

RTK-273



**pennsylvania**  
OFFICE OF OPEN RECORDS



**Springettsbury Township**  
1501 Mt. Zion Road  
York, PA 17402  
(717) 757-3521 (Phone)  
(717) 505-0455 (Fax)  
www.springettsbury.com

**STANDARD RIGHT-TO-KNOW REQUEST FORM**

DATE REQUESTED: 6-25-14

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

NAME OF REQUESTOR: Dan Witmer - Vanguard Development Group

STREET ADDRESS: 1801 Frutiville Pike, Suite 200

CITY/STATE/COUNTY (Required): Lancaster, PA 17601

TELEPHONE (Optional): [REDACTED]

**RECORDS REQUESTED:**

*\*Provide as much specific detail as possible so the agency can identify the information.*

Plans/Structural Drawings for "KDV Sports Medicine Clinic" (Currently York Christian Church) -  
Pleasant Valley Road  
Karasinski Meier Architects  
File Number: 219128 Date: 5-11-92

DO YOU WANT COPIES? YES or  NO

DO YOU WANT TO INSPECT THE RECORDS?  YES or NO

DO YOU WANT CERTIFIED COPIES OF RECORDS? YES or  NO

RIGHT TO KNOW OFFICER: **ABEGALE GIBB**  
abby.gibb@springettsbury.com

DATE RECEIVED BY THE AGENCY: 6/25/14

AGENCY FIVE (5)-DAY RESPONSE DUE: 7/2/14

**30 Day Response: 8/1/14**

*\*\*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.)*

Questions: please contact the Office of Open Records at (717) 346-9903 or [openrecords@state.pa.us](mailto:openrecords@state.pa.us)



COAT OF ARMS OF SPRINGETT PENN  
1701-1731

# SPRINGETTSBURY TOWNSHIP

1501 Mt. Zion Road  
York, Pennsylvania 17402  
717-757-3521 Fax: 717-757-7856  
www.springettsbury.com  
email: info@springettsbury.com

Police: 717-757-3525 Fax: 717-840-1908  
Police and Fire Emergencies - Dial 911  
Recreation Office: 717-505-0406

Wastewater Treatment Facility  
3501 North Sherman Street  
717-757-3521 Fax: 717-840-0680

## BOARD OF SUPERVISORS

George M. Dvoryak  
Chairman

Julie A. Landis  
Vice Chairman

Mark M. Swomley  
Assistant Secretary/Treasurer

William H. Schenck, III

Kathleen A. Phan

## TOWNSHIP MANAGER

John J. Holman  
Secretary

July 1, 2014

Mr. Dan Witmer  
Vanguard Development Group  
1801 Fruitville Pike Suite 200  
Lancaster, PA 17601

Re: **RIGHT-TO-KNOW REQUEST – KDV Sports Medicine Clinic/York Christian Church**

Dear Mr. Witmer,

Springettsbury Township received your request for  
“Plans/Structural Drawings for “KDV Sports Medicine Clinic” (Currently York Christian Church) –  
Pleasant Valley Road  
Karasinski Meier Architects  
File Number: 219128 Date: 5-11-92”

This request is denied because the Township does not have written documentation from one of the parties, or confirmation that the requestor is one of the parties, indicated in the Uniform Construction Code Part XIV Section § 403.85 (e) allowed to receive the plans/structural drawings. This denial is in direct correlation to the following:

- Pennsylvania Right To Know Law, Act 3 of 2008
  - Chapter 1, Section 102 Definitions, “Public Record” a record, including a financial record, of a Commonwealth or local agency that
    - (1) is not exempt under section 708;
    - (2) is not exempt from being disclosed under any other Federal or State law or regulation or judicial order or decree; or
    - (3) is not protected by privilege
  - Chapter 7, Section 708 (b) (3) A record, the disclosure of which creates a reasonable likelihood of endangering the safety or the physical security of a building, public utility, resource, infrastructure, facility or information storage system, which may include;
    - (iii) building plans or infrastructure records that expose or create vulnerability through disclosure of the location, configuration or security of critical systems, including public utility systems, structural elements, technology, communication, electrical, fire suppression, ventilation, water, wastewater, sewage, and gas systems.

- Title 34. Labor and Industry, Act 45,
  - Part XIV. Uniform Construction Code
    - Section § 403.85. Release, retention and sharing of commercial construction records.
      - (e) The Department, a municipality and a third-party agency acting on behalf of a municipality may prohibit release of applications received, building plans and specifications, inspection reports and similar documents to the public under the act of June 21, 1957 (P.L. 390, No. 212) known as the Right-to-Know Law (65 P.S. §§ 66.1-66.9). The Department, the municipality or the third-party agency may release these documents to the building owner of record, the permit holder, the design professional of record or a third party authorized by the building owner in writing to receive the documents upon presentation of valid identification.

You have a right to appeal denial of information in writing to Terry Mutchler, Executive Director, Office of Public Records, Commonwealth Building, 400 North Street, 4<sup>th</sup> Floor, Harrisburg, PA 17120. If you choose to file an appeal, you must do so within fifteen business days of the mailing date of the agency's response, as outlined in Section 1101 of the Right-To-Know Law.

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

If you have any questions please do not hesitate to contact me.

Very truly yours,



Abegale Gibb  
Right To Know Officer

cc: Patricia Lang, Director of Community Development  
Charles Rausch, Township Solicitor  
Dori Bowders, Manager of Administrative Operations  
File: Right-to-Know