

File No. 7986 Continued.

CORRESPONDENCE.

veyors and State authorities.

Very truly yours,

(Signed) B.T. Fendall,

City Engineer.

Re. Bolton Street and
Camel Alley.

File No. 7986.

OPINION.

LAW DEPARTMENT.

Baltimore, May 14, 1908.

Hon. W. Cabell Bruce,

City Solicitor.

Dear Sir:-

6142

As requested by your favor of May 7th, I have considered the matters referred to in Mr. Fendall's letter to you of May 6th.

It seems that McLaughlin Bros., have had a survey made of the lines upon which they propose to build on their lot at the corner of Bolton street and Camel alley, and they desire to know whether the lines as thus established conform to the proper building line. Mr. Fendall desires to know whether the duty is cast upon the City Engineer of establishing, or checking up, building lines; and, if so, whether he should do it through his own office, or through the City Surveyor.

6143

Pielert's Code, Article 35, Sections 46 to 49 provide, that no one shall lay the foundation of any house fronting on any street, or erect any wall or fence fronting thereon, without applying to the City Engineer for the true line of such street, and the City Engineer is authorized to establish such true line, and is required to see that the building does not encroach thereon. The ordinance also authorizes an appeal from the decision of the City Engineer to the Mayor.

6144

Article 37, Section 2, provides that whenever the City Engineer shall, in pursuance of the several duties required to be performed by him, under Article 35 of the Code, require the services of a surveyor, it shall be the duty of the City Surveyor to perform all such actions appertaining to the position of a surveyor as may be reasonably required.