

tion, upon the said property; and if any of the property chargeable with the said expenses of paving, and collection shall be owned by any person not resident within the limits of the city of Baltimore, then after public notice given at least three times a week for three successive weeks in two of the newspapers of the city of Baltimore, by advertisement, describing the property chargeable, the amount of expense with which such property is chargeable, and if known the name of the owner or owners of said property, then the mayor and city council may proceed to levy said expenses upon the interest in said property, owned by such non-resident, without any previous suit to determine their right to the same, and such non-resident may at any time within three months, after the said expenses have been levied and collected, institute an action against the said mayor and city council of Baltimore, for the recovery of the same, in which action if it shall appear that public notice was not given in the manner above directed, or that no such nuisance existed, or that the paving of said street, lane or alley was not necessary to the removal or abatement of any such nuisance, or that said nuisance was caused by any act or ordinance of the mayor and city council, or by the officers of said city in the execution of their duty, such non-resident shall recover the expenses of paving and collection, so as aforesaid levied upon and collected from his said property.

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SEC. 8. *And be it enacted*, That whenever any nuisance, dangerous to the health of said city, shall exist, or be found in or upon any vacant lot or lots within said city, the Mayor and city council of said city, may remove or abate the same, and may recover the expenses of abating or removing the same from the owner or owners of such lot or lots, in the manner prescribed by the preceding section; and the said owner or owners shall and may avail himself of the same defences against the recovery of such expenses as are allowed by said section, to the owner or owners of property fronting on streets, lanes or alleys, in actions for the recovery of the expenses of paving any such streets, lanes or alleys, in order to the removal or abatement of nuisances, and that the same proceedings may be had by or against non-residents, owners of such vacant lot or lots, for the recovery of such expenses, which are allowed to or against non-resident owners of property, for the recovery of the expenses of paving, and their collection under said section.

Of otherwise removing or abating nuisances—like proceedings.

CHAPTER 184.

An act to continue in force the acts of Assembly which would expire with the present session. Passed March 13 1828.

Be it enacted by the General Assembly of Maryland, That all such acts and parts of acts as would expire with the present session of Assembly, be and the same are hereby continued.