

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 15,072

IN THE MATTER OF:

Served September 19, 2014

Petition of METROPOLITAN WASHINGTON)
AIRPORTS AUTHORITY for Amendment of)
Interstate Rates and Charges for)
WASHINGTON FLYER Taxicabs)

Case No. MP-2014-004

This matter is before the Commission for correction of an interstate taxicab rate order, Order No. 14,773, issued in this proceeding on May 20, 2014, pursuant to Article XI, Section 18, of the Washington Metropolitan Area Transit Regulation Compact.¹

Order No. 14,773 approved an increase in certain taxicab rates that had been approved by the Commission in 2009 for interstate trips in Washington Flyer Taxi taxicabs, which operate out of Washington Dulles International Airport. The order approved a mileage-rate increase, a waiting-time rate increase, and pass-through treatment of tolls, as proposed by the Metropolitan Washington Airports Authority, the operator of Dulles Airport.²

The mileage rate was increased from \$0.50 per quarter mile after the first quarter mile to \$0.54 per quarter mile after the first quarter mile. The waiting-time rate was increased from \$22.50 per hour to \$24.00 per hour, to be charged at the rate of \$0.40 for each 60 seconds of waiting time.

It now appears that the taximeters at issue cannot accommodate one rate increment for calculating distance charges (\$0.54) and a different rate increment for calculating waiting time charges (\$0.40). The Airports Authority therefore proposes that the \$24.00/hour waiting-time rate approved in Order No. 14,773 for interstate trips in Washington Flyer Taxi taxicabs be charged at the equivalent rate of \$0.54 for each 81 seconds of waiting time.

Under Article XIII, Section 3(a), of the Compact: "The Commission shall perform any act, and prescribe, issue, make, amend, or rescind any order, rule, or regulation that it finds necessary to carry out the provisions of [the Compact]." Under Commission Rule

¹ Pub. L. No. 101-505, § 1, 104 Stat. 1300, 1308 (1990), *amended by* Pub. L. No. 111-160, 124 Stat. 1124 (2010) (amending tit. I, art. III).

² No amendments or deletions were proposed with respect to any of the other Washington Flyer Taxi rates and charges adopted in 2009, and none were approved in Order No. 14,773. *In re Washington Flyer Taxicabs*, No. MP-14-004, Order No. 14,789 (May 23, 2014) (correcting Order No. 14,773).

No. 26-04: "If, after the hearing in a proceeding, the Commission shall have reason to believe that conditions of fact or of law have so changed as to require, or that the public interest requires, the reopening of such proceeding, the Commission will issue an order reopening."

On the record before us now, it is clear that in the absence of our approval of the technical correction proposed by the Airports Authority, Order No. 14,773 cannot be given full effect. We therefore find that the facts known to the Commission have so changed as to require that we reopen this proceeding and order that the \$24.00/hour waiting-time charge approved in Order No. 14,773 be calculated at the rate of \$0.54 for each 81 seconds of waiting time.³

THEREFORE, IT IS ORDERED:

1. That this proceeding is hereby reopened pursuant to Commission Rule No. 26-04.

2. That Appendix B to Order No. 14,773, prescribing interstate taxicab rates and charges for Washington Flyer Taxi service within the Washington Metropolitan Area Transit District, as corrected by Order No. 14,789, served May 23, 2014, is hereby further corrected as attached, consistent with the terms of this order, effective September 25, 2014.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS BRENNER, HOLCOMB, AND BROWN:



William S. Morrow, Jr.
Executive Director

³ See *In re Interstate Taxicab Fuel Surcharge*, No. MP-08-169, Order No. 11,767 (Dec. 22, 2008) (reopening proceeding to terminate interstate taxicab fuel surcharge due to changed facts); *In re Interstate Taxicab Rates and Charges*, No. MP-05-132, Order No. 9265 (Jan. 17, 2006) (making technical correction to waiting time charge).

INTERSTATE TAXICAB RATES AND CHARGES
FOR WASHINGTON FLYER TAXICAB SERVICE WITHIN THE
WASHINGTON METROPOLITAN AREA TRANSIT DISTRICT

- \$3.50 First 1/4 mile or fraction
- .54 Each additional 1/4 mile or fraction
- .54 Each 81 seconds of waiting time (\$24.00/hour)
- 1.50 Each additional passenger in a pre-formed party
(provided, however, that one child five (5) years of age
or younger shall be transported without charge when
accompanied by an older person)

Snow Emergency Surcharge:

There shall be a surcharge of \$2.50 per trip during periods of
snow emergency declared by the District of Columbia.

Waiting time shall include:

- 1) time consumed while a taxicab is waiting for passengers beginning
5 minutes after the time of arrival at a pick-up location. No
time shall be charged for premature pick-up;
- 2) time consumed while a taxicab is stopped or slowed to a speed of
less than 10 m.p.h.; and
- 3) time consumed for stopovers en route at the direction of the
passenger.

Tolls:

Tolls paid by a driver on a passenger-selected route may be
added to a passenger's fare; provided, that before taking that
route the passenger was informed of the toll(s) and given the
option of taking an alternative route not requiring payment of
a toll. A driver may not recover more than the toll amount
actually paid regardless of the number of passengers being
transported.