



City of Lawrence

DAVID L. CORLISS
CITY MANAGER

City Offices
PO Box 708 66044-0708
www.lawrenceks.org

6 East 6th St
785-832-3000
FAX 785-832-3405

CITY COMMISSION

MAYOR
ROBERT J. SCHUMM

COMMISSIONERS
MICHAEL DEVER
HUGH CARTER
MIKE AMYX
ARON E. CROMWELL

November 16, 2012

Patricia Sinclair
331 Johnson Ave
Lawrence, KS 66044

Dear Patricia,

This letter is a follow up to my November 15, 2012, letter to you. Additional records I have for you at this time are explained below.

Request: "Please provide any additional complaints about my house since the last provision and the names and emails of those complaining. Please also provide anything else added to my file per my description of items sought in previous open records request and per the old subpoena attached before. This should include any photos with dates, on cd if possible, additional reports, and other supporting material and memos, even if they are internal and not posted to the city website."

Response: It appears you are requesting additional complaints and additions to the code enforcement records regarding your property at 331 Johnson Avenue since my last letter to you (dated October 22, 2012). One complaint has been received since that time, and it is enclosed.

Request: "Nothing ever surfaced from Planning regarding 337 Johnson ave., as I had requested this in writing many weeks ago and they must have these records. I was promised a response by Sheila, but it never came and now the property has been sold. I specifically asked about the oversized bldg. at the extreme west back of the property as well as its very bright light which disturbs me. Sheila had told me once that this bldg. was built with approval, but it was before I bought in 1993. Also, records regarding the home occupation of Bill's TV which was shut down by the city for illegal commercial use of sfr zoning. It reopened in 2008 as a home occupation under the revised code and I was told it would not be allowed to have the type of lighting or bldg. that it already had. Now Sheila tells me that they let their license expire in 2010, yet I still saw customers after that. What records support any of this? Was there any penalty? Can I get that light turned off?"

Response: My letter to you dated October 22, 2012, responded to your previous request regarding 337 Johnson Avenue. If you have concerns regarding the lighting you may submit a complaint to the city Code Enforcement Division. Records pertaining to a home occupation at 337 Johnson Avenue are enclosed.



Any response to this letter, including clarifications of your requests, should be submitted to me in writing. I hope that the records we have been able to provide are helpful.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jonathan Douglass', written over the word 'Sincerely,'.

Jonathan Douglass
City Clerk

enclosures

From: Pesinclair@aol.com
To: [Jonathan Douglass](mailto:Jonathan.Douglass)
Subject: records request
Date: Monday, November 12, 2012 4:51:08 PM

Jonathan,

I have not had the chance to match everything that you have given me with my requests, but I know that I haven't gotten anything new since I picked up the packet on Oct. 22. I have been understandably busy with other things, but I need more in time to use it to prepare for Nov. 20 City Comm mtg. I believe that almost everything that I requested the last time was either said to be too vague, nonexistent, or already given to me. Here are a few tries.

Re: bldg and demolition permits. I think you sent me something for Tim Houser at 330 Johnson ave. that you had already sent. I am confused by some of it. He redid parts of his garage, making an overhang, installing a chimney, and other things that may have been deemed cosmetic. I can't say when. Also, it's not quite clear to me about his house. It seems to approve a cement porch with roof, but not sure about a lot of the rest.

Re: 1804 Barker, I definitely asked you about this and think I was told that I was too vague. Well, I think any inquiry you might have made may have prompted him to get a bldg. permit. I told you that he was working on it at the time of my request and had been for at least a month. At the end of Oct., he posted a big sign on a post in the front yard which had a lot of dark boxes of print and something that said temporary Oct. 24. Please provide details as he has demolished part of the house, virtually gutted the rest. I would like to know when it was applied for, when granted, when reviewed, etc. I am also interested in his disposition of what must have been hazardous materials.

Re: 1823 Barker. This house had a garage that was falling down, I don't know when it went down and was replaced. At a guess, I'd say it was after 2000. Please let me know.

Re: 333 Johnson Ave., when was this property inspected for completion and are there additional permits requested/granted for new work?

Please provide any additional complaints about my house since the last provision and the names and emails of those complaining. Please also provide anything else added to my file per my description of items sought in previous open records request and per the old subpoena attached before. This should include any photos with dates, on cd if possible, additional reports, and other supporting material and memos, even if they are internal and not posted to the city website.

Please provide me with all of the materials that Brian has filed with the city comm. regarding my appearance and his resolution. I need these right away and may ask Bobbie for them as Brian has refused to respond to my written request of Oct 25. I also requested minutes of CDAC meeting.

Re; materials provided to me from the CDAC presentation from Brian, the printed photos are undated, which is a common problem with things from his dept.

Nothing ever surfaced from Planning regarding 337 Johnson ave., as I had requested this in writing many weeks ago and they must have these records. I was promised a response by Sheila, but it never came and now the property has been sold. I specifically asked about the oversized bldg. at the extreme west back of the property as well as its very bright light which disturbs me. Sheila had told me once that this bldg. was built with approval, but it was before I bought in 1993. Also, records regarding the home occupation of Bill's TV which was shut down by the city for illegal commercial use of sfr zoning. It reopened in 2008 as a home occupation under the revised code and I was told it would not be allowed to have the type of lighting or bldg. that it already had. Now Sheila tells me that they let their license expire in 2010, yet I still saw customers after that. What records support any of this? Was there any penalty? Can I get that light turned off?

My printer is currently jammed and I am working on multiple projects as I write this.

I plan to also email the Mayor, but have not had the opportunity to do this today yet. When are you setting the agenda?

Again, the biggest item that I have requested is not the long list of places that have been complained about, but the more serious matters from 2009 to the present. Surely this dept. must have to make some sort of accounting to somebody about what they have done in a year. I am looking for number of cases charged, number of convictions/dismissals/acquittals in court, by type of violation, the number of cases of abatement, for what circumstances or charges, etc. I would like address and name if possible. That is, what goes to court or has abatement, how many to CDAC, with what result, etc. I am looking for and have been looking for, an accounting of the serious cases and those with serious consequences.

I mentioned to you 1821 W. 26th. I will have to double check this address. It's the one where the whole apt. bldg was condemned a few weeks ago and the tenants evicted. It was said that Brian had a concern about the roof there a year ago. What records exist of notices/inspections/photos, etc. of this property

Re: 1106 Rhode Island. I think you said I was too vague. This is the Packard car place and they did have a resolution for abatement sometime this year, I think. I know they got some kind of an extension, etc. and there has been correspondence. I would like to know when this process started with Brian's dept. and also what the status is now and whether these people have ever been taken to court.

Well, that's all for now. I will call tomorrow to see if I can pick up the stuff that Brian should have given me.

Thank you.

Patricia Sinclair

██████████

Jonathan Douglass

From: Jonathan Douglass
Sent: Friday, November 16, 2012 1:23 PM
To: Jonathan Douglass
Subject: FW: Records Request - Patricia Sinclair

From: Dan Johnson
Sent: Friday, November 16, 2012 9:00 AM
To: Jonathan Douglass
Subject: RE: Records Request - Patricia Sinclair

Date of violation Monday, October 22, 2012

Time of violation 3:33:00 PM

Property Address



331 Johnson Ave
Lawrence, KS 66044
United States

Please provide a description of your complaint Place looks scarier than Halloween all year long!

*



City of Lawrence
Douglas County
PLANNING & DEVELOPMENT SERVICES

6 East 6th St.
P.O. Box 708
Lawrence, KS 66044

www.lawrenceplanning.org

Phone 785-832-3150
Tdd 785-832-3205
Fax 785-832-3160

October 1, 2008

William Kilgore
337 Johnson Avenue
Lawrence, KS 66046

RE: Case No. **HO-Type B-09-03-08** Type B Home Occupation for TV Repair & Service

Dear Mr. Kilgore:

The above-referenced Home Occupation has been administratively approved and your home occupation will be registered on the City's database for Type B Home Occupations. Please note that you have been required to obtain Type B Home Occupation registration because your business will attract customers and clients to the site.

Per Section 20-537 of the Land Development Code, Type B Home Occupations are permitted for a 2-year period. Please remember to renew this permit prior to the 2-year expiration date (October 1, 2010).

For your information, I have attached a copy of Section 20-537, Home Occupations, of the Land Development Code which contains the applicable rules and regulations. Please be advised that if at any time your home occupation is found to be in violation of any of the standards or regulations within this section, your registration may be revoked.

Please feel free to contact me at 785-832-3157 or sstogsdill@ci.lawrence.ks.us if you have any questions.

Sincerely,

Sheila M. Stogsdill
Assistant Director
Planning & Development Services

Enclosure

C: Brian Jimenez, City of Lawrence Development Services





City of Lawrence
Douglas County
PLANNING & DEVELOPMENT SERVICES

6 East 6th St.
P.O. Box 708
Lawrence, KS 66044

www.lawrenceplanning.org

Phone 785-832-3150
Tdd 785-832-3205
Fax 785-832-3160

October 3, 2008

Patricia Sinclair
331 Johnson Avenue
Lawrence, KS 66046

RE: Bill's TV Repair & Service, 337 Johnson Avenue

Dear Ms. Sinclair:

This office received your August 28, 2008 letter expressing opposition to the renewal of a Home Occupation Permit for the above-referenced location. As part of the evaluation process for the permit renewal, Planning & Development Services staff conducted a site visit and met with Mr. Kilgore to discuss his business operations.

Mr. Kilgore's application indicates that the business operates from 8am – 5pm, Monday through Friday and does not utilize any nonresident employees. He estimates that his business generates between 0 – 5 daily customers. All of the repair service occurs within an enclosed structure which was constructed in 1987 following issuance of a building permit.

In your letter, you also suggested that there may be another home (lawn care) business operating from this site. Mr. Kilgore indicated that lawn equipment was for family use only and was not being utilized for another business. You also expressed concern about a light fixture located on the shop building. The zoning regulations do not regulate light levels on residential properties.

Following this review, I have determined that Mr. Kilgore's business operation meets the standards outlined in Section 20-537 of the Land Development Code and his Type B Home Occupation Permit has been renewed.

Please feel free to contact me at 785-832-3157 or sstogsdill@ci.lawrence.ks.us if you have any questions.

Sincerely,

Sheila M. Stogsdill
Assistant Director
Planning & Development Services

C: Brian Jimenez, City of Lawrence Development Services



From: Scott McCullough
Sent: Tuesday, September 23, 2008 5:36 PM
To: Sheila Stogsdill
Subject: FW: William Kilgore, Home Based business
Please forward to project planner. Not sure who picked it up. Thanks.

Scott McCullough, *Director* - smccullough@ci.lawrence.ks.us
Planning and Development Services | www.lawrenceks.org
City Hall, 6 E. 6th Street
P.O. Box 708, Lawrence, KS 66044-0708
office (785) 832-3154 | fax (785) 832-3160

From: Steve Standing [<mailto:sestanding@sunflower.com>]
Sent: Tuesday, September 23, 2008 3:42 PM
To: Scott McCullough
Subject: William Kilgore, Home Based business

Dear Sir:

I live at 1809 Learnard Ave. and recently received a letter indicating that Wm. Kilgore is seeking approval from Planning and registering as a Home - Based Business in the neighborhood.

I want to support Mr. Kilgore in this application and add my support to this application and hope he will be approved. I have been in the neighborhood over 25 years and Mr. Kilgore preceded me with his TV repair business. He has every right to continue his activity.

Respectfully,

S. E. Standing
1809 Learnard Ave.

From: Scott McCullough
Sent: Friday, August 29, 2008 9:51 AM
To: 'Pesinclair@aol.com'; Sheila Stogsdill
Subject: RE: Home business Bill's TV
Ms. Sinclair,

I am in receipt of your correspondence and will study the issue.

Scott McCullough, *Director* - smccullough@ci.lawrence.ks.us
Planning and Development Services | www.lawrenceks.org
City Hall, 6 E. 6th Street
P.O. Box 708, Lawrence, KS 66044-0708
office (785) 832-3154 | fax (785) 832-3160

From: Pesinclair@aol.com [mailto:Pesinclair@aol.com]
Sent: Thursday, August 28, 2008 4:40 PM
To: Scott McCullough; Sheila Stogsdill
Subject: Home business Bill's TV

Attached is a Word document with my opposition to the renewal of a license for Bill's TV. Please acknowledge receipt. Thank you.

Patricia Sinclair

It's only a deal if it's where *you* want to go. Find your travel deal [here](#).



RECEIVED
 SEP 19 2008
 City County Planning Office
 Lawrence, Kansas

**Lawrence Douglas County
 Metropolitan Planning Office**
 6 East 6th Street, P.O. Box 708, Lawrence, KS 66044
 (785) 832-3150 Fax (785) 832-3160
 http://www.lawrenceplanning.org

**APPLICATION
 Type B Home Occupation Registration**

OWNER INFORMATION

Name(s) William Kilgore
 Contact self
 Address 337 Johnson Avenue
 City Lawrence State KS ZIP 66044
 Phone (785) 842-3330 Fax () _____
 E-mail _____ Mobile/Pager () _____

APPLICANT/AGENT INFORMATION (if different from above)

Contact Bill (Kilgore)
 Company Bill's T.V. Service
 Address SAME
 City above State _____ ZIP _____
 Phone () _____ Fax () _____
 E-mail _____ Mobile/Pager () _____

PROPERTY INFORMATION

Address of Property 337 Johnson Avenue
 Present Zoning District R S 5 Present Land Use residential - Home Business
 Legal Description (may be attached) Maple Lawn - Lots 21 + 22
 Number and Description of Existing Improvements or Structures One Home and two garages

HO-TYPEB-09-03-07



**Lawrence Douglas County
Metropolitan Planning Office**
6 East 6th Street, P.O. Box 708, Lawrence, KS 66044
(785) 832-3150 Fax (785) 832-3160
<http://www.lawrenceplanning.org>

BUSINESS INFORMATION

Type of Business and Activities to Take Place T.V. repair, servicing, Sales.
Drop off and/or Picking up their t.v. set or parts.

Days and Hours of Operation 8-5 m-F

Will there be a nonresident employee? NO

Number of customers/clients on a daily basis 0-5 a day

SIGNATURE

I/We, the undersigned am/are the **(owner(s)), (duly authorized agent), (Circle One)** of the aforementioned property. By execution of my/our signature, I/we do hereby officially register a Type B Home Occupation as indicated above.

Signature(s): William Kilgore Date 9-18-08

_____ Date _____

_____ Date _____

Note: If signing by agent provide owner Authorization (Attachment B)

STAFF USE ONLY		
Application No. _____		
Date Received _____		
<input type="checkbox"/> Property owner list	<input type="checkbox"/> Copy of sent notice	<input type="checkbox"/> Certificate of mailing
<input type="checkbox"/> Statement verifying notice requirements have been met		



**Lawrence Douglas County
Metropolitan Planning Office**
6 East 6th Street, P.O. Box 708, Lawrence, KS 66044
(785) 832-3150 Fax (785) 832-3160
<http://www.lawrenceplanning.org>

CERTIFICATE OF MAILING

THE FOLLOWING IS TO BE COMPLETED AND SUBMITTED BY THE APPLICANT.

Name of Project: William Kilgore
Address of Project: 337 Johnson Avenue Lawrence, KS. 66044
Application Number: _____

I hereby certify that I have read and understood the attached requirements for public notification of a proposed Type B Home Occupation and that I have executed all requirements.

Furthermore, I hereby certify that a true and correct copy of the foregoing "Notice to Property Owners" was mailed to the attached list by depositing said copy in the United States Mail, proper postage prepaid, on the following date: September 18, 2008.

William Kilgore
Signature

9-18-08
Date

William Kilgore.
Printed Name

William Kilgore
337 Johnson Avenue
Lawrence, KS 66044

**NOTICE TO PROPERTY OWNERS
TYPE B HOME OCCUPATION**

Re: Bill's T.V. Service – Home-based business

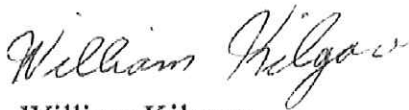
To Whom It May Concern:

A home-based business is being registered at the Lawrence-Douglas County Planning Office on *September 18, 2008* for *Bill's T.V. Service*, located at: *337 Johnson Avenue, Lawrence Kansas, 66044*.

The proposed home-based business is a television repair, servicing, and sales business. Normal business hours are Monday thru Fridays 8 a.m. to 5 p.m. There are no non-residential employees. And there is only an expected number of Zero to Five (0-5) customers/clients on a daily basis.

This letter is being sent to all owners of property adjoining the proposed home-based business described in this letter. Additionally, it is being sent to registered neighborhood associations encompassing the proposed home-based business. The purpose of this letter is to inform the notified person and other interested parties about the proposed home-based business. This letter does not grant the recipient and/or landowner any legal rights to challenge the proposed development; instead, it is being provided solely to advise adjoining landowners of the home-based business. For further information, contact William Kilgore at 785-842-3330 or the Lawrence-Douglas County Planning Office at (785) 832-3150.

Sincerely,



William Kilgore
Bill's T.V. Service



**Lawrence Douglas County
Metropolitan Planning Office**
6 East 6th Street, P.O. Box 708, Lawrence, KS 66044
(785) 832-3150 Fax (785) 832-3160
<http://www.lawrenceplanning.org>

**Compliance Affidavit
Type B Home Occupation**

THE FOLLOWING AFFIDAVIT SHALL BE COMPLETED UPON SUBMISSION OF AN APPLICATION FOR A TYPE B HOME OCCUPATION REGISTRATION. Failure to make timely delivery of such affidavit to the Planning Director shall render the application incomplete and subject it to removal from the review cycle.

NOTE: If you, the applicant, have not received a copy of Section 20-537 of the Land Development Code pertaining to the standards, regulations and procedures for Home Occupations you must request that this be provided to you prior to completing this affidavit and submitting your application.

IN WITNESS THEREOF, I, the Undersigned, have set my hand and seal below.

I, William Kilgore (printed name), hereby state that I have received a copy of the Home Occupation Standards, Regulations, and Procedures within Section 20-537 of the Land Development Code and that I pledge compliance with all standards, regulations and procedures of Section 20-537 of the Land Development Code.

William S. Kilgore
Signature

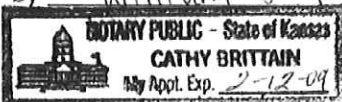
9-17-08
Date

Application No. _____
(Completed by Planning Staff)

STATE OF KANSAS
COUNTY OF DOUGLAS

The foregoing instrument was acknowledged before me on this 17th day of September, 2008,

by William S. Kilgore



My Commission Expires: 2-12-09

Cathy Brittain

Sent for both reports

parcels_OWNER1	parcels_OWNER2	parcels_OWNER3	parcels_ADDRESS	parcels_CITY	parcels_STATE	parcels_ZIP	parcels_PLAT	parcels_STRN1	parcels_STRNAM1
BOLLER CHRISTINE E			332 E 19TH ST	LAWRENCE	KS	66046	U04303	332	E 19TH
BORN KRISTIN L	MILLER SUSAN E		2220 PLYMOUTH RD APT 208	MINNETONKA	MN	55305	U11055A	327	E 19TH
CARPENTER JAMES E	GIBSON JANE		1845 LEARNARD AVE	LAWRENCE	KS	66044	U04305	1845	LEARNARD AVE
CISZ JULIE A			1836 LEARNARD AVE	LAWRENCE	KS	66044	U110990	1836	LEARNARD AVE
COMPTON JULIA L			319 E 19TH ST	LAWRENCE	KS	66044	U04300	318	E 19TH
DRBL PARTNERSHIP			601 N MURL LEN RD STE 2A	OLATHE	KS	66062	U110896	1920	LEARNARD AVE
HACK DIANE M			405 JOHNSON AVE	LAWRENCE	KS	66044	U110897	405	JOHNSON AVE
HAROLD KEITH E			968 E 2100 RD	EUDORA	KS	66025	U04279	320	JOHNSON AVE
HEMPHILL CHARLES C	HEMPHILL PENNY L		825 WESTGATE PL	LAWRENCE	KS	66049	U04302	326	E 19TH
HEMPHILL DAVID	HEMPHILL CARLOTTA		1536 N 1175 RD	LAWRENCE	KS	66046	U11092	1900	LEARNARD AVE
HEMPHILL JAMES R TRUSTEES	HEMPHILL CAROLYN L		3502 TAM OSHANTER DR	LAWRENCE	KS	66047	U11065	329-A-B	E 19TH
HEMPHILL RICHARD A			32375 W 97TH TER	DESOTO	KS	66018	U04288	313	JOHNSON AVE
HEWLETT GLENDA A			342 JOHNSON AVE	LAWRENCE	KS	66044	U04284	342	JOHNSON AVE
HICKS ERICA D	BURKITT ANDREW A		319 JOHNSON AVE	LAWRENCE	KS	66044	U04290	319	JOHNSON AVE
HOLLADAY LEONARD R	HOLLADAY GEORGINA M	C/O SMALL RONALD & DOVE-SWALL TERRY	331 E 19TH	LAWRENCE	KS	66046	U11067	331	E 19TH
HOOPES LINDA M	HOOPES JAMES B		315 JOHNSON AVE	LAWRENCE	KS	66044	U04289	315	JOHNSON AVE
HOUSER TIM D			330 JOHNSON AVE	LAWRENCE	KS	66044	U04281	330	JOHNSON AVE
KILGORE WILLIAM S	KILGORE IMOGENE J		337 JOHNSON AVE	LAWRENCE	KS	66044	U04294A	337	JOHNSON AVE
MCNURRAY ANDREA			336 JOHNSON AVE	LAWRENCE	KS	66044	U04283	336	JOHNSON AVE
PETTY RAY	PETTY LYNETTE		1834 LEARNARD AVE	LAWRENCE	KS	66044	U110989	1834	LEARNARD AVE
QUINN MARILEE C			1840 LEARNARD AVE	LAWRENCE	KS	66044	U11097AD1	1840	LEARNARD AVE
QUINN MARILEE C			1840 LEARNARD AVE	LAWRENCE	KS	66044	U04278	318	JOHNSON AVE
RED FOX LC	ATTN STANDING STEVE		1801 LEARNARD AVE	LAWRENCE	KS	66044	U110975A	1801	LEARNARD AVE
RIGHTMEYER MOLLY G			329 JOHNSON AVE	LAWRENCE	KS	66044	U04291	329	JOHNSON AVE
SINCLAIR PATRICIA E			331 JOHNSON AVE	LAWRENCE	KS	66044	U04292	331	JOHNSON AVE
SOHL GLEN			612 E 582 RD	LAWRENCE	KS	66047	U11098A	1901-01 1/2	LEARNARD AVE
STINE DAVID A	STINE DARYL L		PO BOX 3325	LAWRENCE	KS	66046	U04301	325	E 19TH
SUPANIC THOMAS	SUPANIC CAROL F		2033 N 1200 RD	EUDORA	KS	66025	U11064	321	E 19TH
SMALL RONALD A	DOVE-SWALL TERRY G		1846 LEARNARD AVE	LAWRENCE	KS	66044	U110971BA	1846	LEARNARD AVE
TAYLOR JENNIFER J			334 E 19TH ST	LAWRENCE	KS	66046	U04304	334	E 19TH
TRYBOM DIANE M BUCIA			333 JOHNSON AVE	LAWRENCE	KS	66044	U04293	333	JOHNSON AVE
WEINBERG JENNIFER J			332 JOHNSON AVE	LAWRENCE	KS	66044	U04282	332	JOHNSON AVE
ZACHARIAS KATHLEEN R			309 E 19TH ST	LAWRENCE	KS	66046	U04298A	309	E 19TH
ZIMMERMAN ALAN R	EUDALY STEVEN L		1747 BARKER AVE	LAWRENCE	KS	66044	U04280	322	JOHNSON AVE

RECEIVED

SEP 30 2008

City County Planning Office
Lawrence, Kansas

bill's i.v. Service
337 Johnson Ave
Lawrence, KS 66044

USA 42



Emily Wellman
Barker Neighborhood ASSE.
2026 BARKER
Lawrence
Kan 66044

Additional mailing, to KHA
HO-Type B-09-03-08

From: Pesinclair@aol.com
Sent: Tuesday, September 01, 2009 11:18 AM
To: Scott McCullough; Sheila Stogsdill
Subject: Kilgore home occupation

Follow Up Flag: Follow up
Due By: Friday, September 04, 2009 12:00 AM
Flag Status: Flagged

Categories: Red Category

Scott and Sheila,

I am writing once again to protest the renewal of the tv repair "home occupation" for Bill Kilgore on Johnson Ave.

To review:

1. This place operated for many years illegally and blatantly, advertising in the yellow pages, lacking only a sign, with customers coming and going.
2. It was finally closed down by the city since it did not have any exemption or grandfathering or whatever would make it okay within a single family residential neighborhood.
3. One of my concerns expressed had been about the use of materials that were airborne such as solvents and sprayed and which I frequently smelled in the past, but the city did not investigate this and I could not get any other agency to help me with this. Smells like this gave me migraine headaches.
4. There was no penalty for operating illegally all of those years. Why is that?
5. With the new city code, they applied to reopen. I don't believe that the new rules for home occupations were widely talked about or publicized. I know that I never heard about them.
6. Open receiving their cryptic letter that is required by the city, I contacted planning. I was told that it was too soon and that nobody was assigned to that yet. I asked to be contacted by the assigned person. I never was, and they received permission.
7. Here's the part that I find really interesting, apart from the lack of penalty for early violation and the chance to reopen after violating city code. I received a letter which I have, but not at hand today, which detailed all of the things that they would not be permitted to do under the new home occupation. These included, I recall, the installation of commercial lighting, paving parking lots, size of building, etc. In the interests of time today, I am not retrieving this document, but I'm sure that you have it. The irony is that all of those things HAD ALREADY BEEN DONE for it to operate illegally. So what use is it to say that they will not be permitted to be added now? When I go out into my back yard at night to look at the stars or just enjoy the evening, I cannot due to their glaring tall light. If I lived directly next door, this light would be coming into my windows all night long. Sheila, I believe that you wrote that the large outsized building was permitted to be built. Could you please give me details on that? I find it hard to believe that they were allowed to build that monstrosity.

When was that and what was the stated purpose for this building? They already have multiple garages, carports, etc., and this largest or them actually has a door that can accommodate a large truck. So, since they already violated so many of the home occupation rules, what would it take for them to get shut down?

8. I'm sure that in the future, I will only face worse things from this property, (thanks to changes brought about by planning and also through a lack of enforcement of serious violations and a laughable interpretation of the city code -- e.g., Steve Standing) although I purchased my home 16 years ago in what I thought was a stable neighborhood. What can this large structure become? It surely would not be permitted to be built there now.

9. I believe that there is more than tv repair going on there. I cannot help but observe some activities when I am in my back yard. I have noticed one time when a young man (their grandson, I believe) loaded a complete truckload of boxes marked WYSE into a commercial truck. I believe this is a computer company. Mrs. Kilgore still appears to operate a lawn mowing service as I see her mow neighboring lawns and I doubt that she is doing it as a favor. I also happened to be driving behind her as she towed her riding mower to North Lawrence the other day. Perhaps she is doing a favor for a relative, but having a trailer like that just for the odd job or two is expensive.

Thank you for your attention to this matter. I look forward to hearing from you about why existing conditions which were designed for an illegal business were allowed to exist when that business was licensed, yet they were not going to be allowed to be added. I'd also like to hear about the large building. And I'd like to know why there is no penalty for noncompliance with the city's home occupation and zoning laws for all of these commercial entities nearby in Barker.

Patricia Sinclair

From: [Scott McCullough](mailto:Scott.McCullough)
To: [Brian Jimenez](mailto:Brian.Jimenez)
Cc: [Sheila Stogsdill](mailto:Sheila.Stogsdill)
Subject: FW: 337 Johnson Ave
Date: Monday, October 01, 2012 5:19:54 PM

Brian,

Let us know your findings on the fence and lighting. Thanks.

Scott McCullough, Director - smccullough@lawrenceks.org
Planning and Development Services | www.lawrenceks.org
City Hall, 6 E. 6th Street
P.O. Box 708, Lawrence, KS 66044-0708
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<http://lawrenceks.org/pds/survey/satisfaction>."*

From: Pesinclair@aol.com [<mailto:Pesinclair@aol.com>]
Sent: Monday, October 01, 2012 11:21 AM
To: Sheila Stogsdill
Cc: Scott McCullough
Subject: Re: 337 Johnson Ave

Sheila,

You are running out of time to do anything about 337 Johnson Ave. Yesterday I saw that the owners had four large trash carts loaded and ready for pickup which is EARLY TOMORROW MORNING -- a.m. -- Tuesday. On the top of one of them was a computer monitor. While I realize that it is not illegal to discard a monitor in the trash, I wonder if they are discarding a lot of their business equipment and materials, some of which may be hazardous and business waste is not appropriately discarded in this fashion. I would suggest that somebody today investigate this. She was also loading their multiple lawn mowers onto their trailer.

Since your dept. has constant surveillance of me and my property, it's amazing that they never seem to find a problem with another. I am not asking you to anger all my neighbors by telling them that, because of me, you have to inspect their properties. I am asking your dept. to act on those properties that I have pointed out in the past and who have egregious violations, particularly so-called home occupations.

I checked and he is in the current yellow pages, I think for selling used tv's. A previous different version of the yellow pages showed him selling computers, antennae, etc., in addition to tv repair.

I doubt whether there will be any penalty as there was none in the past. I would like an answer to my question about the lighting, building, fence, etc.

Tim Houser continues to discard his construction materials in the trash from the home he co-owns at 330 Johnson Ave.

Patricia Sinclair

From: [Sheila Stogsdill](#)
To: [Sheila Stogsdill](#)
Subject: Out of Office: 337 Johnson Ave
Date: Wednesday, September 26, 2012 6:00:03 PM

Sorry I've missed your message. I will be out of the office until Wednesday, October 10th. I will respond to messages when I return. If you need immediate assistance, please call 785-832-3150 or visit our web site at www.lawrenceks.org/pds

From: Pesinclair@aol.com
To: [Sheila Stogsdill](#)
Subject: Re: 337 Johnson Ave
Date: Wednesday, September 26, 2012 7:04:24 PM

Sheila,

Thank you for your first response.

Well, they do appear to have finally shut down their businesses. I did fairly recently see someone drop off a tv. I took a photo with my phone since the car took a tour of the block. This past month they parked a riding lawn mower on the front yard with a for sale sign on it every day until it presumably was sold. For a time, they received boxed items of equal size that I presumed were some sort of tv or computer for sale. (This was easily visible from my back yard.

It does seem ridiculous not to have staff check up on expired licenses. How would I have known? Can it be that there are people who are not perfect on my block?

I know I asked you about this when they applied for their license under the new code and was told that bldg. was fully approved.

Patricia Sinclair

From: [Sheila Stogsdill](#)
To: ["Pesinclair@aol.com"](mailto:Pesinclair@aol.com)
Cc: [Scott McCullough](#)
Subject: 337 Johnson Ave
Date: Wednesday, September 26, 2012 6:00:02 PM

Patricia –

Our records do not indicate that there is a valid Home Occupation permit for 337 Johnson Avenue. The previous permit issued in 2008 expired in October 2010. A new property owner would need to apply for and receive a permit if he/she wished to operate a Type B Home Occupation on this property.

Staff is continuing to investigate the accessory structures, fencing and lighting questions you raised. More information will be provided when that work is completed.

Sheila M. Stogsdill, *Assistant Director* - sstogsdill@lawrenceks.org
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<http://lawrenceks.org/pds/survey/satisfaction>."*

From: [Brian Jimenez](#)
To: [Sheila Stogsdill](#)
Cc: [Julie Wyatt](#)
Subject: RE: 337 Johnson
Date: Monday, September 24, 2012 4:08:04 PM

Sheila,

If my memory serves me correct, I thought you and I visited them once to discuss a TV repair business several years ago? Not sure the complaint originated here as I am not finding anything regarding that. Other than that, there is nothing on it. It's the best house on the street by far and the 2010 case we determined there were no violations.

From: Sheila Stogsdill
Sent: Monday, September 24, 2012 3:34 PM
To: Brian Jimenez
Cc: Julie Wyatt
Subject: 337 Johnson

Ms Sinclair has notified us that the property on the corner is now listed for sale. I'm looking for any info we have. I saw that there was an Env Blight case opened and closed in 2010. Any more info than the notes in Innoprise? I've asked Alicia or Brad to check to see what building permits were issued for the various detached buildings.

Thanks.

Sheila M. Stogsdill, *Assistant Director* - [sstogsdill@lawrenceks.org](mailto:ssstogsdill@lawrenceks.org)
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<http://lawrenceks.org/pds/survey/satisfaction>."*

From: Pesinclair@aol.com
To: [Sheila Stogsdill](mailto:Sheila_Stogsdill)
Cc: smccullough@ci.lawrenceks.org
Subject: 337 Johnson Ave. second email
Date: Monday, September 24, 2012 11:04:35 AM

Sheila and Scott,

A little more specific info on the outbuildings at 337 Johnson Ave. The entire rear of the property is lined with outbuildings. These are a shed, a two car garage with a lean-to, a carport, and the westernmost building with two garage doors. I believe that only one of these is extra-tall for a high vehicle. I haven't looked at code recently for fences, but the front appears to be about five feet and the western boundary taller. All is chain link. Thank you and I hope to have an answer soon as this is on the market now.

Patricia Sinclair

From: [Scott McCullough](mailto:Scott_McCullough)
To: ["Pesinclair@aol.com"](mailto:Pesinclair@aol.com)
Cc: [Sheila Stogsdill](mailto:Sheila_Stogsdill)
Subject: RE: 337 Johnson Ave.
Date: Friday, September 21, 2012 4:44:53 PM

Pat,

I am asking Sheila Stogsdill to review your questions and respond.

Scott McCullough, Director - smccullough@lawrenceks.org
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<http://lawrenceks.org/pds/survey/satisfaction.>"

From: Pesinclair@aol.com [<mailto:Pesinclair@aol.com>]
Sent: Friday, September 21, 2012 1:24 PM
To: Scott McCullough
Subject: 337 Johnson Ave.

Scott,

I am writing concerning 337 Johnson Ave. I have attempted to have some changes made there in the past with no luck. Now they have posted a For Sale sign, so I hope your dept. will assist in this matter quickly.

This is a large lot with many outbuildings and one house. For years it operated illegally as a tv repair shop under the previous code. He even advertised as Bill's TV in the yellow pages. I bought my house in 1993 and often had people banging on my door wanting to know where the tv shop was. Also, many cars going back and forth (sometimes backing up and turning around), looking for the shop. When I was in my yard, I often noticed strange fumes which give me migraines. Finally, I complained to the city and they investigated and shut them down. This is zoned single family residential. No penalty.

Imagine my disappointment when they were allowed to reopen under the revised code. I observed a number of activities that I believe were businesses other than what was allowed, but that is water under the bridge now. What I am concerned about is that, when they had to send out a letter to neighbors, and then were allowed to reopen despite protest, all that I received was a statement about what they would not be allowed to build or do under the new home occupation category. Of course, they had already built this bldg. and lighting. So, they wouldn't be allowed to do it, but they already had. I find the lighting to be particularly offensive. Near the largest outbuilding, at the extreme west part of lot, which is large enough for two tall vehicles to enter, is a tall light that is the kind that makes that funny colored light, kind of greenish yellow. I don't know if this is mercury vapor or what. I do know that I cannot enjoy sitting in the dark in the evening in my back yard without having this light shining in my yard. Sheila said something once about everything that is built there being okayd. I think there is this large industrial bldg, a garage (maybe two car), a carport, a shed, and a house, and lots of concrete. They used to have multiple vans, at least one trailer, riding lawn mower, etc.

I'm sure that the city will come up with something even more annoying for this space, but I did want to

make sure that nobody thinks this is okay for big business use and I believe that the light should come down. We have so many rules for new parts of town, why can't we have some protections for the older neighborhoods?

Please let me know why or if this light is okay and what the rules for the new owner will be. Also, why such a huge bldg. was allowed in that position. They have about a five foot chain link fence, including out front. Is that okay? Thank you.

Patricia Sinclair