



# pennsylvania

OFFICE OF OPEN RECORDS

RTK 565

## STANDARD RIGHT-TO-KNOW REQUEST FORM

DATE REQUESTED: 9/18/18

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

REQUEST SUBMITTED TO (Agency name & address): The York Dispatch

NAME OF REQUESTER: Jana Benscoter

STREET ADDRESS: 1891 Loucks Road

CITY/STATE/COUNTY/ZIP(Required): York, PA 17408

TELEPHONE (Optional): [REDACTED] EMAIL (optional): [REDACTED]

**RECORDS REQUESTED:** *\*Provide as much specific detail as possible so the agency can identify the information. Please use additional sheets if necessary*

We are requesting copies of all emails exchanged between Springettsbury Township officials and Penn National Gaming officials, including township supervisors, discussing a category 4 mini-casino at the York Galleria Mall. In addition, we would like copies of all letters, and documents exchanged between Springettsbury Township officials and Penn National Gaming officials, including township supervisors, discussing a category 4 mini-casino at the York Galleria Mall. We are specifically asking for correspondence between the dates of January 2018 and September 2018. Thank you.

DO YOU WANT COPIES?  YES  NO

DO YOU WANT TO INSPECT THE RECORDS?  YES  NO

DO YOU WANT CERTIFIED COPIES OF RECORDS?  YES  NO

DO YOU WANT TO BE NOTIFIED IN ADVANCE IF THE COST EXCEEDS \$100?  YES  NO

**\*\* PLEASE NOTE: RETAIN A COPY OF THIS REQUEST FOR YOUR FILES \*\***  
**\*\* IT IS A REQUIRED DOCUMENT IF YOU WOULD NEED TO FILE AN APPEAL \*\***

### FOR AGENCY USE ONLY

OPEN-RECORDS OFFICER: A. Gibb

I have provided notice to appropriate third parties and given them an opportunity to object to this request

DATE RECEIVED BY THE AGENCY: 9/21/18

AGENCY FIVE (5) BUSINESS DAY RESPONSE DUE: 9/28/2018 30-Day Response: 10/28/18

*\*\*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.)*

# SPRINGETTSBURY TOWNSHIP



COAT OF ARMS OF SPRINGETT PENN  
1701-1731

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

Mark M. Swomley  
Chairman

George M. Dvoryak  
Vice Chairman

Kathleen A. Phan  
Assistant Secretary/Treasurer

Blanda E. Nace

Charles A. Wurster

## TOWNSHIP MANAGER

Benjamin B. Marchant

September 26, 2018

Ms. Jana Bencoter  
York Dispatch  
1891 Loucks Road  
York, PA 17408

Re: **RIGHT-TO-KNOW REQUEST – Penn National Correspondence**

Dear Ms. Bencoter,

Thank you for writing to Springettsbury Township with your request for information:

**“We are requesting copies of all emails exchanged between Springettsbury Township officials and Penn National Gaming officials, including township supervisors, discussing a category 4 mini-casino at the York Galleria Mall. In addition, we would like copies of all letters, and documents exchanged between Springettsbury Township officials and Penn National Gaming officials, including township supervisors, discussing a category 4 mini-casino at the York Galleria Mall. We are specifically asking for correspondence between the dates of January 2018 and September 2018.”**

I have reviewed the request and an extension of time to respond is required due to the reasons set forth below. The Township anticipates responding to your request no later than October 28, 2018.

- The extent or nature of the request precludes a response within the required time period.
- Timely response to the access cannot be accomplished due to bona fide and specified staffing limitations.

At this time there are no fees associated with your request. You will be advised of any fees required upon the complete review of available records.

Thank you,

Abegale Gibb  
Right to Know Officer

File: Right-to-Know 565

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Assistant Secretary/Treasurer

Justin A. Tomevi

Robert F. Cox

## TOWNSHIP MANAGER

Benjamin B. Marchant

October 26, 2018

Ms. Jana Bencoter  
York Dispatch  
1891 Loucks Road  
York, PA 17408

Re: **RIGHT-TO-KNOW REQUEST – Penn National Correspondence**

Dear Ms. Bencoter,

Thank you for writing to Springettsbury Township with your request for information:

**“We are requesting copies of all emails exchanged between Springettsbury Township officials and Penn National Gaming officials, including township supervisors, discussing a category 4 mini-casino at the York Galleria Mall. In addition, we would like copies of all letters, and documents exchanged between Springettsbury Township officials and Penn National Gaming officials, including township supervisors, discussing a category 4 mini-casino at the York Galleria Mall. We are specifically asking for correspondence between the dates of January 2018 and September 2018.”**

The Township has reviewed its files and all available records are included with this response electronically.

Portions of the record titled “RTK-565 Email 09.20.18-Attachment 1” were provided to the Township in the redacted format. Per *Right to Know Law Chapter 7, Section 705 Creation of a record: When responding to a request for access, an agency shall not be required to create a record which does not currently exist or compile, maintain, format or organize a record in a manner in which the agency does not currently compile, maintain, format or organize the record.*

Portions of the record titled “RTK-565 Email 08.09.18 (2)” have been redacted in accordance with the *Right to Know Law Chapter 7, Section 708(b)(6)(i)(A) A record containing all or part of a person’s Social Security number, driver’s license number, personal financial information, home cellular or personal telephone numbers; personal e-mail addresses; employee number or other confidential personal identification numbers.*

- *Chapter 7, Section 706 Redaction*
  - *If an agency determines that a public record, legislative record or financial record contains information which is subject to access as well as information which is not subject to access, the agency’s response shall grant access to the information which is subject to access and deny access to the information which is not subject to access. If the information which is not subject to access is integral part of the public record, legislative record or financial record and cannot be separated, the agency shall redact from the record the information which is not subject to access, and the response shall grant access to the*

*information which is subject to access. The agency may not deny access to the record if the information which is not subject to access is able to be redacted. Information which an agency redacts in accordance with this subsection shall be deemed a denial under Chapter 9.*

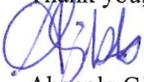
You have a right to appeal denial of information in writing to Erik Arneson, Executive Director, Office of Open Records, 333 Market Street, 16<sup>th</sup> Floor, Harrisburg, PA 17101-2234

If you choose to file an appeal, you must do so within fifteen (15) 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.

Thank you,



Abegale Gibb  
Right to Know Officer

File: Right-to-Know 565