

Division of Occupational Safety and Health
Occupational Health Clinics

January 20, 2016

CERTIFIED MAIL

Mrs. Toni Harp, Mayor
City of New Haven
City Hall
165 Church Street
New Haven, CT 06510

RE: Inspection #1106058
Department of Public Works
Evictions Warehouse
290 Goffe Street
New Haven, CT 06511

Dear Mrs. Harp:

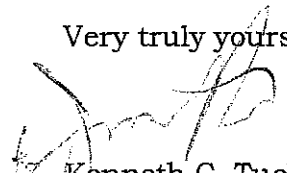
Enclosed you will find citations for violations of Connecticut's Occupational Safety and Health Act which may have accompanying proposed penalties.

Also enclosed is a booklet which explains your rights and responsibilities under the Act. As indicated on page 9 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. The informal conference provides an opportunity to resolve disputed matters pertaining to the citations without the necessity of recourse to the contest period litigation process.

Please be advised that when an informal conference is scheduled, it is mandatory that page 4, Notice to Employees of Informal Conference, be posted.

If you have any questions about the enclosed citations, penalties, abatement dates, CONN-OSHA program or informal conference, please contact me.

Very truly yours,



Kenneth C. Tucker III
CONN-OSHA Director

kct/cfj

encs.

cc: Jeff Pescosolido, Department of Public Works Director

State of Connecticut, Department of Labor

Division of Occupational Safety & Health

38 Wolcott Hill Road

Wethersfield, CT 06109

Phone: (860) 263-6900 Fax: (860) 263-6940

INVOICE

Facility Name: City of New Haven Department of Public Works Evictions Warehouse

Inspection Site: 290 Goffe Street, New Haven, CT 06511

Issuance Date: 01/20/2016

Summary of Penalties for Inspection Number: **1106058**

Citation 1, Serious

~~\$3780.00~~

\$ 2268⁰⁰

Citation 2, Other Than Serious

\$ 0.00

TOTAL PROPOSED PENALTIES:

~~\$3780.00~~


\$ 2268⁰⁰

AMENDED
INVOICE

Please remit payment promptly to the Office for the total amount of uncontested penalties summarized above.

Make your check or money order payable to: "CTDOL CONN-OSHA". Please indicate the Inspection Number (indicated above) on the remittance. Send payment promptly to our office at the address listed above.

CONN-OSHA does not agree to any restrictions or conditions or endorsements put on any check or money order for less than full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements do not exist.



Kenneth C. Tucker III
CONN-OSHA Director

State of Connecticut, Department of Labor

Division of Occupational Safety & Health

38 Wolcott Hill Road

Wethersfield, CT 06109

Phone: (860) 263-6900 Fax: (860) 263-6940

Citation and Notification of Penalty

To: Mrs. Toni Harp, Mayor
City of New Haven
City Hall
165 Church Street
New Haven, CT 06510

Inspection Number: 1106058
Inspection Date(s): 11/12/2015-11/24/2015
Issuance Date: 01/20/2016
CSHO ID: U4722
Optional Report No.: 445

Inspection Site:
Department of Public Works
Evictions Warehouse
290 Goffe Street
New Haven, CT 06511

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (this Citation) describes violations of the Connecticut Occupational Safety and Health Act. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalty(ies) proposed, unless within 15 working day (excluding weekends and state holidays) from your receipt of this Citation and Notification of Penalty you mail a notice of contest to the State of Connecticut, Department of Labor, Division of Occupational Safety and Health (CONN-OSHA) at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

Posting – The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer’s operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated or for 3 working days (excluding weekends and state holidays), whichever is longer. **The penalty dollar amounts need not be posted and may be marked out or covered up prior to posting.**

Informal Conference – An informal conference is not required. However, if you wish to have such a conference you may request one with the CONN-OSHA Director during the 15 working day contest period. During the informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the CONN-OSHA Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the page 4 Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

Right to Contest – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. Unless you inform the CONN-OSHA Director in writing that you intend to contest the citation(s) and /or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Connecticut Occupational Health and Safety Review Commission and may not be reviewed by any court or agency.

Penalty Payment – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet.) Make your check or money order payable to "CTDOL CONN-OSHA". Please indicate the Inspection Number on the remittance.

CONN-OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements do not exist.

Notification of Corrective Action – For violations which you do not contest, you should notify CONN-OSHA promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation. Please inform the CONN-OSHA office in writing of the abatement steps you have taken and of their dates, together with adequate supporting documentation, e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results, etc.

Employer Discrimination Unlawful – The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 180 days after the discrimination occurred with the CONN-OSHA office at the address shown above.

Employer Rights and Responsibilities – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

Notice to Employees – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the CONN-OSHA office at the address shown above and postmarked within 15 working days (excluding weekends and state holidays) of the receipt by the employer of this Citation and Notification of Penalty.

Inspection Activity Data – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to your inspection will be available 30 calendar days after the Citation Issuance Date. You are encouraged to review the information concerning your establishment at www.OSHA.gov. If you have any dispute with the accuracy of the information displayed, please contact this office.

NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE

An informal conference has been scheduled with CONN-OSHA to discuss the Citation(s) issued on 01/20/2016. The conference will be held at the CONN-OSHA office located at 38 Wolcott Hill Road Wethersfield, CT 06109 on _____ at _____. Employees and/or representatives of employees have a right to attend an informal conference.

State of Connecticut
Department of Labor
Division of Occupational Safety & Health

Inspection Number: 1106058
Inspection Date: 11/12/2015-11/24/2015
Issuance Date: 01/20/2016

Citation and Notification of Penalty

Facility Name: City of New Haven Department of Public Works Evictions Warehouse
Inspection Site: 290 Goffe Street, New Haven, CT 06511

AMENDED PENALTY

Citation 1 Item 1 Type of Violation: **Serious**

31-372-101

1910.37(a)(2): Exit routes were not arranged so that employees did not have to travel toward a high hazard area.

Location:

A. Eviction Services Warehouse

1. The exit discharge leads directly into the loading dock where vehicles are parked when picking up or dropping off contents of a residence. (e.g., vehicle fire)

Date by Which Violation Must be Abated:

March 9, 2016

Proposed Penalty:

~~\$540.00~~

\$ 324.00

Citation 1 Item 2 Type of Violation: **Serious**

31-372-101

1910.37(a)(4): Safeguards to protect employees during an emergency (e.g., sprinkler systems, alarm systems, fire doors, exit lighting) must be in proper working order at all times.

Location:

Eviction Services Warehouse

There is no alarm system or emergency lighting for exit route.

Date by Which Violation Must be Abated:

March 9, 2016

Proposed Penalty:

~~\$540.00~~

\$ 324.00

State of Connecticut
Department of Labor
Division of Occupational Safety & Health

Inspection Number: 1106058
Inspection Date: 11/12/2015-11/24/2015
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Citation and Notification of Penalty

Facility Name: City of New Haven Department of Public Works Evictions Warehouse
Inspection Site: 290 Goffe Street, New Haven, CT 06511

AMENDED PENALTY

Citation 1 Item 3 Type of Violation: **Serious**

31-372-101

1910.37(b)(1): Each exit route must be adequately lighted so that an employee with normal vision can see along the exit route.

Location:

A. Eviction Services Warehouse

1. The exit route from inside the warehouse to the side door discharge does not have adequate lighting.

Date by Which Violation Must be Abated:

March 9, 2016

Proposed Penalty:

~~\$540.00~~
\$ 324.00

Citation 1 Item 4 Type of Violation: **Serious**

31-372-101

1910.37(b)(2): Each exit was not clearly visible and marked by a sign reading "Exit".

Location:

A. Eviction Services Warehouse

1. The exit route from within warehouse to hallway did not have an EXIT sign.

Date by Which Violation Must be Abated:

March 9, 2016

Proposed Penalty:

~~\$540.00~~
\$ 324.00

State of Connecticut
Department of Labor
Division of Occupational Safety & Health

Inspection Number: 1106058
Inspection Date: 11/12/2015-11/24/2015
Issuance Date: 01/20/2016

Citation and Notification of Penalty

Facility Name: City of New Haven Department of Public Works Evictions Warehouse
Inspection Site: 290 Goffe Street, New Haven, CT 06511

AMENDED PENALTY

Citation 1 Item 5 Type of Violation: **Serious**

31-372-101

1910.37(b)(3): Each exit route door must be free of decorations or signs that obscure the visibility of the exit route door.

Location:

A. Eviction Services Warehouse

1. The EXIT sign was not visible for the side exit door due to an overhead pipe blocking the sign.

Date by Which Violation Must be Abated:

March 9, 2016

Proposed Penalty:

\$540.00

\$ 324.00

Citation 1 Item 6 Type of Violation: **Serious**

31-372-101

1910.37(b)(4): Signs were not posted along the exit access indicating the direction of travel to the nearest exit and exit discharge when the direction of travel to the exit or exit discharge was not immediately apparent.

Location:

A. Eviction Services Warehouse

1. The exit access route for the side door exit did not have signs posted indicating the direction of travel within the warehouse.

Date by Which Violation Must be Abated:

March 9, 2016

Proposed Penalty:

\$540.00

\$ 324.00

State of Connecticut
Department of Labor
Division of Occupational Safety & Health

Inspection Number: 1106058
Inspection Date: 11/12/2015-11/24/2015
Issuance Date: 01/20/2016

Citation and Notification of Penalty

Facility Name: City of New Haven Department of Public Works Evictions Warehouse
Inspection Site: 290 Goffe Street, New Haven, CT 06511

AMENDED PENALTY

Citation 1 Item 7 Type of Violation: **Serious**

31-372-101

1910.157(g)(1): Where the employer has provided portable fire extinguishers for employee use in the workplace, the employer did not provide an educational program to familiarize employees with the general principles of fire extinguisher use and the hazards involved with incipient stage firefighting.

Location:

A. Eviction Services Warehouse

1. Employees were not trained in the use of portable fire extinguishers.

Date by Which Violation Must be Abated:

March 9, 2016

Proposed Penalty:

~~\$540.00~~
324

SPECIFIC ABATEMENT CERTIFICATION AND DOCUMENTATION
IS REQUIRED FOR ALL *SERIOUS* CITATIONS

State of Connecticut
Department of Labor
Division of Occupational Safety & Health

Inspection Number: 1106058
Inspection Date: 11/12/2015-11/24/2015
Issuance Date: 01/20/2016

Citation and Notification of Penalty

Facility Name: City of New Haven Department of Public Works Evictions Warehouse
Inspection Site: 290 Goffe Street, New Haven, CT 06511

Citation 2 Item 1 Type of Violation: **Other Than Serious**

31-372-101

1910.141(d)(2)(iii): Lavatories were not provided with hand soap or similar cleansing agents.

Location:

A. Eviction Services Warehouse

1. Employees do not have access to hand washing for personal hygiene purposes.

Date by Which Violation Must be Abated:

April 21, 2016

Proposed Penalty:

\$0.00

SPECIFIC ABATEMENT CERTIFICATION IS REQUIRED
FOR ALL **OTHER THAN SERIOUS** CITATIONS



Kenneth C. Tucker III
CONN-OSHA Director