

RTK REQUEST NUMBER

DATE RECEIVED

5 DAY RESPONSE DATE



COUNTY OF LUZERNE

RIGHT TO KNOW LAW REQUEST FORM

NAME OF REQUESTER: Rogers Tina (PLEASE PRINT CLEARLY) LAST FIRST MI

MAILING ADDRESS: 2400 Ansys Drive STREET / P.O. BOX

Canonsburg PA 15317 CITY STATE ZIP CODE

PHONE # 6103143390 FAX#

EMAIL ADDRESS: trogers@langan.com

SIGNATURE: [Handwritten Signature] DATE: 7/29/2020

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

Langan Engineering is conducting a Phase I Environmental Site Assessment (ESA) of the property located at 140 Industrial Drive in Pittston, Pennsylvania.

The property is also identified as Luzerne County PIN 33F1200A026000. In support of our Phase I ESA, Langan is requesting

any information or copies of files regarding environmental conditions at the site, such as environmental reports, environmental permits,

building permits, notices of violations, spill/discharge incidents, storage or disposal of hazardous substances, Underground Storage Tanks (USTs) or Aboveground Storage Tanks (ASTs)

Leaking Underground Storage Tanks (LTANKs), asbestos abatement, and any other environmental reports that your department may have.

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



Right-To-Know Response Form

July 29, 2020

Tina Rogers
Via email only to trogers@langan.com

RTK REQUEST #2020-118

Dear Ms. Rogers:

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

Recently, 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 because Luzerne County does not maintain these documents. §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".

To further assist you, we suggest you direct your inquiry directly to the Borough or Township where the property is located, as they would likely be the entity that would have this information.

You have a right to appeal this denial of information in writing to Executive Director, 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 Laura C. Dennis. Please be advised that this correspondence will serve to close this record with our office as permitted by law.

Respectfully,

Laura C. Dennis, Esq.
Luzerne County
Open Records Officer
200 North River Street
Wilkes-Barre, PA 18711