

**LAWRENCE-DOUGLAS COUNTY HEALTH DEPARTMENT**

200 Maine, Suite B • Lawrence, Kansas 66044  
785-843-3060 / FAX 785-843-3161

July 15, 2004

Toni Wheeler, Staff Attorney  
City Manager's Office, City of Lawrence  
City Hall, 6<sup>th</sup> & Massachusetts Street  
Lawrence, KS 66044

**Re: 700 Block #3 Lyon, North Lawrence, KS**  
**Legal Description:** NORTH LAWRENCE ADDS NO 6 & 7 35A OF N ½ ADD NO 7 LESS 2.5A  
**ALSO DESC AS:** BEG AT PT 330 FT N OF SW COR SE ¼ NE ¼ SW ¼ NW ¼ 29-12-20 TH 3 330 FT N  
330 FT W 330 FT S 330 FT TO PT BEG.  
**Owners:** Aaron & Velma Jackson  
**Address on Appraiser's Records:** 1900 W. 31<sup>st</sup> Street, Lot M-10  
**Current Address:** Unknown

Dear Ms. Wheeler:

On July 8, 2004, we received a complaint forwarded from the City Manager's office regarding the above property (see attached copy of complaint).

Inspection on July 9, 2004, showed an expanse of standing water on the above property, which may serve as breeding grounds for mosquitoes, which may potentially transmit West Nile Virus. Inspection also confirmed an excavated area approximately 10 feet deep on one side, which could present a fall hazard, particularly as the lot is unfenced. The excavation was dry on the date of initial inspection.

Reinspection on July 12, 2004, confirmed the area of standing water was still wet; reinspection on July 14, 2004, showed the same area to be dry.

**Chapter 9, Article 2, Section 9-201 of the Code of the City of Lawrence states:**  
It shall be unlawful for any person to permit, cause, keep or maintain any nuisance, or cause to be committed, caused, kept or maintained any nuisance within the City. Anything dangerous to human health, or anything that renders the ground, the water, the air or food hazardous or injurious to human health is hereby deemed and declared to be a nuisance.

The unmarked, unfenced, excavation is considered dangerous to human health and therefore is declared to be a nuisance.

An area with persistent standing water would also be considered a nuisance for mosquitoes if the owner of the property does not treat the standing water with mosquito larvicide according to the manufacturer's instructions.

If you have any questions or comments, please contact me at 843-3060.

Sincerely,

  
Jim McDaniel  
Environmental Health Specialist

Attachments