

**HEARINGS, MEETINGS, LICENSES**  
**2-23-09**

[ D R A F T ]

February 20, 2009

Dear Senator Pacheco and Representatives Calter, Canessa, and Straus,

As you know recent cuts in local aid will have dire consequences for local services. Governor Patrick provided some mitigation to those cuts in his budget by including revenue from increases to the motel tax and a new meals tax on our cherry sheets. He also proposed new local option taxes and promised to end the tax loophole for utility companies. To date, however, the legislature has not responded to these initiatives leaving local officials uncertain about what new revenue sources, if any, may be available to help us stem cuts to local services.

We ask that you take up the Governors' proposals, and any additional legislative initiatives coming out of the Joint Committee on Revenue as soon as possible so that we can project revenue for FY 2010 and formulate a budget for our upcoming Town Meeting. We also ask that you support taking health care plan design and membership in the Group Insurance Commission health plan out of collective bargaining so that we have additional options at our disposal to balance our budget in this very difficult year.

Sincerely,

DRAFT 1 FOR BOS REVIEW

February 18, 2009

Mr. Matthew Albanese, Chairman  
Regional Task Force - Brockton Power Plant  
c/o Board of Selectmen  
Town Hall  
West Bridgewater, MA. 02379

Re: Proposed Brockton Power Plant

Dear Chairman Albanese:

The Middleborough Board of Selectmen/Board of Health has reviewed and discussed the various issues surrounding the proposed Brockton Power Plant to be located near Oak Street. Representatives from our community have participated in the Task Force meetings and heard from project proponents, other experts and the concerns of the surrounding communities and abutters to the proposed project.

Residents concerns include: fuel storage within a water resource area and Zone II (Hubbard Street well); short and long term health effects from air emissions on youth and senior populations that include respiratory, heart, and kidney issues; the bio-accumulation and soil aggregation of pollutants; health issues related to aerolized discharges from wastewater that could be utilized by the cooling towers; traffic impacts caused by truck trailers entering into the residential area; risks associated with the use of chlorine gas at the site; and the lack of evacuation plans.

A main concern is the cumulative air quality deterioration that could impact residents of Middleborough from multiple source discharges. The town receives air emissions from a neighboring SEMASS facility (waste to energy) located in Rochester, Massachusetts.

The air quality analysis presented by the project proponents did not indicate the use of station locations or monitoring events that would provide relative impact results for southeast regional communities. Conflicting opinions from experts on both sides of these issues has left the Middleborough Board of Selectmen with concerns of other long term health impacts associated with degraded air quality.

For the issues cited and above and in support of our neighboring communities, the Town of Middleborough Board of Selectmen/Board of Health has voted to not support the construction of the proposed Brockton Power Plant.

If there are any questions concerning this matter, please do not hesitate to contact this office at (508) 946 - 2405.

Sincerely,

Patrick E. Rogers, Chairman  
Middleborough Board of Selectmen

cc: Jeanne Spaulding, Health Agent  
Charles Cristello, Town Manager



**Middleborough Veterans' Outreach Center, Inc**  
**61 Summer Street**  
**Middleborough, Massachusetts 02346**  
**508-947-9109**  
**E-Mail: [mvoc217@verizon.net](mailto:mvoc217@verizon.net)**

**January 15, 2009**

Dear Honorable Board,

This letter is to inform the board of selectmen the intentions of the Middleborough Veterans' Outreach Center Inc, to retain Mr. Joseph Thomas as a taxi operator for the Middleborough Veterans' Outreach Center Inc.

The Middleborough Veterans' Outreach Center will make every effort to secure a contract with, but not limited to; the Disabled American Veterans, or the Department of Veterans' Services.

Respectfully Submitted,

Board Members:

Edward Beaulieu

Randy Reynolds

Paul Amelotte

Robert Hollstein

DECAS, MURRAY & DECAS ATTORNEYS AT LAW  
132 NORTH MAIN STREET • MIDDLEBORO • MASSACHUSETTS 02346 • (508) 947-4433

GEORGE C. DECAS (RETIRED)  
DANIEL F. MURRAY, ESQUIRE  
WILLIAM C. DECAS, ESQUIRE

REPLY TO POST OFFICE BOX 201  
MIDDLEBORO, MA 02346-0201

FAX (508) 947-7147

WAREHAM OFFICE:  
219 MAIN STREET  
(508) 295-2115

December 4, 2008

Jackie Shanley, Secretary to  
Board of Selectmen  
(via FAX#: 508-946-0058)

RE: Taxi regulations

Dear Jackie:

You advised that someone asked for an application for a "livery" license.

I advised you that the Board of Selectmen in or about 1988 adopted regulations for operation of taxi cabs. I enclose the following:

1. Board regulations;
2. My letter dated July 16, 1992;
3. Application form for operator license;
4. Part of 540 CMR 2.05 which defines livery vehicle and taxicab.

The Board regulations do not expressly regulate a "livery". However, my letter (Item 2) indicates that a livery which transports people within the Town is required to have a taxi license. The Board regulations do not purport to regulate activity which involves transport of passengers from Middleborough to another town or from another town to Middleborough. Only activities involving transportation of passengers from place to place within Middleborough is covered by the regulations.

If the person who wants to apply for a license does not do any place-to-place transport within Middleborough, no license is required under the regulations. I assume that at least part of applicant's business involves place to place transport in Middleborough.

Very truly yours,

  
Daniel F. Murray  
Town Counsel

DFM/s  
08-237

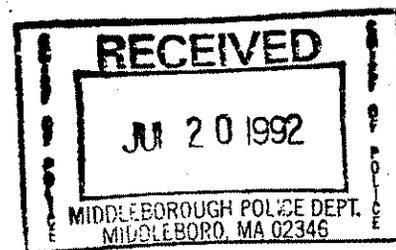
## DECAS, MURRAY &amp; DECAS

ATTORNEYS AT LAW

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GEORGE C. DECAS  
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MIDDLEBORO, MA 02346  
FAX (508) 947-7147WAREHOUSE OFFICE  
210 MAIN STREET  
(508) 295-2115

July 16, 1992

Board of Selectmen  
Town of Middleborough  
Town Hall  
Nickerson Avenue  
Middleborough, MA 02346

Dear Members:

You inquired whether a particular taxi company may operate vehicles registered as private livery vehicles pursuant to a town taxi license issued under board taxi regulations.

I understand that the licensee (Superior Taxi) has a taxi license for six vehicles. I also understand that one or more of those vehicles are registered with the Registry of Motor Vehicles as private livery vehicles. It appears under registry regulations that a private livery vehicle may be registered as a private passenger vehicle whereas a taxi or public livery vehicle must be registered as a taxi.

Registry of Motor Vehicles regulations provide that a private livery vehicle may be used only for social functions, funerals, shopping trips, touring and other similar purposes. Such vehicles may only be rented from a garage or residence of the owner. A taxi or public livery vehicle is not limited to the uses applicable to private livery vehicles and may be rented from places other than a garage or residence of the owner such as a taxi stand.

I understand and assume for purposes of this opinion that Superior Taxi's private livery vehicles are used at least some of the time for purposes not allowed by the aforesaid regulations of the Registry of Motor Vehicles

The board's regulation requires that any person engaged in the business of transporting persons for hire in a vehicle from place-to-place within the town must be licensed to do so. The cited language is in my opinion inclusive of taxis, public livery vehicles and private livery vehicles when they are used to transport persons for hire from place-to-place in the town. The underlying statute which authorizes board regulations, G.L. c 40, § 22, permits rules for the regulation of carriages and vehicles used in the community. While the board regulation refers to "taxi" (§§ 5, 6, 7, 10, 15, 16, 20, 21, 24, 25, 27, 29 and 30), it is my opinion that the term "taxi" as used in the regulation means any

Board of Selectmen  
July 16, 1992  
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motor vehicle which transports people for hire within the town including so-called public and private livery vehicles. I don't think the specific designation of a vehicle as a taxi or as a livery vehicle is crucial to the application of the regulation. The use to which a vehicle is put is what requires a license under the board regulation.

I think Superior Taxi's registration of some or all of its vehicles as private livery vehicles is not inconsistent with the board regulation. I assume that the vehicles which are registered as private livery vehicles are included in the six vehicles licensed by the board. The licensee may be in violation of vehicle registration laws if its private livery vehicles are used for purposes not permitted by registry of motor vehicles regulations. But I find nothing in the board regulation which suggests that a licensee may not use private livery vehicles under a town taxi license. I don't construe the board regulation to require all vehicles covered by the license to have taxi registrations.

Very truly yours,

Daniel F. Murray  
Assistant to Town Counsel

DFM:mpd  
CC: William E. Warner, Chief of Police  
John F. Healey, Town Manager

*See yell. sections  
for PD resp's*

## TOWN OF MIDDLEBOROUGH

### REGULATIONS FOR THE OPERATION OF TAXI CABS

#### Procedures - General

Section 1. No person shall engage in the business of transporting persons for hire in a vehicle from place-to-place within the Town without first having obtained a license from the Board of Selectmen authorizing him to engage in such business and designating the number and identity of such vehicle(s) that may be used under such license.

Section 2. The Board of Selectmen may, in its discretion, withhold, grant or revoke any license required.

Section 3. For every license required under the provisions of this procedure and section, there shall be paid for the use of the Town the sum of twenty (\$20) dollars for each vehicle licensed.

Section 4. License(s) issued under this procedure shall expire on December 31st of each year and shall be renewable for one year.

Section 5. No taxi license shall be issued by the Board of Selectmen until the applicant shall have presented, to be filed with the application, a certificate of an insurance company authorized to transact business in the Commonwealth stating that the vehicle to which the license applies is properly insured under the laws of the Commonwealth. Such certificate shall state the name and address of owner of the vehicle, the names of the company in which the license is insured, the amount and character of insurance, and a statement that the insurance policy is applicable to passenger lawfully riding in the vehicle under the provisions of this procedure. Such insurance shall be to the amount or limit of at least ten thousand dollars on account of injury to or death of any one person and at least twenty thousand dollars on account of any one accident resulting in the injury or death of more than one person. The certificate shall further certify that such policy shall not be cancelled without giving the Board of Selectmen five days' notice

**COPY**

## Taxi Regulations

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thereof. When notice of cancellation of an insurance policy is received by the Board of Selectmen, the licensee shall be notified, and unless he shall, before the expiration of the policy to be cancelled, submit a new certificate of valid insurance policy, he shall return and surrender his license and plates. Failure on the part of the licensee to surrender promptly his license and plates shall be reason and cause for one (1) year suspension or revocation of the license by the Board of Selectmen.

Section 6. Public taxi stand(s) on public ways shall be designated and assigned by the Board of Selectmen or their designee. Any provision of this or other By-law of the Town restricting parking on certain streets shall not be in effect on any section of a street designated as a public or special stand in the manner provided in this procedure.

Section 7. A taxi may transport passengers on request from persons on any street or public way or from any assigned taxi stand or a stand on private property where permission is granted by the owner of said property.

Section 8. No person having charge of a taxi shall utter any objectionable outcry for the purpose of soliciting passengers or attracting the attention of the public, nor shall the driver of such vehicle seek employment by repeatedly driving his vehicle to and fro in a short space before, or by any public resort or other place of public gathering.

Section 9. No driver in charge of a taxi shall refuse unreasonably to carry a passenger.

Section 10. No person having charge of a taxi shall take up or carry any passenger after the taxi has been occupied or engaged by a prior passenger against the objection of such prior passenger.

Section 11. No person having charge of a taxi shall convey, or permit to be placed therein, any person known to the driver to be sick or infected with a contagious disease or the body of any deceased from such disease.

Section 12. Taxi cab fares shall be established by the Board of Selectmen and shall be reviewed by the Board at least once every three (3) years or more frequently if requested by ten taxpayers. Said fares to be established or revised only after a public hearing has been conducted. Taxi cab fares, as established, shall be publicly available through the office of the Town Clerk, and, shall be conspicuously posted in each vehicle in such a manner that it can be easily read by the passenger(s). The following fee schedule shall apply to all taxi cabs licensed by the Town of Middleborough:

## Taxi Regulations

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(Voted 10/22/90)

- (A) \$2.00 charge for first mile; \$1.50 charge for each additional mile;
- (B) \$.50 charge per stop;
- (C) \$3.00 charge for deliveries; and
- (D) \$15.00 waiting charge per hour or \$.25 per minute.

A passenger who believes that he/she has been subjected to an inappropriate fare, and has not received satisfaction from the owner or driver of the vehicle, may appeal to the Middleborough Chief of Police for appropriate action. Any owner, operator, and driver found to be in violation of the established fare schedule, shall each be subject to a fine of not more than fifty (\$50.00) dollars and revocation of their license to operate a taxi cab under the authority of these regulations.

Section 13. No person liable for the payment of a fare to a licensee under this provision shall refuse to pay or attempt to evade payment of the same.

\* Section 14. Any person engaged in the business of transporting persons for hire in a vehicle from place to place within the Town shall cause each driver to carry a "waybill" approved by the Chief of Police which shall be subject to inspection of the police at all times. Such "waybill" shall be kept on file for not less than one year by the licensee.

Section 15. All taxis in the Town shall display an "identity sign" on top of the taxi, visible from front and rear, and illuminated at night marked as follows"

- (A) Name of Company
- (B) Telephone number of company
- (C) Taxis may, on the roof of the vehicle, display above the identity light a sign not more than twelve (12) inches high and no wider than thirty (30) inches and there shall be no other advertising devices on the vehicle.

Section 16. All taxis in the Town shall have a printed sign displaying the license number of such vehicle attached to the rear thereof. The number shall be printed in numerals not less than three (3) inches in height, and one-half inch in width.

Section 17. No driver of a taxi shall collect fares, make change or take on or discharge passengers while such vehicle is in motion, nor shall he have a lighted cigarette, cigar or pipe in his possession while any passenger is being carried therein, nor drink any intoxicating liquor or use any harmful drug of any kind or be under the influence thereof, while engaged in operating such vehicle. The operator of such vehicle shall be respectful to passengers at all times.

## Taxi Regulations

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Section 18. All vehicles licensed under this provision shall be kept in good condition suitable for occupancy, and mechanically fit for the safety of passengers. The interior and exterior shall be clean and sanitary at all times.

Section 19. It shall be the duty of the police officers of the Town to observe the movements of vehicles licensed under these provisions, especially in the nighttime, and see that all rules and orders are obeyed.

Section 20. Applications for licenses or license renewals to drive or operate taxis shall be made at the office of the Chief of Police. Applications shall set forth, under the penalty of perjury, such information as the Chief of Police may require in addition to the following information:

- A. Name of applicant
- B. The applicant's residence, age, height, weight, complexion, color of hair and eyes.
- C. The number of the applicant's license to operate motor vehicles in the Commonwealth, and the date of expiration of such license shall be displayed at the time of making application.
- D. A letter from the person by whom he is to be employed, requesting the services.

\* Section 21. Licenses or license renewals to drive taxis shall be obtained from the Chief of Police and shall expire one year from the date of issue.

\* Section 22. The applicant for a license or license renewal under these procedures shall, at his own expense, furnish the Chief of Police with two (2) photographs, two (2) inches by two (2) inches, of himself before the license is issued one of which shall be affixed to the license, and the other used in connection with the office record.

\* Section 23. All licenses required by these procedures shall be subject to such terms and conditions as the Board of Selectmen, or the Chief of Police, with their approval, shall from time to time prescribe.

Section 24. A taxi driver's license fee shall be five (\$5.00) dollars payable to the Town through the Chief of Police.

\* Section 25. Licenses for taxi drivers may be granted to suitable persons of good character otherwise qualified to operate, provided they are over eighteen (18) years of age. Such license shall not be granted to any person under the age of eighteen (18) years nor to any person unless he can read, write and speak the English language, not to a person who within one year of the date of application has been convicted of larceny, illegal gaming, illegal keeping, transporting or sale of

## Taxi Regulations

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intoxicating liquor, immoral conduct, or any felony or the violation of the terms of any Town or State license held by him.

\* Section 26. The license issued under these procedures shall contain a description of the person licensed, together with a photograph, two (2) inches by two (2) inches, of the licensee and such other data as the Chief of Police may deem advisable.

Section 27. The license issued under these procedures shall be conspicuously posted in the taxi in such a manner that it can be readily seen by the passenger.

\* Section 28. Any driver's license granted under these procedures may be suspended or revoked by the Chief of Police or by the Board of Selectmen at any time for cause. Any suspension or revocation of a license by the Chief of Police is subject to review by the Board of Selectmen.

Section 29. The suspension of the license to operate motor vehicle in the Commonwealth shall be cause to suspend the taxi driver's license.

Section 30. Any person aggrieved by the refusal of the Chief of Police to grant a license to drive a taxi may file a written appeal to the Board of Selectmen stating why such refusal is unreasonable. The Board of Selectmen shall hold a hearing on such appeal, at which time a statement shall be received from the Chief of Police stating the grounds on which the application for the drivers license was refused and the Board of Selectmen shall determine whether or not the license applied for shall be granted.

## 540 CMR: REGISTRY OF MOTOR VEHICLES

## 540 CMR 2.00: MOTOR VEHICLE REGULATIONS

## Section

- 2.05: Vehicle Registrations Requirements
- 2.06: Operator Licensing Requirements
- 2.07: Year of Manufacture Registration Plates
- 2.15: Licensing of Operators of School Buses
- 2.22: Markings on Commercial Vehicles
- 2.23: Display of Reflectorized License Plates

2.05: Vehicle Registrations Requirements

(1) Authority, Purpose and Scope. 540 CMR 2.05 is issued by the Registrar of Motor Vehicles under the authority of M.G.L. c. 16, § 9 and c. 90, §§ 2 and 31. In order to promote and protect the public safety, every motor vehicle and trailer operated, pushed, drawn, towed, or remaining in any way shall be in compliance with the registration requirements of M.G.L. c. 90, and 540 CMR 2.05 or 540 CMR 18.00.

(2) Applications for Registration and Powers of Attorney. Any person who desires to register a motor vehicle or trailer in the Commonwealth shall complete such application, and provide such information, as required by the Registrar. The application for registration may be signed on behalf of the applicant by a duly authorized attorney in fact acting under a valid power of attorney, provided the power of attorney or a copy thereof, duly authenticated, is filed with the application for registration

(3) Definitions. As used in 540 CMR 2.05, the following terms are defined as follows:

Ambulance, Antique motor car, Auto home, House trailer, Motorcycle, School bus, Semi-trailer, and Trailer, shall have the meaning assigned to those terms in M.G.L. c. 90, § 1.

Apportionable Vehicle, is any motor vehicle which qualifies for registration under the International Registration Plan ["IRP"] authorized by M.G.L. c. 90, § 2, and which the Commonwealth joined effective January 1, 1994, as that Plan may be amended from time to time.

Bus, is any motor vehicle which is designed to transport sixteen or more persons, including the driver, or meets the definition of bus or motor bus under M.G.L. c. 90, § 1.

Commercial Vehicle, is any motor vehicle which is not a private passenger motor vehicle, antique motor car, motorcycle, trailer, semi-trailer, auto home, house trailer, taxicab, ambulance, hearse, livery vehicle, bus, school bus, or school pupil transport vehicle, including the following:

- (a) Any vehicle which has a vehicle weight, or curb weight, of more than six thousand pounds, as per the manufacturer's description of said vehicle, unless such vehicle is a sport utility vehicle or passenger van, or a pickup truck or cargo van meeting the definition of private passenger vehicle;
- (b) Any vehicle which has five or more wheels on the ground;
- (c) Any pickup truck or cargo van, owned by a partnership, trust or corporation unless such vehicle meets the definition of private passenger motor vehicle;
- (d) Any pickup truck or cargo van, if on the bed of the vehicle tools, supplies, materials or equipment are transported to or from a job site, or are stored for use at a job site, provided that transportation to or storage for use at a personal project for which no compensation is received shall not be considered in connection with a "job site";
- (e) Any vehicle, if on the roof or sides of the vehicle, tools, supplies, materials or equipment are transported to or from a job site, or are stored for use at a job site, provided that transportation to or storage for use at a personal project for which no compensation is received shall not be deemed in connection with a "job site";

## 540 CMR: REGISTRY OF MOTOR VEHICLES

2.05: continued

(f) A vehicle which has business advertisements or business markings thereon; provided however that markings limited to the name, address, telephone number, and logo of any corporation whose personal property is exempt from taxation under M.G.L. c. 59, § 5, Clause Third or Tenth shall not be considered business advertisements or business markings for purposes of 540 CMR 2.05;

(g) A vehicle used for hire to plow;

(h) A vehicle used for hire to transport or store goods, wares or merchandise, provided that if the vehicle is owned by an individual, has a maximum load carrying capacity of 1,000 pounds or less, and is so used on only a part-time basis, such vehicle shall not be deemed a commercial vehicle under 540 CMR 2.05(3)- commercial vehicle(h). "Part-time basis" shall mean that not more than 40% of the total usage of the vehicle is devoted to the transporting or storing of goods, wares or merchandise.

(i) A vehicle used to transport or store goods, wares or merchandise intended for sale in the ordinary course of the vehicle operator's or owner's business, provided that if the vehicle is owned by an individual, has a maximum load carrying capacity of 1,000 pounds or less, and is so used on only a part-time basis, such vehicle shall not be deemed a commercial vehicle under 540 CMR 2.05(3) commercial vehicle(i). "Part-time basis" shall mean that not more than 40% of the total usage of the vehicle is devoted to the transporting or storing of goods, wares or merchandise.

Hearse, is any vehicle regularly used in the course of business of a licensed embalmer or a licensed funeral director.

Livery Vehicle, is any limousine or other vehicle which is designed to carry fifteen or fewer passengers, including the driver, and carries passengers for hire, business courtesy, employee shuttle, customer shuttle, charter or other pre-arranged transportation, and which vehicle is not required to obtain a taxicab license pursuant to M.G.L. c. 40, § 22.

Private Passenger Motor Vehicle, is any vehicle:

- (a) which has a vehicle weight rating or curb weight of six thousand pounds or less as per manufacturer's description of said vehicle or is a sport utility vehicle or passenger van; or which is a pickup truck or cargo van of the 1/2 TON, 3/4 TON or 1 TON class as per manufacturer's description of said vehicle; or which is a vehicle used solely for official business by any college or university police department whose officers are appointed as special police officers by the colonel of the state police under M.G.L. c. 22C, § 63; and,
- (b) which, if a pickup truck or cargo van, is registered or leased to an individual, and is used exclusively for personal, recreational, or commuting purposes; and,
- (c) which is not described in elsewhere in 540 CMR 2.05.

The terms pleasure vehicle, passenger vehicle, passenger car, automobile and pleasure passenger vehicle are synonymous with Private Passenger Motor Vehicle as defined herein.

School Pupil Transport Vehicle, is any vehicle which is required to comply with the special equipment and licensing requirement of M.G.L. c. 90, § 7D or 1/2 § 7D 1/2.

Taxicab, is any vehicle which carries passengers for hire, and which is licensed by a municipality pursuant to M.G.L. c. 40, § 22 as a taxicab.

Vanpool Vehicle, is any vehicle with a seating arrangement designed to carry seven to fifteen adults, including the driver, and is used by seven or more persons commuting on a daily basis to and from work, as classified in M.G.L. c. 63, §§ 31D through 31F.

(4) Registration Plates.

- (a) A Private Passenger Motor Vehicle may display a private passenger registration number plate.
- (b) Notwithstanding any other provision of 540 CMR 2.05(4), any apportionable vehicle registered under the IRP shall display an APPORTIONED registration number plate.
- (c) A Commercial Vehicle shall display a COMMERCIAL registration number plate. Each commercial vehicle must have on its registration the registered gross weight evidencing the registered owner's intended loaded weight.

## 540 CMR: REGISTRY OF MOTOR VEHICLES

2.05: continued

- (d) An Ambulance shall display an AMBULANCE registration number plate.
- (e) An Antique Motor Car may display an ANTIQUE registration number plate, or a YEAR OF MANUFACTURE registration number plate issued in accordance with 540 CMR 2.07.
- (f) An Auto Home may display a CAMPER registration number plate. A House Trailer may display either a CAMPER or a TRAILER registration number plate.
- (g) A Bus shall display a BUS registration number plate.
- (h) A Hearse shall display either an HEARSE or a COMMERCIAL registration number plate.
- (i) Subject to 540 CMR 2.05(4)(i)1., 2. and 3., and the provisions of M.G.L. c. 90, § 7D, a Livery vehicle shall display a LIVERY registration number plate, provided that nothing contained in 540 CMR 2.05(4)(i) shall prevent a vehicle that meets the requirements in M.G.L. c. 90 for a registration number plate bearing the International Symbol of Access from displaying such registration number plate.
1. Any vehicle that meets the definition of Livery Vehicle, including vehicles described in 540 CMR 2.05(4)(i)2. and 3., but which vehicle is used for the transportation of school pupils under M.G.L. c. 90, § 7D, shall display a PUPIL registration number plate.
  2. Any vehicle that meets the definition of Livery Vehicle solely by virtue of the use to which it is put pursuant to a short term rental agreement of not more than seven consecutive days, and 30 days in the aggregate in any calendar year, need not display a Livery registration number plate during such rental period, provided the vehicle is owned by an entity whose regular business is vehicle rental; the vehicle is covered by a liability insurance policy applicable to a vehicle used to transport people for hire; said rental agreement is carried in the vehicle; and the vehicle is properly registered based upon the use to which it was put just prior to the commencement of the short term rental period.
  3. Any vehicle that meets the definition of a Livery Vehicle but is used exclusively to provide transportation in connection with a program of the Commonwealth of Massachusetts Department of Mental Retardation and/or Department of Mental Health may display either a Livery registration number plate or a Passenger registration number plate, provided that if such vehicle displays a Passenger registration number plate it shall not bear any business advertisements or markings thereon, and there shall be maintained in the vehicle, in a readily accessible place for examination by law enforcement officers upon request, written evidence of the relationship with the Department(s) supplied by the Department(s), which writing shall specifically reference the expiration date of the current relationship with the Department(s).
- (j) A Motorcycle shall display a MOTORCYCLE registration number plate.
- (k) A School Bus shall display either a SCHOOL BUS or a BUS registration number plate, except as provided in M.G.L. c. 90, § 7D. The requirement of 540 CMR 2.05(4)(k) is applicable to all such classified motor vehicles notwithstanding that they otherwise would be eligible to display a COMMERCIAL, LIVERY, TAXI, MUNICIPAL, STATE, AUTHORITY, or other registration number plate. In case of emergency, a vehicle with a COMMERCIAL, LIVERY, TAXI, PUPIL, MUNICIPAL, STATE or AUTHORITY plate may be substituted as a school bus; provided said substitution may not occur for more than five days in any twelve month period.
- (l) A School Pupil Transport Vehicle shall display a PUPIL registration number plate. The requirement of 540 CMR 2.05(4)(l) is applicable to all such classified motor vehicles notwithstanding that they otherwise would be eligible to display a COMMERCIAL, LIVERY, TAXI, MUNICIPAL, STATE, AUTHORITY, or other registration number plate. In case of emergency, a vehicle with a COMMERCIAL, LIVERY, TAXI, BUS, SCHOOL BUS, MUNICIPAL, STATE, or AUTHORITY plate may be substituted for a School Pupil Transport Vehicle; provided, said substitution may not occur for more than five days in any 12 month period.
- (m) A Semi-Trailer shall display a SEMI-TRAILER registration number plate.
- (n) A Taxicab shall display a TAXI registration number plate, except that a vehicle which meets the definition of Taxicab, but which vehicle is used for the transportation of school pupils under M.G.L. c. 90, § 7D, shall display a "PUPIL" registration number plate.
- (o) A Trailer shall display a TRAILER registration number plate.
- (p) A Vanpool Vehicle shall display a VANPOOL registration number plate.