



STANDARD RIGHT-TO-KNOW REQUEST FORM

DATE REQUESTED: 9/24/2018

REQUEST SUBMITTED BY: E-MAIL U.S. MAIL FAX IN-PERSON

REQUEST SUBMITTED TO (Agency name & address): _____

Office of Open Records- Luzerne County, Jackie Musto Carroll, 200 North River Street, Wilkes-Barre, PA 18711

NAME OF REQUESTER : Elizabeth de Stefanis

STREET ADDRESS: 21 Whitemarsh Lane

CITY/STATE/COUNTY/ZIP(Required): Lansdale, PA 19446

TELEPHONE (Optional): (914)893-9834 EMAIL (optional): Elizabeth.deStefanis@cbre.com

RECORDS REQUESTED: **Provide as much specific detail as possible so the agency can identify the information. Please use additional sheets if necessary*

Available records regarding Underground/Aboveground Storage Tanks (registration, installation permits, removal documentation), property records cards, Spill Records, Remediation Sites final reports and testing data, Previous Subsurface Investigations (Phase I or II's), Water Quality data, Asbestos, Lead Poisoning or Lead-Based Paint, Mold Growth or any other information that relates to the environmental condition regarding 701 & 703 Airport Road, Hazel Township, PA.

DO YOU WANT COPIES? YES NO

DO YOU WANT TO INSPECT THE RECORDS? YES NO

DO YOU WANT CERTIFIED COPIES OF RECORDS? YES NO

DO YOU WANT TO BE NOTIFIED IN ADVANCE IF THE COST EXCEEDS \$100? YES NO

**** PLEASE NOTE: RETAIN A COPY OF THIS REQUEST FOR YOUR FILES ****
**** IT IS A REQUIRED DOCUMENT IF YOU WOULD NEED TO FILE AN APPEAL ****

FOR AGENCY USE ONLY

OPEN-RECORDS OFFICER:

I have provided notice to appropriate third parties and given them an opportunity to object to this request

DATE RECEIVED BY THE AGENCY:

AGENCY FIVE (5) BUSINESS DAY RESPONSE DUE:

***Public bodies may fill anonymous verbal or written requests. If the requestor wishes to pursue the relief and remedies provided for in this Act, the request must be in writing. (Section 702.) Written requests need not include an explanation why information is sought or the intended use of the information unless otherwise required by law. (Section 703.)*

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

September 24, 2018

Elizabeth de Stefanis
21 Whitemarsh Lane
Lansdale, PA 19446
Email: Elizabeth.deStefanis@cbre.com

RE: RTK Request # 18-167

Dear Ms. deStefanis:

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.

On September 24, 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 records regarding underground storage tanks, etc. 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".

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

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