



RTK664



Standard Right-to-Know Law Request Form

Good communication is vital in the RTKL process. Complete this form thoroughly and retain a copy; it is required should an appeal be necessary. You have 15 business days to appeal after a request is denied or deemed denied.

Attn: Abby Gibb

SUBMITTED TO AGENCY NAME: Springettsbury Township abby.gibb@springettsbury.com (Attn: AORO)

Date of Request: 2/6/2020 Submitted via: Email U.S. Mail Fax In Person

PERSON MAKING REQUEST:

Name: Joss Edward King Company (if applicable): _____

Mailing Address: 10 Buck Rd

City: Dover State: PA Zip: 17315 Email: [REDACTED]

Telephone: [REDACTED] Fax: _____

How do you prefer to be contacted if the agency has questions? Telephone Email U.S. Mail

RECORDS REQUESTED: *Be clear and concise. Provide as much specific detail as possible, ideally including subject matter, time frame, and type of record or party names. Use additional sheets if necessary. RTKL requests should seek records, not ask questions. Requesters are not required to explain why the records are sought or the intended use of the records unless otherwise required by law.*

Springettsbury PD Incident Report # 43-20-00639, prepared by Officer Hernandez regarding violation of Title 18 ss7325, (Discrimination on account of Service or Guide Dog), party in violation is owner of Fat Daddies and an employee. 2510 E Market St. York PA at 2057 on 1/22/20. Report prepared confirms police involvement and statement of facts requested by the PA Department of Human Relations Commission, Civil Rights Division in filing a complaint so a proper investigation and corrective action be taken. Report should be provided pursuant to RTKL as information that is exempt from disclosure by law, i.e. dates of birth, social security numbers and juvenile information, as outlined in Section 708(b) be redacted.

DO YOU WANT COPIES? Yes, electronic copies preferred if available
 Yes, printed copies preferred
 No, in-person inspection of records preferred (*may request copies later*)

Do you want certified copies? Yes (*may be subject to additional costs*) No

RTKL requests may require payment or prepayment of fees. See the Official RTKL Fee Schedule for more details.

Please notify me if fees associated with this request will be more than \$100 (or) \$_____.

ITEMS BELOW THIS LINE FOR AGENCY USE ONLY

Tracking: RTK- 664 Date Received: 2/7/2020 Response Due (5 bus. days): 2/14/2020

30-Day Ext.? Yes No (If Yes, Final Due Date: 3/15/2020) Actual Response Date: _____

Request was: Granted Partially Granted & Denied Denied Cost to Requester: \$_____

Appropriate third parties notified and given an opportunity to object to the release of requested records.



CREST OF SPRINGETTSBURY
INCORPORATED 1891

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

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TOWNSHIP MANAGER

Benjamin B. Marchant

February 13, 2020

Joss E. King
10 Buck Road
Dover, PA 17315

Re: **RIGHT-TO-KNOW REQUEST – Incident Report**

Dear Mr. King,

Thank you for writing to Springettsbury Township with your request for “Springettsbury PD Incident Report #43-20-00639, prepared by Officer Hernandez regarding violation of Title 18 ss7325, (Discrimination on account of Service or Guide Dog), party in violation is owner of Fat Daddies and an employee. 2510 E Market St. York PA at 2057 on 1/22/20. Report prepared confirms police involvement and statement of facts requested by the PA Department of Human Relations Commission, Civil Rights Division in filing a complaint so a proper investigation and corrective action be taken. Report should be provided pursuant to RTKL as information that is exempt from disclosure by law, i.e. dates of birth, social security numbers and juvenile information, as outlined in section 708(b) be redacted.”

The request is approved in part and denied in part. Requested incident report is included with this response electronically, sent via email.

- 1) Portions of the records provided have been redacted based on Pennsylvania’s Right to Know Law, Act 3 of 2008
 - 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.

- 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.
 - Based upon a Pennsylvania Supreme Court ruling (PSEA v Office of Open Records, 2016 Pa. LEXIS 2337) on October 18, 2016, Commonwealth citizens have a constitutional right to privacy regarding their home addresses. Therefore, the record has home address information redacted.
 - You have a right to appeal denial of redacted information in writing to Erik Arneson, Executive Director, Office of Open Records, 333 Market Street, 16th 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.
- 2) Records related to criminal investigations are hereby redacted and/or denied based on the Right to Know Law, Act 3 of 2008:
- Chapter 7, Section 708.b.16 stating, A record of an agency relating to or resulting in a criminal investigation.
 - You have a right to appeal denial of information in writing to the York County Office of the District Attorney, 45 N. George Street, York, PA 17401. 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 Right to Know Law Act 3 of 2008, Section 1101.

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

Thank you,



Abegale Gibb
Right to Know Officer

File: Right-to-Know 664