STATE OF WASHINGTON

DEPARTMENT OF LABOR AND INDUSTRIES

Division of Occupational Safety and Health

PO Box 44600 • Olympia, Washington 98504-4600

September 7, 2018

SANTIAGO'S HANDYMAN SERVICES
12449 NW Springville Rd
Portland, OR 97229

OSHA #: 1327062
Inspection: 317948742
UBI: 000000000
Region: 6-Health
Inspector ID: B5544
Reference: 203402824

Dear Employer:

Enclosed are the results of the safety and health inspection of your workplace. This packet contains:

- **Citation Invoice** – The total assessed penalty is $45,000.00
- **Citation and Notice of Assessment** –Washington Administrative Code (WAC) Violations.
- **Employer Certification of Abatement instruction and form** - Correct all violations and return written verification or additional penalties may result.
- **Employer Appeal Rights** – You have 15 working days to appeal this citation.

You must immediately post this Citation and Notice of Assessment at or near where the violation(s) occurred, where employees can easily find and read it, or where employees normally receive posted information. All postings must remain until you have corrected all violations, or for three working days, whichever is longer. "Working day" means a calendar day, except Saturdays, Sundays and all legal state holidays.

Because this inspection is public information, the result will be posted online 30 days after the above date by the Department of Labor & Industries. You may view it at **www.secure.lni.wa.gov/verify** .

Please visit www.lni.wa.gov/PublicRecords if you would like to request a copy of the inspection file. Your choices are:

- Safety & Health Citation Only
- Safety & Health Brief Inspector Summary Report (short description the inspector writes to summarize the reason for the inspection only – not complete file)
- Safety & Health Detailed Inspection Summary Report (detailed summary of inspection including penalty calculation only – not complete file)
- Safety & Health Citation and Complete Inspection File (The complete legal file which contains the detailed information regarding the inspector's findings, the citation, and calculation of any penalty. This will be especially helpful if you are contemplating filing an appeal.)

If you have questions, call the compliance supervisor (b) (6), (b) (7)(C) [redacted]

Respectfully,

(b) (6), (b) (7)(C) [redacted]

L&I Assistant Director
Division of Occupational Safety & Health

Enclosure(s)

Washington State Department of Labor & Industries
Division of Occupational Safety and Health

Invoice

Inspection: 317948742

UBI:	000000000	**Issued:**	September 7, 2018
Legal Name:	SANTIAGO'S HANDYMAN SERVICES	**Opening Conference:**	March 9, 2018
DBA Name:	SANTIAGO'S HANDYMAN SERVICES	**Closing Conference:**	August 31, 2018
Inspection Site:	110 S. Madison St, Spokane, WA, 99201	**Inspector ID:**	B5544

Summary of Assessed Penalties Due

The Citation and Notice of Assessment includes a full description of each violation.

Violation Item	Violation Type	WAC	Correction Due Date	Penalty Amount
1-1	Serious	WAC 296-155-17609(1)(a)	Not Applicable	$3,000.00
1-2a	Serious	WAC 296-155-17609(2)(e)(ii)	Not Applicable	$3,000.00
1-2b	Serious	WAC 296-62-07717(1)	Not Applicable	$0.00
1-3	Serious	WAC 296-155-17609(2)(e)(iv)	Not Applicable	$3,000.00
1-4	Serious	WAC 296-155-17609(2)(e)(v)	Not Applicable	$3,000.00
1-5	Serious	WAC 296-155-17609(2)(e)(vi)	Not Applicable	$3,000.00
1-6	Serious	WAC 296-62-07709(3)(a)(ii)	Not Applicable	$3,000.00
1-7	Serious	WAC 296-62-07709(3)(h)	Not Applicable	$3,000.00
1-8	Serious	WAC 296-62-07712(7)(a)	Not Applicable	$3,000.00
1-9	Serious	WAC 296-62-07712(2)(c)	Not Applicable	$3,000.00
1-10	Serious	WAC 296-62-07715(4)(a)(i)	Not Applicable	$3,000.00
1-11	Serious	WAC 296-62-07715(4)(a)(ii)	Not Applicable	$3,000.00
1-12	Serious	WAC 296-62-07722(3)(a)	Not Applicable	$3,000.00
1-13	Serious	WAC 296-65-030(1)	Not Applicable	$3,000.00
1-14	Serious	WAC 296-842-12005(1)	10/10/2018	$3,000.00
1-15	Serious	WAC 296-155-17611(2)(b)	10/10/2018	$3,000.00
Total Penalty Due				$45,000.00

PAYMENT INFORMATION

Payment is due 15 working days from receipt of this citation.

Make check payable to the Department of Labor and Industries.

Write Inspection number 317948742 on the check and mail to:

Attn: DOSH Cashier
Department of Labor and Industries
PO Box 44835
Olympia, WA 98504-4835
Or deliver to: **Any L&I office**

Washington State Department of Labor & Industries
Division of Occupational Safety and Health

Post This Document

Citation and Notice of Assessment
Inspection: 317948742

UBI: 000000000
Legal Name: SANTIAGO'S HANDYMAN SERVICES
DBA Name: SANTIAGO'S HANDYMAN SERVICES
Inspection Site: 110 S. Madison St Spokane, WA 99201

Issued: September 7, 2018
Opening Conference: March 9, 2018
Closing Conference: August 31, 2018
Inspector ID: B5544

Message

This is your official copy of the Citation Notice and you will receive a copy translated into Spanish shortly.

Esto es una copia official de la notificacion de la sanción y dentro de poco usted recivira una copia traducida al español.

Violation 1 Item 1 Violation Type: Serious

WAC 296-155-17609(1)(a)

The employer did not perform an exposure assessment for employees who may be exposed to lead. Employees were manually removing lead contaminated material while doing demolition activities at the Otis Hotel in Spokane, WA. Exposure to lead can cause health effects impacting the central nervous, reproductive systems, kidneys, and cause permanent disability or diseases resulting in hospitalization.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 2a Violation Type: Serious

WAC 296-155-17609(2)(e)(ii)

The employer did not provide appropriate personal protective clothing and equipment to employees removing lead containing materials. Employees were manually removing lead containing materials without wearing personal protective equipment. Exposure to lead can cause health effects impacting the central nervous, reproductive systems, the kidneys, and cause permanent disability or diseases resulting in hospitalization.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 2b Violation Type: Serious

WAC 296-62-07717(1)

The employer did not provide full body protective equipment. Employees were manually removing asbestos containing popcorn ceiling material while conducting demolition activities on the 5th floor bathrooms in the southeast section. Exposure to asbestos can result in chronic or irreversible illnesses including lung cancer, asbestosis, and mesothelioma.

The violations above have been grouped because they involve similar or related hazards that may increase the potential for illness or injury resulting from an exposure or accident. A single penalty is applied to the first item in the group.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: Included in Violation 1 Item 2A

Violation 1 Item 3 Violation Type: Serious

WAC 296-155-17609(2)(e)(iv)

The employer did not provide hand washing facilities during the manual demolition of interior building materials on floors 2-5 that contained lead. Exposure to lead can cause health effects impacting the central nervous, reproductive systems, the kidneys, and cause permanent disability or diseases resulting in hospitalization.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 4 Violation Type: Serious

WAC 296-155-17609(2)(e)(v)

Employer did not conduct blood testing for employees conducting manual demolition of interior building materials that contained lead. Exposure to lead can cause health effects impacting the central nervous, reproductive systems, the kidneys, and cause permanent disability or diseases resulting in hospitalization.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 5 Violation Type: Serious

WAC 296-155-17609(2)(e)(vi)

The employer did not provide any training on the presence of lead and its health effects. Employees were conducting manual demolition of interior building materials that contained lead. Exposure to lead can cause health effects impacting the central nervous, reproductive systems, the kidneys, and cause permanent disability or diseases resulting in hospitalization.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 6 Violation Type: Serious

WAC 296-62-07709(3)(a)(ii)

The employer did not perform an exposure assessment for employees who may be exposed to asbestos. Employees were manually removing asbestos containing popcorn ceiling material while conducting demolition activities on the 5th floor bathrooms in the southeast section. Exposure to asbestos can result in chronic or irreversible illnesses including lung cancer, asbestosis, and mesothelioma.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 7 Violation Type: Serious

WAC 296-62-07709(3)(h)

Employer did not conduct air clearance monitoring after removal of asbestos containing popcorn ceiling materials in the 5th floor bathrooms in the southeast section. Exposure to asbestos can cause chronic and irreversible illnesses including lung cancer, asbestosis, and mesothelioma.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 8 Violation Type: Serious

WAC 296-62-07712(7)(a)

The employer did not ensure that work practices and engineering controls for Class I work was conducted. ER did not establish a negative pressure enclosure when removing an asbestos containing popcorn ceiling. Employees are exposed to asbestos while demolishing the ceiling in the 5th floor bathrooms on the southeast section. Exposure to asbestos can cause chronic and irreversible illnesses including lung cancer, asbestosis, and mesothelioma.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 9 Violation Type: Serious

WAC 296-62-07712(2)(c)

Employer did not remove, cut, score, or otherwise work with asbestos containing materials in a wet saturated state to prevent the emission of airborne fibers. Exposure to asbestos can cause chronic and irreversible illnesses.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 10 Violation Type: Serious

WAC 296-62-07715(4)(a)(i)

The ER did not use supplied air during the removal of asbestos popcorn ceiling where negative pressure enclosures are required. Exposure to asbestos can cause chronic and irreversible illnesses including lung cancer, asbestosis, and mesothelioma.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 11 Violation Type: Serious

WAC 296-62-07715(4)(a)(ii)

The ER did not use water during the removal of asbestos popcorn ceiling where negative pressure enclosures are required. Exposure to asbestos can cause chronic and irreversible illnesses including lung cancer, asbestosis, and mesothelioma.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 12 Violation Type: Serious

WAC 296-62-07722(3)(a)

Workers were not certified for class I removal of asbestos popcorn ceiling. Exposure to asbestos can cause chronic and irreversible illnesses including lung cancer, asbestosis, and mesothelioma.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 13 Violation Type: Serious

WAC 296-65-030(1)

Class I removal of asbestos popcorn ceiling not done by a certified contractor. Exposure to asbestos can cause chronic and irreversible illnesses including lung cancer, asbestosis, and mesothelioma.

Situation not believed to exist any longer. However, if this violation is identified again during future inspections, it may result in repeat or failure to abate violations which may include penalties.
Assessed penalty: $3,000.00

Violation 1 Item 14 Violation Type: Serious

WAC 296-842-12005(1)

The employer did not have a written respiratory protection program for employees who may be exposed to hazardous substances. Employees were manually removing lead contaminated material creating airborne concentrations of lead at the Otis Hotel in Spokane, WA without wearing respiratory protection. Exposure to lead can cause health effects impacting the central nervous, reproductive systems, the kidneys, and cause permanent disability or diseases resulting in hospitalization.

The following additional correction documentation is required for this violation:
Employer must generate a written respiratory protection program.

Correct by: 10/10/2018
Assessed penalty: $3,000.00

Violation 1 Item 15 Violation Type: Serious

WAC 296-155-17611(2)(b)

The employer did not have a written program for removal of lead contaminated material. Employees were manually removing lead contaminated material. Exposure to lead can cause health effects impacting the central nervous, reproductive systems, the kidneys, and cause permanent disability or diseases resulting in hospitalization.

The following additional correction documentation is required for this violation:
Employer must generate a written lead compliance plan.

Correct by: 10/10/2018
Assessed penalty: $3,000.00

Washington State Department of Labor & Industries
Division of Occupational Safety and Health

Employer Certification of Abatement Instructions
Inspection: 317948742

What you must do now:

- Check the correction due date(s) shown on the enclosed Employer Certification of Abatement Form. You must fully correct the hazards by these dates.
- Describe on the form how you corrected each hazard, rather than what you *intend to do* in the future. Examples:

  Right: *All staff have received the required training.*

  Wrong: *All staff will receive the required training next week.*

  Use attachments if you need more space. Submit additional documentation of hazard correction if requested in the citation packet.
- Fill in the date you corrected the hazard and sign.
- Post a copy of the completed form for at least three working days, or until you have corrected all violations, whichever is longer. It must be posted near the hazard location or in a place that is readily accessible by affected employees and their representatives.
- Send your completed form to the address provided.

Note: If we do not receive written confirmation you have corrected the hazards, we will take follow-up action, which may include additional penalties. If you provide us with false information, you may face criminal penalties.

If you are unable to fix the hazard(s) by the correction due date(s):

We must receive your written request for an extension **before** the correction due date(s) listed for the hazard(s). Correction due dates are shown on the enclosed Citation and Notice of Assessment and on your Employer Certification of Abatement Form(s).

Extensions are not automatically granted. To be considered for an extension, you must provide the following:

- Inspection number, employer name, telephone number, and site address.
- Violation and Item number for each requested extension.
- Correction due date on the citation and additional time needed.
- Steps taken to fix the hazard by the correction due date.
- Why you cannot correct the hazard by the correction due date.
- How you will protect your employees until you fix the hazard.

For more information, contact:
Or call: (509) 324-2610

(b) (6), (b) (7)(C)
Department of Labor and Industries
Division of Occupational
Safety and Health
Spokane, WA 99201

You must post all documentation associated with your request for extension with your citation packet. All postings must remain until you have corrected all violations, or unless you have appealed and received and posted your hearing notice.

Washington State Department of Labor & Industries
Division of Occupational Safety and Health

Employer Certification of Abatement Form
Inspection: 317948742

UBI: 000000000
Legal Name: SANTIAGO'S HANDYMAN SERVICES
Site Address: 110 S. Madison St, Spokane, WA, 99201

Issued: September 7, 2018
DBA Name: SANTIAGO'S HANDYMAN SERVICES

You must complete this form and return it to: (b) (6), (b) [redacted] **Department of Labor & Industries**
901 N. Monroe St. Ste 100, Spokane, WA 99201
Or Fax to:

Violation(s) are fully described in the Citation and Notice of Assessment section.

Violation, Item & Group#	Type of Violation	WAC# Violated	Correction Due Date
1-14	Serious	WAC 296-842-12005(1)	10/10/2018
How you corrected the hazard ➔			
Date you corrected the hazard ➔			

1-15	Serious	WAC 296-155-17611(2)(b)	10/10/2018
How you corrected the hazard ➔			
Date you corrected the hazard ➔			

I certify that the hazards described in this Employer Certification of Abatement Form have been corrected as described above. Affected employees and their representatives have been informed of the correction activities. I am aware that knowingly providing false information may result in criminal penalties (RCW 49.17.190(2)).

Signature _____ Name _____

Title _____ Date _____ Phone No. _____

DOSH USE ONLY

DOSH Reviewer's Signature _____ Date _____

Washington State Department of Labor & Industries
Division of Occupational Safety and Health

Post This Document

Appeal Rights
Inspection: 317948742

For Employers

If you are cited for a violation of Occupational Safety and/or Health rules, you have the right to appeal the citation. **You have 15 working days from the date you receive this citation to appeal.** (RCW 49.17.140(1)) "Working day" means a calendar day, except Saturdays, Sundays and all legal state holidays. Your appeal must be in writing. It may be mailed, faxed, or personally delivered.

For violations classified as serious, willful, repeat serious, or failure to abate serious, an employer must correct the violations by the date listed on the Citation and Notice / Employer's Certification of Abatement form unless a stay of abatement date is requested in the appeal as described on this page. A stay of abatement date means the employer's requirement to abate or correct the hazard is put on hold until the appeal is resolved. All general and repeat general violations under appeal automatically have stay of abatement dates until a final order on those violations has been issued. If you only need an extension of an abatement date, please see the above section entitled, **"If you are unable to fix the hazard(s) by the correction due date(s)".**

Your appeal must include:

- Name, address, telephone number, and fax number if available of the employer who is appealing, and for the employer's representative, if any, such as an attorney or interpreter.
- Inspection Number (You will find this nine-digit number in the top right corner of this page.)
- Statement explaining:
  1. What you think is wrong with the citation and any related facts.
  2. How you think the citation should be changed.
  3. What relief you are seeking and why.

If you are requesting a stay of abatement date for serious, willful, repeat serious or failure to abate serious, you must also include:

- Each violation and item number for which a stay of abatement date is requested; and
- The reason for the stay of abatement date request.

Note: Employees and/or employee representatives may elect to participate in appeal hearings.

Posting requirement:

You must post your appeal documents (along with this citation packet) until the appeal is resolved.
You must also post all other documents related to this appeal.

For Employees or Their Representatives

If your employer is cited, you may only appeal the correction due date(s).

Your appeal must include:

- Your name, address, telephone number, and fax number if available and the same information for anyone who is representing you, if any.
- Inspection number.
- Statement explaining why the correction due date should be changed.

Send all appeals to:

Assistant Director for DOSH
Attn: Appeals Program
PO Box 44604
Olympia, WA 98504-4604
Fax to: **(360) 902-5581** or deliver to: **Any L&I office**
Electronically to: DOSHAppeals@Lni.wa.gov

For more information call the Appeals Program: **(360) 902-5486.**