

File No. 77344

October 3, 1944

Hon. Theodore R. McKeldin  
Mayor of Baltimore  
City Hall  
Baltimore - 2, Maryland

Dear Mr. Mayor:

I have your letter of September 26, 1944 with which you enclose a letter written to you under date of September 21, 1944, by Alverta S. Long; who complains that she is disturbed at night by the noise and bright lights from a factory across the street from her house and inquires what can be done to alleviate this condition.

On the basis of the facts disclosed by Miss Long, it appears that no appropriate action can be taken by the City. It would not seem from Miss Long's letter that the condition complained of constitutes a public nuisance so as to warrant the City in undertaking to have it abated. Thus, the nuisance, if any, appears to be a private one constituting a situation in which it would be inappropriate for the City to interfere.

Moreover, as the lights are inside the building and not on the public highway, where a minor privilege permit would be required, the City is without power to intervene.

This does not mean, however, that Miss Long would be without remedy in a private suit; but, of course, her own lawyer should be consulted.

Very truly yours,

(Signed) SIMON E. SOBLOFF

City Solicitor

SES:HO'D:HM