

Scott McCullough

From: Julia Mitchell [juliahenrym@yahoo.com]
Sent: Monday, March 14, 2011 6:29 PM
To: Bo Killough; Michael Almon
Cc: Andrea Repinsky; bwiley@sbcglobal.net; Scott McCullough; BradFinkeldei
Subject: Re: invitation from 12th & Haskell Recycle Center

Mr. Killough,

I fully agree with Michael. A meeting with neighbors will not resolve the problem. An industrial salvage yard is not an acceptable land use in a residential neighborhood. Personally, I do not feel that a meeting is necessary, as we already met and made our concerns clear. The purpose of this meeting appears to be to delay the process and give you the appearance of trying to work with the neighborhood. If you were really interested in working with the neighborhood, you would have followed from the very start the processes the City has in place. What you have done is no different than if Dillons decided to build the new Mass St. store without following the proper processes with the City, or Lowes building a store on 6th St. regardless of the zoning. "If you build it, you can keep it" is not acceptable.

Sincerely,

Julie Mitchell
1231 Brook Street

--- On Sat, 3/12/11, Michael Almon <paradigm@ixks.com> wrote:

From: Michael Almon <paradigm@ixks.com>
Subject: Re: invitation from 12th & Haskell Recycle Center
To: "Bo Killough" <bo.recyclecenter@sbcglobal.net>
Cc: adheron@yahoo.com, juliahenrym@yahoo.com, bwiley@sbcglobal.net, "McCullough, Scott" <smccullough@ci.lawrence.ks.us>, "Finkeldei, Brad" <bradfink@stevensbrand.com>
Date: Saturday, March 12, 2011, 11:47 AM

On Fri, Mar 11, 2011 at 2:39 PM, Bo Killough wrote:

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Mr. Killough:

Yesterday afternoon, I received your letter by e-mail attachment, setting a proposed meeting time of 16 March 2011 at 5:30pm between yourself and a few neighbors affected by your industrial salvage yard operation.

This is very awkward, and not appreciated by myself. When several of us received your certified letter on 4 March 2011 asking if we could meet with you sometime during the week of 14-19 March, our Neighborhood President, Julia Mitchell, volunteered to be our liaison to arrange a meeting time that was workable by all parties. We each have very demanding schedules, so a single-person point of contact would work more easily to coordinate the meeting time. One of the key persons has been out of the country, returning sometime later today. And I myself indicated that I would be available next week only on Thursday or Friday.

To my knowledge, you and Julia Mitchell have not consulted about a meeting time. Speaking for myself, I find it unacceptable for you to send us an e-mail letter single-handedly setting a meeting date and time.

I also do not understand the purpose of your desired meeting (unless it is intended for some legal procedural purpose). On 11 August 2010, we already met with you and your attorney and with Scott McCollough and Amy Miller of the Lawrence Planning Department. At that meeting, it was agreed by all parties that you would submit a formal proposal within 30-45 days of that meeting, addressing your land-use non-compliance with the zoning non-conforming use requirements, and your land-use non-compliance with the flood plain regulations.

It is now seven months and one day after that 11 August 2010 meeting. While living four blocks from your industrial salvage yard operation, I and my 9-year old son are still breathing the toxic fumes from your on-site burning and your equipment exhaust, and still hearing the banging and crunching of heavy equipment pounding on metal.

For me personally, nothing short of your ceasing all industrial and commercial activities on the exterior of your building will be satisfactory. Your non-conforming use entitles you to commercial activities only, and only within your building, in keeping with the history of all previous commercial activities within that building. Finally, I am still waiting for your answer to my question of 11 August 2010, "Have you investigated more appropriately zoned sites to relocate your business?"

sincerely,
Michael Almon
1311 Prairie Ave.
Lawrence KS 66044