

by the people of the loan hereby authorized and the rights and powers by said ordinance conferred and the provisions thereof and the procedure therein prescribed may be availed of by the Commission hereby created to the same extent as if said Commission were expressly named in said ordinance, but said ordinance shall be subject to repeal, modification or amendment by the Mayor and City Council of Baltimore as other municipal ordinances.

1910, ch. 736, sec. 10.

841T. That any and all moneys collected for benefits pursuant to the exercise of any of the powers hereby granted shall be placed to the credit of the special fund herein provided for, and may be appropriated and expended for the purpose of this Act.

Annex Loan Act of 1904, Chapter 274, construed.
City v. Flack, 104 Md. 107.

PAVING COMMISSION AND \$5,000,000 PAVING LOAN.

1906, ch. 401, sec. 1.

841U. The Mayor of the City of Baltimore is authorized to appoint in the manner prescribed by Section 25, of Article 4 (entitled "City of Baltimore") of the Public Local Laws of Maryland, and subject to the condition that two of the appointees shall be members of the minority party within the meaning of Section 30 of said Article, five capable and upright citizens of the City of Baltimore, who, together with the Mayor himself ex-officio, shall constitute a Special Commission, to be known as the Paving Commission* of the City of Baltimore, and who shall continue in office from year to year until the work of said Commission under this Act, as limited by the pecuniary provision hereinafter made therefor, has been completed. If, however, the Second Branch of the City Council of the City of Baltimore shall reject three several and successive nominations by the Mayor to any position on said Commission, he shall be empowered to make an appointment thereto without its confirmation. All persons appointed to said Commission shall qualify and be subject to removal by the Mayor (except that there shall be no removal at any time save for cause after charges preferred) as prescribed by said Section 25 of Article 4 (entitled "City of Baltimore") of the Public Local Laws of Maryland. Any member of said Commission may at any time resign therefrom by tendering his resignation in writing to the Mayor, and any vacancy in said Commission occasioned by the resignation, removal, death or permanent absence from this State of the incumbent, or by supervening incapacity upon his part, whether physical or mental, to discharge his duties or by any other cause operating such a vacancy, either actually or in effect, shall be filled by the Mayor in the manner and subject to all the conditions as to minority representation, qualification and removal hereinbe-

*The Paving Commission has been abolished, and its duties transferred to Highways Engineer. See sec. 85A, sub-sec. 2.