

Paul Patterson

From: Michael S Almon [paradigm@ixks.com]
Sent: Thursday, June 29, 2006 1:16 AM
To: Amyx, Mike ; Paul Patterson; Michelle Leininger
Cc: Hack, Sue ; Highberger, Boog; Rundle, Mike ; Schauner, David ; Brown, Aaron ; Tomc, Matt; Wellman, Emily ; Good, Janet; Klingenberg, Gwendolyn; Huff, Kay; Zinn, Richard; Dave Corliss; Sheila Stogsdill
Subject: Redraft SA Conditions from Neighborhood Coalition



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Dear Mayor Amyx:

Attached is a draft copy of conditions rewritten by the Eastside Neighborhood Coalition to be attached to the zoning of the Salvation Army facilities proposed for Lynn and Haskell Ave.

As you know, both parties submitted a list such as this at the 3 May 2006 negotiations. However, the Staff Report for the 6 June 2006 CC meeting included only the Salvation Army list of conditions as "Attachment A". The ENC list of conditions were not included, and staff recommended only the conditions as proposed by the Salvation Army. The SA said on 6 June that their list "incorporated a number of the suggestions made by the neighbors", but that amounted to only eight words from our proposal - three "shall"s, and "shall make every reasonable effort" (in item #7).

While the Eastside Neighborhood Coalition has clearly said that we would welcome most of the Salvation Army proposed activities, we still want enforceable conditions on the potential for a transient shelter or community meal program. Our attached rewritten zoning conditions have indeed incorporated the bulk of their list ("Attachment A" from 6 June), with two exceptions. Items #2 and #3 disallow the transient shelter and community meal program. As such, the Salvation Army can readily continue "to be the Salvation Army", because they have repeatedly said they are moving away from these services and over to the homeless rehabilitation services, which we commend.

Our list of conditions are also proposed as applied to the zoning only, with no reference to the site plan at all. Because you initiated the rezoning on 6 June, the entire need and rationale for cobbling conditions onto a site plan is now rendered moot and without merit. David Corliss said at the 6 June CC meeting "Use conditions on a site plan are problematic", which has been our position all along.

We believe that the recent City Commission decisions have moved us all a bit closer to mutually acceptable terms. We feel it would be wise that the next effort fully incorporate the ENC draft conditions to avoid the appearance of favoritism. As I said at the 6 June CC meeting, the City Code is not for the purpose of protecting the interest on one party at the expense of another party. While the Salvation Army may wish to "avoid a UPR to gain stability and predictability" as they said, doing so puts the neighborhoods into a position of instability and unpredictability.

Thank you for your dedication to the Lawrence community, and we look forward to strengthening both our neighborhoods and our community services in mutual respect. Feel free to contact any from the Eastside Neighborhood Coalition if you have any questions.

Sincerely,

Michael Almon
for the Eastside Neighborhood Coalition

**The Salvation Army of Lawrence and Douglas County
Kansas & Western Missouri Region
USA Central Territory**

Community Worship & Resource Center
Haskell & Lynn Streets
Lawrence, KS

Land Use Conditions applied to zoning classification _____
(proposal by Eastside Neighborhood Coalition)

1. These facilities shall house only The Salvation Army's administrative and program offices, activity and program space, recreational areas, and community worship center. The Salvation Army shall also operate only a 24 hour a day, 365 day a year homeless rehabilitative residential program. The program is to provide strong case management, educational opportunities, employment readiness, health services, mental health services, recovery groups, relational activities, recreational programs, residential services, housing, and meals for the program participants. Some of these services may be provided by other participating agencies.
2. The Salvation Army shall not operate a temporary homeless or transient shelter at this site, nor provide any services for such potential clients on a drop-in basis including, but not limited to, meals, showers, laundry, courtesy phone, and mail drop.
3. The Salvation Army shall not operate a community meal program at this site, but may operate a community meal program at a downtown Lawrence location to provide meals for anyone that chooses to participate.
4. Persons refused services due to intoxication shall be transported to the Lawrence Community Shelter OR the Lawrence Police Department by means of _____. In appropriate situations they will be offered the opportunity to participate in the Salvation Army's detoxification centers in Kansas City, Kansas and Kansas City, Missouri.
5. The Salvation Army shall make every reasonable effort not to allow its property to become the hang-out of any group or individual, nor will it knowingly allow any illegal activities to take place on or around its property or facilities.
6. The Salvation Army shall not now nor ever enter into a contract with the Kansas Department of Corrections, or any judicial or law enforcement agency, to provide housing or any services for prisoners or parolees at this site.
7. Persons seeking to enter The Salvation Army's residential program that are found to have severe mental illnesses or problems beyond the scope of the case management services provided by the program, will be referred to other agencies that specifically provide the needed services. Upon making the necessary arrangements, the Salvation Army shall transport such persons to the receiving agency, or shall arrange for said persons to be transported to the receiving agency.
8. The Salvation Army shall not knowingly admit sex offenders entry into any program activities including the homeless rehabilitative residential program. All program participants will be screened through the K.B.I. Offender Registry. In the event that such persons are denied entry, they shall be transported to the Lawrence Community Shelter OR the Lawrence Police Department by means of _____.
9. In the event of a community emergency or disaster, The Salvation Army reserves the right to feed, house, and provide emergency services from this site to relief personnel, persons who are temporarily displaced due to disaster, and any other persons found in need under these circumstances. Temporary meal service for any non-resident individual will be for no more than 24 hours, after which they will be referred to community meal programs elsewhere in town.