

File No. 11,693 Continued.

OPINION.

9323.

tion to discharge, house drainage, whether the lot is situated on a public or private avenue, street, lane alley, place, or court. In every such avenue etc., public or private, a sewer or drain must be laid by the Commission, so located or equipped as to receive and take care of the house drainage from every separate and distinct building thereon at the boundary line of the lot up to which the owner of such building has improved, or could improve if he saw fit."

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This letter points out very clearly that it is the duty of the City to so construct its sewers as to receive sewage at the boundary line of each separate and distinct lot occupied by a separate and distinct building discharging, or in a condition to discharge, sewage. This is all sufficient as a general guiding principle, though, in many cases, the question whether a lot is so separate and distinct, or the buildings thereon so separate and distinct and of such character as to require the Sewerage system to be brought to the street or alley on which each building actually fronts, depends upon the physical location and use of the lot and buildings. The mere fact that the owner of a lot improved by a building discharging, or in a condition to discharge, house drainage, also has erected thereon some other shed or structure, fronting on some other street or alley, does not entitle the owner to claim a separate sewerage connection for such structure at the street or alley on which it fronts.

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When a lot, on which a building is erected, is really separate and distinct from every other lot, and such building is really separate and distinct from every other building, and is discharging, or in a condition to discharge, house drainage, then such building should have a sewerage connection at the boundary line of such separate and distinct lot.

If this comprehends the building "y", then the City should bring the Sewerage system up to the boundary line of the lot on which the building "y" is located.

3. Schaefer's Court runs easterly from Hanover street to the south of No. 215 south Hanover street. At the easterly end of said Court there are two buildings which are owned by one party. The Commission is informed that the property line runs through the point "Z", as