

Inspection Checklist: Horse Drawn Cabs and Drivers

Do you operate a horse drawn cab?

Does your business own horse drawn cabs?

Use this checklist to learn what our inspectors look for and help avoid violations. All businesses also must comply with the General Retail Inspection Checklist, which is included at the end for easy reference.

For your convenience, each Requirement includes the relevant section of law and/or rule, so you can refer to it for more information. The KEY below describes the legal citations and symbols used in this checklist.

| KEY | |
|--|--|
| NYC Code: NYC Administrative Code | |
| RCNY: Rules of the City of New York | |
| §: Section | |

| Requirement | | Do you meet this requirement? |
|-------------|--|-------------------------------|
| License | | |
| 1 | Horse drawn cab drivers must have a valid DCWP Horse Drawn Cab Driver license. | <input type="checkbox"/> Yes |
| | NYC Code §20-381(a) | |
| 2 | The DCWP Horse Drawn Cab Owner license plate must be permanently affixed to the side of a cab. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(a) | |
| 3 | The license plate must be sealed to the cab by a DCWP representative. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(c) | |
| 4 | The driver's DCWP license and the DCWP inspection card must be kept together in a card frame that is permanently affixed in the front of the passenger compartment facing the passengers' seats so passengers can easily see them. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(c) | |
| Rates | | |
| 5 | The approved rates must be posted on the cab. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(b) | |
| 6 | The rates must be listed on a sign that is at least 6 by 8 inches and posted or painted on each exterior side of the cab. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(b) | |
| 7 | The maximum rate can be no more than \$72.22 for the first 20 minutes or fraction thereof and \$28.89 for each additional 10 minutes thereafter. | <input type="checkbox"/> Yes |
| | NYC Code §20-380 | |

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| Requirement | | Do you meet this requirement? |
|--------------------------|---|-------------------------------|
| 8 | The rate sign must read exactly as follows: MAXIMUM RATE \$72.22 first twenty minutes or fraction thereof; \$28.89 for each additional ten minutes. Rates per trip - not per person. Licensed by New York City Department of Consumer and Worker Protection 42 Broadway, New York, NY, 10004 CALL 311 | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(b) | |
| 9 | MAXIMUM RATE and the dollar amounts must be written in characters at least ¾ inch in height. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(b)(2) | |
| 10 | "Call 311" must be at least ½ inch in height. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(b)(2) | |
| 11 | All other characters must be at least ¼ inch in height. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(b)(2) | |
| 12 | The rate signs cannot be defaced, obscured, or concealed in any way. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(b)(2) | |
| Vehicle Operation | | |
| 13 | The person operating the cab must be either a licensed driver, an apprentice supervised by a licensed driver, or hold a valid probationary DCWP license. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(q)(5) | |
| 14 | No passengers can ride in the driver's seat. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(q)(5) | |
| 15 | The driver cannot solicit or recommend restaurants, nightclubs, cabarets, dance halls, hotels, or similar places to passengers. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(q)(1) | |
| 16 | The driver cannot operate the cab while under the influence of drugs or alcohol. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(q)(6) | |
| 17 | The driver cannot sell merchandise or literature to passengers. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(q)(2) | |
| 18 | There cannot be more than four passengers in the cab. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(q)(7) | |
| 19 | The cab must have an emergency brake system that is not affected by rain or wet street conditions. | <input type="checkbox"/> Yes |
| | NYC Code §20-381.2(b) | |

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| Requirement | | Do you meet this requirement? |
|-----------------------------|--|-------------------------------|
| Nighttime Operation | | |
| 20 | <p>If a cab is operated any time between one half hour after sunset to one half hour before sunrise, and at any time when visibility is unclear for 350 feet ahead of the cab, each of the following applies:</p> <ul style="list-style-type: none"> • The cab must have two lighted lamps on the front, one on each side. • The lamps must be visible from the front for at least 350 feet in front of the cab. • The cab must have reflective material on the shafts of the vehicle or parts which are normally parallel to the body, head, or legs of the horse. • The cab must have at least one lighted lamp on the rear between the center and left side of the cab. • Lamplight must be either amber or red in color. • Lamplight must be visible from the back of the cab for a distance of at least 500 feet. • The cab must also have at least one lighted lamp on the rear axle near where the Horse Drawn Cab Owner license is affixed. | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(s)(1)-(3) | |
| Receipts and Logs | | |
| 21 | <p>Passengers must be given a receipt with the amount paid if they request one.</p> | <input type="checkbox"/> Yes |
| | 6 RCNY §5-32(b) | |
| 22 | <p>The driver must maintain a daily log that contains each of the following:</p> <ul style="list-style-type: none"> • Time each fare started • Route travelled • Number of passengers • Time each fare ended • Amount charged | <input type="checkbox"/> Yes |
| | 6 RCNY §5-32(c) | |
| Condition of Vehicle | | |
| 23 | <p>The cab must be kept clean.</p> | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(p)(1) | |
| Horse Hoof | | |
| 24 | <p>The horse must have a unique identifying number issued by the Permits Bureau of the Health Department. The number must be ¾ inch high and permanently branded onto the horse's left front hoof.</p> | <input type="checkbox"/> Yes |
| | 6 RCNY §2-212(g) | |

For more information: **Visit** nyc.gov/BusinessToolbox | **Contact 311** (212) NEW-YORK (Outside NYC)

This document is provided for informational purposes only, is not exhaustive, and does not constitute legal advice. New York City businesses must comply with all relevant federal, State, and City laws and rules. Businesses are responsible for knowing and complying with current regulations that affect their business.

Inspection Checklist: General Retail

Does your business sell goods or services?

Use this checklist to learn what our inspectors look for and help avoid violations. For your convenience, each Requirement includes the relevant section of law and/or rule, so you can refer to it for more information. The KEY below describes the legal citations and symbols used in this checklist.



| KEY |
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| NYC Code: NYC Administrative Code RCNY: Rules of the City of New York NY GBL: NY General Business Law §: Section |

| Requirement | | Do you meet this requirement? |
|--------------------------|--|-------------------------------|
| Price Lists for Services | | |
| 1 | A price list must be displayed and include the following: <ul style="list-style-type: none">List of the type of servicesMinimum price for each serviceConditions or variations of service that change the minimum priceRange of additional charges caused by conditions or variations (e.g., \$10 pants, \$15 pants with pleats)(if the price is based on an hourly labor rate) Rate as dollars per hour Tip: If the price list states a price “and up” or “from”—e.g., “\$5 and up” or “from \$5”—it must also state the reason(s) for the different prices and include the range of prices. | <input type="checkbox"/> Yes |
| | 6 RCNY §5-70(a) | |
| 2 | The price list must be clearly posted or clearly displayed at the place(s) where payment is made (e.g., near the cash register) and/or where orders are placed. | <input type="checkbox"/> Yes |
| | 6 RCNY §5-70(a) | |
| 3 | If there is a sale or promotion, the pre-sale prices must also be posted. | <input type="checkbox"/> Yes |
| | NYC Code §20-750(b) | |
| 4 | Prices for services cannot be based on gender. Tip: Words like “men’s,” “women’s,” and “ladies” cannot be used to describe the price. | <input type="checkbox"/> Yes |
| | NYC Code §20-750(c) | |
| Pricing for Goods | | |
| 5 | All items offered for sale must show a price, exclusive of tax, as follows: <ul style="list-style-type: none">The price must be attached to the item by a stamp, tag, or label. ORThe price must be stated on a sign that is plainly visible where the item is displayed. | <input type="checkbox"/> Yes |
| | NYC Code §20-708, NYC Code §20-708.1 | |

Inspection Checklist: General Retail

| Requirement | Do you meet this requirement? |
|---|-------------------------------|
| <p>6 If your store's annual revenue is more than \$2 million or you are a chain store, you must individually price each item, including food products, paper products, detergents, soaps, nonprescription drugs, and health and beauty aids.</p> <p><i>Exceptions:</i></p> <ul style="list-style-type: none"> You do NOT need to individually price each item if you provide price scanners for customer use that meet the following requirements: <ul style="list-style-type: none"> Price scanners are within 30 feet of an item OR there is a sign in view of the item that says "A Price Scanner for Customer Use to Check Prices is Located _____ (indicate location)." AND The number of price scanners available to customers is based on the number of checkout stations: <ul style="list-style-type: none"> 1–3 checkout stations = 1 or more price scanners 4–5 checkout stations = 2 or more price scanners 6–7 checkout stations = 3 or more price scanners 8–9 checkout stations = 4 or more price scanners 10 or more checkout stations = 5 or more price scanners The following items must be individually priced unless shelf prices and a price look-up function are provided: <ul style="list-style-type: none"> Milk Items that are under 3 cubic inches in size, weigh less than 3 ounces, and cost under 1 dollar Eggs Fresh produce not packaged for retail sale Products sold through a vending machine Food sold for consumption on the premises Snack foods offered for sale in single packages that weigh 5 ounces or less, e.g., cakes, gum, candies, chips, and nuts Cigarettes, cigars, tobacco, and tobacco products Food offered for sale in bulk Frozen juice Ice cream Frozen foods packaged for final retail sale in plastic bags Items on sale for 1 week or less, but only if they are located in a segregated display at the end of the aisle and the sale period, name of the product, and the advertised price are clearly posted on a sign at the point of display Jars of baby food | <input type="checkbox"/> Yes |
| <p>NYC Code §20-708.1(b), NYC Code §20-708.1(c)</p> | |

Inspection Checklist: General Retail

| Requirement | Do you meet this requirement? |
|--|-------------------------------|
| Signs | |
| <p>7 Sale signs that advertise a price range or percent discount—example: “Savings of 20 to 50%” or “20% to 50% off”—must state the minimum and maximum percentages in equal size.</p> <div style="display: flex; justify-content: center; align-items: center; gap: 20px;">   </div> <p>6 RCNY §5-94(a)(1)</p> | <input type="checkbox"/> Yes |
| <p>8 Advertising, including sale signs, cannot contain any of the following phrases:</p> <ul style="list-style-type: none"> • “Our list price” • Below “manufacturer’s wholesale cost” • “Manufacturer’s cost” <p>6 RCNY §5-101</p> | |
| <p>9 Businesses that sell goods and services must post a refund policy sign.</p> <p>Tip: A refund policy sign must be posted at each register, point of sale, or entrance, or attached to each item.</p> <p>Tip: Even if the policy is not to give refunds, a sign must be posted stating “No Refunds.”</p> <p>Tip: The sign must state that a written copy of the store’s refund policy is available on request.</p> <p>6 RCNY §5-37; NY GBL §218-a</p> | <input type="checkbox"/> Yes |
| <p>10 The refund policy sign must state any and all conditions or limitations to getting a refund. For example, it must state:</p> <ul style="list-style-type: none"> • Any fees charged for refunds, such as “restocking fees” • If a refund will not be provided for “as is” or “sale” items • Whether the refund will be in cash, credit, or store credit only • If proof of purchase is required for a refund • If a refund will be provided at any time or within a specific period of time <p>6 RCNY §5-37; NY GBL §218-a</p> | |
| <p>11 If there are limitations on using credit cards, such as minimum purchase amounts, the policy must be clearly posted at or near each entrance and in all advertising that indicates credit cards are accepted.</p> <p>6 RCNY §5-24(b)</p> | <input type="checkbox"/> Yes |

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| Requirement | | Do you meet this requirement? |
|-----------------------|--|-------------------------------|
| Receipts | | |
| 12 | Receipts must be given to customers for purchases over \$20 and upon request for purchases between \$5 and \$20. Tip: This does not apply to food and drink that is meant to be consumed on the premises. | <input type="checkbox"/> Yes |
| | 6 RCNY §5-32 | |
| 13 | The receipt must include each of the following: <ul style="list-style-type: none"> • Date of purchase • Amount paid for each item • Total amount paid • Separate statement of tax • Business name and address | <input type="checkbox"/> Yes |
| | 6 RCNY §5-32(c) | |
| 14 | Receipts for audio, photographic, and video equipment that cost more than \$100 must also include the make and model number of the item. | <input type="checkbox"/> Yes |
| | 6 RCNY §5-32(c)(5) | |
| Price Accuracy | | |
| 15 | The price charged for an item at checkout, including scanned items, must not exceed the item's tagged, stamped, or marked price, shelf price, sale price, or advertised price. | <input type="checkbox"/> Yes |
| | NYC Code §20-708.1(d), NYC Code §20-708.1(e) | |
| 16 | Tax cannot be charged on tax-exempt items. Tip: Examples of tax-exempt items include but are not limited to: feminine hygiene products, canned vegetables, baby food, clothing under \$110, diapers, nonprescription or over-the-counter drugs, contraceptives. Tip: Check with the New York State Department of Taxation and Finance for a complete list of which items are exempt. | <input type="checkbox"/> Yes |
| | 6 RCNY §5-41 | |

Inspection Checklist: General Retail

| Requirement | | Do you meet this requirement? |
|--|---|-------------------------------|
| Layaway Plans | | |
| 17 | <p>A “layaway plan” means a purchase over \$50 where consumers agree to pay for the purchase in 4 or more installments before getting the merchandise. If a layaway plan is offered, each of the following written disclosures must be provided to consumers prior to accepting any payments:</p> <ul style="list-style-type: none"> • Description of the item, including name of manufacturer, brand name, color, size, style, or model number • Total cost of the item, including tax, installation, delivery, or freight charges • Any charge to use layaway, including any service charge, carrying charge, or cancellation fee • Duration of the layaway plan • Payment schedule and any consequences of missed payments • Refund policy regarding the payments • Notice of where the item is being stored, if other than the place of purchase, or if the item will not be removed from inventory until additional payments are made: <p><i>Example 1: NOTICE: NO MERCHANDISE WILL BE REMOVED FROM INVENTORY UNTIL X% OF THE PURCHASE PRICE HAS BEEN PAID.</i></p> <p><i>Example 2: ATTENTION: YOUR SELECTION OF MERCHANDISE WILL NOT BE ORDERED UNTIL YOU HAVE MADE YOUR NEXT TO FINAL PAYMENT.</i></p> <p>6 RCNY §5-23; NY GBL §396-t</p> | <input type="checkbox"/> Yes |
| Expired Over-the-counter Medication | | |
| 18 | <p>It is illegal to sell over-the-counter medication after the expiration date on the label.</p> <p>NYC Code §20-822(a)</p> | <input type="checkbox"/> Yes |

Inspection Checklist: General Retail

| Requirement | | Do you meet this requirement? |
|----------------------|---|-------------------------------|
| Cash Payments | | |
| 19 | <p>Your store cannot refuse to accept cash payments from consumers.</p> <p><i>Exceptions:</i></p> <ul style="list-style-type: none"> • Your store may refuse bills above \$20. • Your store may refuse cash payments for telephone, mail, or internet-based transactions, unless the transaction takes place in the store. • Your store may accept prepaid cards from an on-site device that converts cash into prepaid cards, but only if: <ul style="list-style-type: none"> – The device does not charge a fee for the prepaid card or require a minimum deposit above \$1. – Upon request, the device provides the consumer with a receipt stating the amount of cash the consumer deposited onto the prepaid card. – Cash deposits onto the prepaid card do not expire. – There is no limit on the number of transactions a consumer can complete with the prepaid card. <p>You must clearly post a sign on or immediately next to the device when it is not working that states your store is required to accept cash payments and consumers may report violations by calling 311.</p> <p>NYC Code §20-840</p> | <input type="checkbox"/> Yes |
| 20 | <p>Your store cannot charge a consumer who pays in cash a higher price for the same “consumer commodity” than a consumer who pays by credit card or other cashless transaction.</p> <p>Tip: “Consumer commodity” means any article, good, merchandise, product, or commodity of any kind that is produced, distributed, or offered for retail sale.</p> <p>NYC Code §20-840(c)</p> | <input type="checkbox"/> Yes |

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