

Mr. Arthur D. McVoy, Director, Planning Commission of Baltimore (cont'd)

"to time, confer with the Board of Municipal and Zoning Appeals and, when the Commission deems it necessary, report and submit to the City Council amendments to the Baltimore City Zoning Ordinance. Any such amendment shall be submitted only by resolution, adopted by the affirmative vote of two-thirds of the entire membership of the Commission.

"All amendments to the Baltimore City Zoning Ordinance, proposed and introduced into the City Council, may be referred by the City Council to the Commission for a report and recommendation. Such report shall state the nature of the investigation made by the Commission, whether or not hearings were held thereon, and the reasons upon which the conclusions of the Commission are based; it shall also note the number of its members voting for and against the proposed amendment."

You refer in your letter to the report of last August, issued by the Board of Municipal and Zoning Appeals, to the Mayor, in which report the said Board recommended the appointment of a special Zoning Commission for the purpose of revising the Ordinance.

However, it is my opinion, that investigation and study with reference to zoning in the City is governed by the above Section.

Very truly yours,

/s/ THOMAS N. BIDDISON
City Solicitor

/s/ MOSES J. COHEN
Assistant City Solicitor

MJC/ekl

File No. 86776

February 9, 1951

Mr. Conrad Zieget, Jr.
Engineer of Tests
Department of Public Works
Municipal Office Building
Baltimore - 2, Maryland

Dear Mr. Zieget:

This is in response to your letter of December 20th, as further amplified by your communication of January 22nd, in which you requested an opinion from this office as to whether certain contract haulers of coal are required to take out a Solid