

OFFICIAL USE ONLY

RTK REQUEST NUMBER

DATE RECEIVED

5 DAY RESPONSE DATE



COUNTY OF LUZERNE

## RIGHT TO KNOW LAW REQUEST FORM

NAME OF REQUESTER: Swenticky Anastassia A  
(PLEASE PRINT CLEARLY) LAST FIRST MI

MAILING ADDRESS: 611 Industrial Way West  
STREET / P.O. BOX

Eatontown NJ 07724  
CITY STATE ZIP CODE

PHONE # (732)-687-5682 FAX# (732)-380-1701

EMAIL ADDRESS: aswenticky@partneresi.com

SIGNATURE:  DATE: June 4, 2018

**RECORDS REQUESTED** - Requesters **MUST** specify the document(s) sought. Please use additional pages if necessary.

Partner is performing a Phase I Environmental Site Assessment for the following property:

61 East Northampton Street

Wilkes Barre, PA 18701

Seeking records regarding above/underground storage tanks, oil/water separators, groundwater monitoring wells, asbestos, lead-based paint, hazardous materials, certificates of occupancy and remediation. Please search all timeframes.

**PLEASE CHECK ONE OF THE FOLLOWING:**

- I AM ONLY REQUESTING ACCESS TO THE DOCUMENT(S)  
 I AM REQUESTING A HARD COPY OF THE DOCUMENT(S) (PAPER, CD, etc...)  
 I AM REQUESTING AN E-FILE OF THE DOCUMENT(S) (IF AVAILABLE) (PDF, EXCEL SPRDSHT, etc...)

**PLEASE NOTE: LUZERNE COUNTY IS NOT REQUIRED TO CREATE A RECORD WHICH DOES NOT CURRENTLY EXIST OR TO COMPILE, MAINTAIN, FORMAT OR ORGANIZE A RECORD IN A MANNER IN WHICH THE AGENCY DOES NOT CURRENTLY COMPILE, MAINTAIN, FORMAT OR ORGANIZE THE RECORD**

LUZERNE COUNTY  
OFFICE OF LAW  
ROMILDA P. CROCAMO, ESQUIRE  
CHIEF COUNTY SOLICITOR



LUZERNE COUNTY  
COUNTY MANAGER  
C. DAVID PEDRI, ESQUIRE

COUNTY of LUZERNE  
PENNSYLVANIA  
ESTABLISHED 1786

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June 5, 2018

Anastassia A. Swenticky  
611 Industrial Way West  
Eatontown, NJ 07724  
Email: [aswenticky@partnersi.com](mailto:aswenticky@partnersi.com)

RTK # 18-115

Dear Ms. Swenticky:

Thank you for writing to Luzerne County with your request for information pursuant to the Pennsylvania Right-To-Know law. My email is [Jackie.Carroll@luzernecounty.org](mailto:Jackie.Carroll@luzernecounty.org).

On June 5, 2018, the Luzerne County Office of Law received a request for documents from you described in the attached Right to Know request. Your request is denied for the following reasons pursuant to the Pennsylvania Right to Know Law ("RTKL").

Luzerne County does not maintain the type of records you are requesting; therefore, your request is denied pursuant to §705 of the RTKL. §705 of the RTKL states that "when responding to a request for access, an agency shall not be required to create a record which does not currently exist or to compile, maintain, format or organize a record in a manner in which the agency does not currently compile, maintain, format or organize the record".

Please contact the Pennsylvania Department of Environmental Protection and Wilkes-Barre City for the information. Pennsylvania DEP's website is: [www.depweb.state.pa.us](http://www.depweb.state.pa.us) while Wilkes-Barre's is [www.rtk@wilkes-barre.pa.us](mailto:www.rtk@wilkes-barre.pa.us).

You have a right to appeal this denial of information in writing to Office of Open Records, Commonwealth Keystone building, 400 North Street, 4<sup>th</sup> Floor, Harrisburg, PA 17120.

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If you choose to file an appeal for any reason, you must do so within 15 business days of the mailing date of the agency's response. Section 1101. If you have further questions, please contact me. Please be advised this correspondence will serve to close this request with our office as permitted by law.

Very truly yours,



JACQUELINE MUSTO CARROLL, ESQUIRE  
Luzerne County – Open Records Officer