



STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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DOCKET NO. 1801-N-12-L

RE: APPLICATION OF ZIA UR RAHMAN DBA ZIA'S LIMO TO OPERATE ONE (1) MOTOR VEHICLE, HAVING A SEATING CAPACITY OF LESS THAN ELEVEN (11) PASSENGERS, IN GENERAL LIVERY SERVICE FROM A HEADQUARTERS IN WINDSOR.

DECISION

MARCH 22, 2018

## I. INTRODUCTION

### A. APPLICATION

By application filed on January 25, 2018, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Zia Ur Rahman dba Zia's Limo (hereinafter "applicant") located at 45 Park Avenue, Windsor, CT 06095 seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) adults, in general livery service from a headquarters in Windsor.

### B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing on this application was held on March 20, 2018.

Notice of the application and of the hearing to be held thereon was given to the applicant and to such other parties as required pursuant to Connecticut General Statutes Section 13b-103, as amended. Legal notice to the public was given by publication on the department's website.

A hearing officer designated by the Commissioner pursuant to Connecticut General Statutes Section 13b-17 conducted the hearing on this matter.

### C. APPEARANCES

Zia Rahman appeared pro se on behalf of the applicant. The applicant's mailing address is 45 Park Avenue, Windsor, CT 06095.

## II. FINDINGS OF FACT

1. The applicant seeks to operate one livery vehicle from a headquarters in Windsor.
2. Mr. Rahman has extensive experience working as a taxi/livery driver and currently retains a valid public service license.
3. The applicant has maintained a customer base of both corporate and non-corporate clients.
4. The applicant's wife will help in the administration of the business.
5. The applicant has \$7,500 in the Santander Bank.
6. The applicant will operate a 2007 Lincoln Town Car which he owns outright.

7. The applicant's first six month of expenses includes insurance of \$1,207, maintenance of \$600, property tax of \$14 and cell phone expenses of \$552.

8. Richard Peplau has been a customer of the applicant for the past seven years. He uses the applicant several times a year to get to the Bradley Airport. He finds the applicant to be prompt and provides a good customer service.

9. The applicant provides a door to door service which is especially for the elderly.

10. This application is not opposed.

### III. DISCUSSION

The department has jurisdiction over each person, association, limited liability company or corporation owning or operating a motor vehicle in livery service, pursuant to Connecticut General Statutes Section 13b-102, as amended.

In determining whether a livery permit should be granted, the department shall take into consideration the present or future public convenience and necessity. The applicant must prove that the public's convenience and necessity will be improved by the proposed service. Additionally, the applicant must show the suitability of the applicant or the suitability of the management if the applicant is a limited liability company or corporation, the financial responsibility of the applicant, the ability of the applicant efficiently and properly to perform the service for which authority is requested and the fitness, willingness and ability of the applicant to conform to the provisions of the statutes and the requirements and regulations of the department thereunder, in accordance with Connecticut General Statutes Section 13b-103.

Some factors to consider in granting a livery permit are whether the service will benefit the relevant class of users, whether the proposed service is more efficient, more economical, more convenient, more satisfactory, or different than the services offered by the existing service providers, whether the new service would create a potentially beneficial effect upon rates and customer service and whether the acquisition of equipment would be more suitable to customer needs, whether the population in the area that the applicant proposes to service is increasing, whether potential customers have requested a service like that suggested by the applicant and whether the proposed service will improve the existing mode of transportation as defined in *Martorelli v. Department of Transportation* 316 Conn. 538 (2015).

With regard to the need for the livery service, the applicant presented a client who spoke highly of the applicant's service. The applicant provides a door to door service which is very desirable. The applicant's ability to provide good customer service has given him a customer base to operate this business.

To show financial support, the applicant submitted information that the first six months of expenses includes insurance of \$1,207, maintenance of \$600, property tax of \$14 and cell phone expenses of \$552 for a total expense of \$2,373. The applicant has \$7,500 in the Santander Bank which can cover these expenses.

Regarding the applicant's suitability, the applicant submitted a criminal record check for Mr. Rahman which showed no convictions. The applicant has been a livery/taxi driver in the past and has experience in the industry.

Based on the evidence presented, the applicant has proven the necessary suitability, financial ability and public need to be granted the one (1) livery permit.

#### IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application is hereby granted and Livery Permit Number 3630 is hereby reissued as follows:

#### **LIVERY PERMIT NUMBER 3630**

Zia Ur Rahman dba Zia's Limo is hereby permitted to operate one (1) motor vehicle, having a seating capacity of less than eleven passengers, in general livery service from a headquarters in Windsor.

#### **RESTRICTIONS:**

**The applicant must register the one (1) vehicle granted under this decision within sixty (60) days from the date of this decision.**

The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

This permit shall remain in effect until it is amended, suspended or revoked by the department. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other State statutes and/or rules, regulations and orders of the department shall be considered sufficient cause to amend, suspend or revoke said permit.

A memorandum of this permit, bearing the seal of the department, shall be

conspicuously posted in each motor vehicle operated under this permit.

Dated at Newington, Connecticut on March 22, 2018.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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Judith Almeida  
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Administrative Law Unit  
Bureau of Finance and Administration