

RTK REQUEST NUMBER

DATE RECEIVED

5 DAY RESPONSE DATE



COUNTY OF LUZERNE

RIGHT TO KNOW LAW REQUEST FORM

NAME OF REQUESTER: Fields Madison P
 (PLEASE PRINT CLEARLY) LAST FIRST MI

MAILING ADDRESS: 401 N College Ave
 STREET / P.O. BOX

Indianapolis Indiana 46202
 CITY STATE ZIP CODE

PHONE # 3176856600 FAX# _____

EMAIL ADDRESS: FOIA@Keramida.com

SIGNATURE: Madison Fields DATE: 3/23/2021

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

KERAMIDA is conducting a records search in fulfillment of the due diligence requirements enumerated in the Superfund Recycling Equity Act (SREA). To this end, KERAMIDA requests that any environmental files associated with the property listed below be made available to us by mail, fax or email within twenty (20) days of receipt of this letter. Files related to hazardous chemicals, underground storage tanks, dumping, releases, leaks, spills, wastewater disposal and environmental complaints, investigations, and citations are of particular interest.

Hydro Mountain Top - 330 Elmwood Ave., Mountain Top, PA 18707

This request is being made under the authority granted by the Freedom of Information Act (FOIA) and the assumption that no fee(s) will be assessed in its fulfillment. Please disregard this letter if payment is required to perform a records search or make the files available to us.

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



COUNTY of LUZERNE
P E N N S Y L V A N I A
ESTABLISHED 1 7 8 6

Right-To-Know Response Form

Denial

April 1, 2021

Ms. Madison Fields

Via email only: FOIA@Keramida.com
RTK REQUEST: 2021-048

Ms. Fields,

Thank you for writing to Luzerne County with your request for information pursuant to the Pennsylvania Right-To-Know law. We recently received from you a request for records as described in the attached Right To Know request. Your request is denied for the following reasons, as permitted by Section 705 of the Act.

Cited from the Right To Know Law Section 705:

Section 705. Creation of record.

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.

Luzerne County does not maintain documentation with regards to environmental matters. We would direct you to the Pennsylvania Department of Environmental Protection, as well as, the local municipality with regard to records related to the property subject to your request.

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 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 the undersigned. Please be advised that this correspondence will serve to close this record with our office as permitted by law.

Respectfully,

Shannon Crake Lapsansky, Esq.
Interim Open Records Officer
Luzerne County
200 North River Street
Wilkes-Barre, PA 18711
(570)825-1598