



Right-To-Know Response Form

January 12, 2016

Mr. Steve Esack
The Morning Call
Main Capitol Building, Room 524 E Floor, Newsroom
Harrisburg, PA
Via Email

RTK REQUEST #16-3

Dear Mr. Esack,

Thank you for writing to Luzerne County with your request for information pursuant to the Pennsylvania Right-To-Know law.

On January 5, 2016, the Luzerne County Office of Law received a request for documents from you described in the attached Right-To-Know request. Your request is partially granted and partially denied for the following reasons pursuant to the Pennsylvania Right to Know Law ("RTKL").

We are providing you with a copy of the spreadsheet that the Assessor's Office maintains with regards to the Clean and Green Program. This is the only spreadsheet that office maintains. Luzerne County relies on §705 of the RTKL where information requested by you was not available. This section 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".

In addition, other information you are seeking, including but not limited to Applications for Clean and Green, are maintained in the physical files, however, in order to copy all such applications at .25/page (the amount allowed to be charged by the RTKL), it is anticipated that copy fees would exceed \$1,500.00. These files are, however, available for inspection by the public during normal business hours.

You have a right to appeal this response to your request for 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 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 that this correspondence will serve to close this request with our office as permitted by law.

Respectfully,

Shannon Crake Lapsansky, Esq.
Luzerne County
Open Records Officer
200 North River Street
Wilkes-Barre, PA 18711