

File No. 6607.

CORRESPONDENCE.

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

Baltimore, July 25, 1907.

Hon. W. Cabell Bruce,
City Solicitor.

Dear Sir:-

Would it be legal for me to permit a street in the Annex to be graded only where a majority of the property owners abutting on such street desired to do such grading at their own expense, under Sec. 73, Art. 35 of Pielert's Code? There is a question in my mind as to whether this section applies to grading and paving or to grading only.

Very truly yours,

(Signed) B. T. Pendall,
City Engineer.File No. 6607.

OPINION.

LAW DEPARTMENT.

Baltimore, July 26, 1907.

B. T. Pendall, Esq.

City Engineer.

Dear Sir:-

I reply to your letter of the 25th instant by saying that, in my opinion, unless there are practical considerations making such a construction unreasonable or oppressive, from the point of view of the City, the provisions of Sec. 73 of Art. 25 of the City Code, (Pielert's Revision) will bear the construction that the work mentioned in them may be limited to grading.

Truly yours,

(Signed) W. Cabell Bruce,
City Solicitor.