

File No. 12639 Continued.

parties as to the right of Swift and Company to build the structure and make the excavation contemplated by its plans. It would, therefore, appear to me highly improper that the Building Inspector should proceed to carry out the plans of Swift and Company prior to the adjudication of this question.

His proper course, in my opinion, is to withhold action until these parties have settled their mutual rights. It is hardly likely that Swift and Company will proceed to make the excavation until the adjoining property is adequately protected. When they do so proceed it will be time enough for the City to take action.

Under the circumstances as now existing, I beg to advise, that, in my opinion, the Building Inspector should withhold any action in the premises.

Yours truly,

(Signed) W. H. DeC. Wright  
Assistant City Solicitor

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File No. 12635

Baltimore, April 19, 1911.

Edward D. Preston, Esq.,  
Inspector of Buildings.

Dear Sir:

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You asked me to instruct you as to your duties under Ordinance No. 654, approved April 7, 1911, commonly known as the "Segregation Ordinance".

Sections 6 and 7 of said Ordinance appear to be the only Sections that impose any duties upon you. The provisions of Section 6 only apply to cases where, at the time of the passage of the Ordinance, there are no residences within a block, as defined in Section 4, and where the owner of any property within such block desires to improve the same by erecting houses, buildings or structures thereon to be used as residences.

In such cases the applicant for a permit shall declare, in