



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#15-1161

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: October 6, 2015

TITLE: Motion Approving a Certificate of Public Convenience and Necessity for
Fort Lauderdale Duck Tours, LLC.

Recommendation

It is recommended that the City Commission approve the issuance of a Certificate of Public Convenience and Necessity authorizing Fort Lauderdale Duck Tours, LLC., d/b/a Duck Tours to operate a rental car with chauffeur and/or sightseeing service within the City of Fort Lauderdale and subject to the conditions included herein.

Background

The Code of Ordinances of the City of Fort Lauderdale makes it unlawful for any person to engage in, or carry on, a vehicle for hire business within the City without first obtaining from the City a Certificate of Public Convenience and Necessity (CPCN).

Pursuant to Section 27-192 (a)(1) of the Code of Ordinances of the City of Fort Lauderdale, the individual or entity seeking a permit or business tax receipt for the operation of rental cars with chauffeurs and/or sightseeing vehicles must apply for a CPCN with the Department of Transportation and Mobility (TAM). Upon receipt of such application the Department reviews each application for sufficiency and forwards sufficient applications to the City Commission for review and approval.

Staff has received and reviewed the attached application (Exhibit 1) from Fort Lauderdale Duck Tours, LLC., d/b/a Duck Tours and has found the application to be sufficient subject to the restrictions detailed in the Traffic Engineer's review (Exhibit 2) and the Police Department's safety review (Exhibit 3). TAM establishes these conditions to best mitigate the impact Fort Lauderdale Duck Tours, LLC., d/b/a Duck Tours will have on vehicular and pedestrian traffic along the proposed route (Exhibit 4) and within the City right-of-way for public safety. Each vehicle must bear a City-issued permit.

Duck Tours is applying to provide sightseeing amphibious tours in the City of Fort Lauderdale utilizing one amphibious vehicle. The tours will be provided on demand for a flat fee according to the proposed rate schedule in accordance with the proposed route (Exhibit 4), and subject to the applicant meeting the following conditions:

- The applicant will not be authorized to operate outside the boundaries established on the route map.
- The applicant will not stop in the travel lane to pick up or drop off passengers.
- The applicant will not be permitted to make a U-Turn in the travel lane along the approved route.
- The applicant must identify designated entrance/exit points along the route.
- The applicant will not operate within special event areas/routes as established by the City's Special Event Coordinator.
- It will be the responsibility of Fort Lauderdale Duck Tours, LLC to secure special event dates and route in advance of the planned events.
- The City reserves the right to suspend route operation during scheduled or unscheduled events and road closures or any other circumstances that would require traffic mitigation.
- The operator must adhere to applicable federal, state and local laws and regulations governing the safety of all participants.
- The operator must ensure personal floatation devices are serviceable, easily accessible and of sufficient quantity.
- The sightseeing route may not be altered without prior review and approval, except temporarily due to emergencies or special events.
- The operator may not stage the vehicle in the right of way or at county bus stops while awaiting passengers.
- Embarking/disembarking may not interfere with vehicular and pedestrian traffic.
- The volume of narrations or music emanating from the vehicle should not disturb the quietude of nearby businesses and residences.

Resource Impact

There is no fiscal impact associated with this action.

Strategic Connections

This item is a *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included within the Business Development Cylinder of Excellence, specifically advancing:

- Goal 7: Be a well-positioned City within the global economic and tourism markets of the South Florida region, leveraging our airports, port, and rail connections.
- Objective 2: Facilitate a responsive and proactive business climate.

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We are Prosperous*.

Attachments

Exhibit 1: Certificate of Public Convenience and Necessity Application

Exhibit 2: Traffic Engineer's Review

Exhibit 3: Fort Lauderdale Police Department Review

Exhibit 4: Proposed Route

Prepared by: Andrea Smith, Transportation and Mobility

Department Director: Diana Alarcon, Transportation and Mobility