

RTK REQUEST NUMBER

DATE RECEIVED

5 DAY RESPONSE DATE



COUNTY OF LUZERNE

RIGHT TO KNOW LAW REQUEST FORM

NAME OF REQUESTER: Tilley Lauren D
(PLEASE PRINT CLEARLY) LAST FIRST MI

MAILING ADDRESS: 449 Eisenhower Boulevard
STREET / P.O. BOX

Harrisburg PA 17111
CITY STATE ZIP CODE

PHONE # 717-903-4203 FAX# 717-232-1799

EMAIL ADDRESS: ltalley@skellyloy.com

SIGNATURE: _____ DATE: _____

RECORDS REQUESTED - Requesters **MUST** specify the document(s) sought. Please use additional pages if necessary.
 Information pertaining to 1499 State Route 239. This site reportedly had an under-ground storage tank. However the site across the street at 1498 State Route 239 appears to be a former automotive garage. I'm looking for information on these sites to try and determine which site had the tank. Conflicting information also listed the address as 1513 State Route 239. Any information regarding these sites would be appreciated. Thank you.

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

April 10, 2021

Lauren Tilley

Via email only: ltalley@skellyloy.com

RTK REQUEST: 2021-059

Ms. Tilley,

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.

The properties listed in your Right to Know request appear to be located in neighboring Columbia County. Furthermore, Luzerne County does not have a Health Department and does not maintain documentation with regards to environmental matters. We would direct you to the Pennsylvania Department of Environmental Protection, as well as, the code enforcement department for 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