OPINION.

File No. 3656 Continued.

LAW DEPARTMENT.

Baltimore, October 30, 1905.

General Peter Leary, Jr.,
Chairman of the Sewerage Commission.

Dear Sir:-

I am in receipt of your letter of the 26th inst. relating to the construction of certain storm-water sewers which the Commission proposes to have constructed by Mr. Fendall at its expense.

2926

The proviso in the Sewerage Enabling Act forbidding the discharge of sewage into the Chesapeake Bay or any of its tributaries, does not apply to storm water or ground drainage. By the express terms of the act, they are excepted from the operation of the proviso.

As there is no intention of permitting the sewers now proposed to be constructed to be tapped for purposes of house drainage, I can see no objection to their construction at the present time, even though some of them should be connected with existing lines of sewers that are being used in part for purposes of house drainage.

Truly yours,
(Signed) W. Cabell Bruce,
City Solicitor.

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CORRESPONDENCE.

File No. 3677.

DEPARTMENT OF PUBLIC IMPROVEMENTS,
SUB-DEPARTMENT OF CITY ENGINEER.

Baltimore, October 31, 1905.

Hon. W. Cabell Bruce,
City Solicitor.

Dear Sir:-

You no doubt recall the conversation we had with regard to a blanket ordinance for the paving allowed me on list No. 2 for new improvements for 1906, in which I advised you that I wished, if possible,