And inasmuch as, it can be readily shown that they may be used without injury: every case of complaint would require to be examined and judged of according to the attending circumstances: so that, unless it could be proven that the business was conducted in such a manner as to become deleterious to the health of the neighborhood, the board of health would not be able to suppress the nuisance, no matter how disagreeable or offensive it might be to the smell, or how much it might lessen the comforts of life. It would therefore be well, in order to avoid difficulty and to render the subject plain to interested parties, to regulate by law the manner of conducting this business.

This is already done in regard to some other occupations, offensive in their character, prosecuted in the city

Very Respectfully
John F. Monmonier M.D. City Physician

On motion of Mr Taylor the resolution relative to putting in repair the road leading from Conway street to the Long bridge, was reconsidered.

Mr Taylor moved to amend by striking out the words "highways and bridges" and insert the words "unpaved streets" which was concurred in, and the resolution as amended was concurred and returned to the First Branch

Mr Dukehart from the joint committee on fire companies, presented the following report and resolution on the petition of George R Gaither which had been presented to the First Branch.- read a first time:

The joint standing committee to which was referred the petition of George R Gaither, asking that the frame part of certain buildings, erected by him on Cathedral street, may be permitted to remain, respectfully report, that, with every disposition on the part of the committee, to relieve persons from expense they cannot but look upon the city ordinance prohibiting the erection of frame buildings as most salutary. The violation of the ordinance from ignorance of its provisions, is in this case urged by the petitioner as a reason why he should not be required to incur the expense of substituting brick, for such parts of the buildings as are of frame. Your committee have reported on one other case percisely similar, which report was adopted by the Council, and we have not been able to discover any solid reason why all should not be placed upon an equality. If we admit the plea of ignorance as a reason why frame buildings after erection, should be permitted to remain, in violation of law, it will amount to a virtual repeal of the prohibiting ordinance, and all the salutary effects which are believed to have resulted from the ordinance will be annulled. We are therefore of the opinion that the prayer of the petitioner should not be granted, and offer the following resolution

Evan M Forman
Edward Horney — First Branch

John Dukehart
John T Farlow
John W Willson — Second Branch

Resolved, that the committee be discharged from the further consideration of the subject.

Mr Dukehart offered the following resolution, read and referred to the joint committee on the jail:

Resolved, that the visiters of Baltimore City and County Jail, be requested to dispose of the lot now owned by them on the south west corner of Forest and Eager streets, on the best possible terms; provided the commissioners of Baltimore County assent thereto.

Mr Stewart from the joint committee on the harbor, presented the following report and resolution on the resolution relative to repairing County wharf Fells point, which was read and laid on the table:

The joint committee on the harbor to whom has been referred the resolution making an appropriation for the county wharf, at the foot of Broadway, beg leave to report that said wharf stands greatly in need of repair at the present time, and they hope that the attention of the city commissioner will be immediately bestowed upon it- while your committee are willing to do all in their power to foster every undertaking in which the interests of the city may be advanced, they do not desire to be lavish in their expenditures, and they therefore modify the resolution which has been referred to them.

By reference to the First Branch journal it will be seen on page 102. that a resolution was adopted enquiring of the city commissioners the probable expense of repairing the County wharf, to which they replied (page 136) that the whole including new flooring and materials could be done for $817.00. The saving of $243.00 in the present condition of our city finances induces the committee to reduce the sum allowed by the First Branch,- your committee do not profess to be more competent to form an estimate of the value of labour and materials, than the late commissioners, all of whom are mechanics and men who had both skill and experience to guide them in ascertaining the amount which the undertaking would require. The committee recommend the adoption of the subjoined resolution:

John Disney
Geo A Davis — First Branch

Joseph J Stewart
John R Kelso — Second Branch

Resolved, by the Mayor and City Council of Baltimore, that the city commissioner be, and he is hereby directed to cause the County wharf at the foot of Broadway to be thoroughly repaired, and put in order, and that he draw on the Register with the approbation of the Mayor, for the sum of eight hundred and seventeen dollars or as much thereof as may be necessary to complete the same, to be taken from the annual appropriation for the harbor.

A resolution authorising the North American Telegraph Company to erect poles in the streets, was received from the First Branch, read a first, and by special order a second time, concurred in, and returned to the First Branch