

File No. 100699

April 16, 1959

Mr. W. L. Chilcote
Acting Highways Engineer
Bureau of Highways
Municipal Office Building
Baltimore - 2, Maryland

In Re: Street Paving Contract No. 1479 -
Paramount Construction Co., Inc.

Dear Mr. Chilcote:

Under date of April 1, 1959, you requested the advice of this office with reference to Street Paving Contract No. 1479, which was awarded to Paramount Construction Company, Inc. on October 2, 1957, in connection with the paving of certain streets.

On August 27, 1957, the City entered into two Builder's 50/50 Agreements with The Welsh Construction Company to pave certain streets which Welsh desired improved in connection with the development of property abutting thereon, and among other things, it was agreed that:

(a) Welsh would furnish a plan showing the lay-out of its property and all alleys and streets contemplated, which would have to be approved by the Planning Commission, and that Welsh would furnish copies of such plan to City Departments and utility corporations so that services could be installed in advance of paving.
(Sec. 3)

(b) Welsh would make arrangements with City Departments and public service corporations for the installation of all City and public service utilities and that such utilities would have to be installed before any paving operations would proceed. (Sec. 5)

(c) No paving operations would be carried on during the period from December 1st to March 1st of the following year.
(Sec. 9)

(d) If Welsh failed to comply with the requirements of the Agreement within a reasonable time, said reasonable time to be determined by the City, then the Agreement would be null and void, and the Highways Engineer would remove the streets affected from any