, appropriate emergent care shall be provided to the horse.

- (e) The tourism director may contact a horse-drawn carriage to return to its stand and request a temperature reading in their presence. Elevated horse temperatures shall apply.

Sec. 6-1597. Incidents and accidents.

- (a) Each horse-drawn carriage company shall designate an employee to be trained in basic equine first aid and to deploy as a first responder to any incident involving possible injuries to a horse from their respective company.
- (b) Each horse-drawn carriage company shall be equipped with an equine triage kit with the capabilities of administering basic first aid to an injured horse until such time that a licensed equine veterinarian can respond to an incident scene to administer veterinarian care.
- (c) Accidents requiring a police report shall be reported to the tourism director within 24 hours.
- (d) Each horse-drawn carriage involved in ~~an~~ a reportable accident shall be inspected by the ~~taxicab inspector~~ tourism director before it may be returned to service transporting passengers for hire.

Sec. ~~6-1591~~ 6-1598. Administrative hearing and appeal.

(a) ~~Administration.~~

- ~~(1) This article shall be administered by the taxicab inspector, who shall have authority to recommend in writing to the parking services administrator that access to designated carriage tour stands be denied to a horse drawn carriage tour company for violation of this article or state law.~~
- ~~(2) The parking services administrator, after hearing evidence from both the taxicab inspector and the horse drawn carriage tour company owner or his representative, shall have authority to deny access to designated carriage stands for a period of up to six months for violation of this article or state law relating to carriage companies. The parking services administrator will promptly notify the horse drawn carriage tour company owner in writing of such action, in which case the horse drawn carriage tour company owner shall have the immediate right to appeal in accordance with subsection (b) of this section.~~
- ~~(3) If a horse drawn carriage tour company is denied access to designated carriage stands three times within any three year period and if each appealed removal is upheld, the fourth such removal within said three year period shall be for a period of one year.~~

(b) ~~Administrative hearing and appeal.~~

- (1) Any decision of the ~~parking services administrator~~ tourism director to deny a horse-drawn carriage ~~tour~~ company access to designated carriage stands or to remove a carriage or horse from the streets may be ~~immediately~~ appealed, within ten days, by the horse-drawn carriage ~~tour~~ company. All appeals shall be made in writing to an administrative hearing panel. Such

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

appeal shall be heard by an administrative hearing panel. ~~which~~The panel shall be made up of (a) the revenue director or ~~his~~~~their~~ designee, ~~the assistant revenue director~~ (b) the city traffic engineer or their designee, (c) the Savannah-Chatham Metropolitan police chief or ~~his~~~~their~~ designee, and (d) two members of the tourism advisory committee.

- (2) The administrative hearing shall be informal and shall be presided over by the revenue director or ~~his~~ their designee. The majority decision of the administrative hearing panel shall be provided to the horse-drawn carriage ~~tour~~ company in writing within one day of the hearing. Any decision of the administrative hearing panel may, within ten days of notification, be appealed in writing to the city manager, whose ruling shall be final.

Sec. ~~6-1592~~ 6-1599. Compliance required.

Failure to comply with this article or any of the laws, ordinances or regulations of this city can result in revocation of permit and punishment in municipal court. Any ordinance or laws of this city, county, state, or federal agency which governs the treatment of animals, including horses or other oxen of burden, must be complied with by the horse-drawn carriage tour guide, passengers or agents of the horse-drawn carriage company.

Section 6-1600. Penalties for violation; issuance of citations; suspension and appeal.

- (a) Failure to comply with this article or any of the laws, ordinances, and regulations of this city may result in violation of permit and shall be punishable as provided in section 1-1013 of this Code.
- (b) Any citation issued for violation of this article shall be issued to the tour guide or horse-drawn carriage at the time of the violation when deemed appropriate by the enforcement officer issuing the citation.
- (c) In the event that an enforcement officer deems it inappropriate to deliver a citation to the tour guide or horse-drawn carriage at the time of a violation, a citation may be issued at the time of the violation and delivered by hand or fax to the tour guide or horse-drawn carriage company. Any such citation shall be delivered by 10:00 a.m. on the business day following the day of issue. Any citation delivered in this manner shall be fully valid, and shall be considered sufficient notice of the charges. A horse-drawn carriage company who believes a citation to be issued based on a misapplication of an ordinance to the facts may contest the citation in writing within seven days to the tourism director.
- (e) Any horse-drawn carriage company whose operators receive five or more sustained citation for violating this article in a 30-day period shall be assessed a fine as appropriate. The schedule of fines is shown below:

PROPOSED REVISIONS APRIL 2017
REDLINED VERSION

<u>Number of Citations In 30-Day Period</u>	<u>Fine</u>
<u>5 or more</u>	<u>\$500.00</u>
<u>10 or more</u>	<u>\$750.00</u>
<u>15 or more</u>	<u>\$1000.00</u>