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 #: 1304169
Inspection: 317948745
UBI: 000000000
Region: 6-Safety
Inspector ID: K7002
Reference: 203402825

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 $24,500.00
- **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: 317948745

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:**	K7002

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 296-155-350(3)	Not Applicable	$3,000.00
1-2	Serious	WAC 296-155-110(2)	10/10/2018	$3,000.00
1-3	Serious	WAC 296-155-477(3)(a)	Not Applicable	$3,000.00
1-4	Serious	WAC 296-155-24605(1)	Not Applicable	$3,500.00
1-5	Serious	WAC 296-155-24607(2)	Not Applicable	$3,000.00
1-6	Serious	WAC 296-876-15005(1)	9/20/2018	$3,000.00
1-7	Serious	WAC 296-876-40015(1)	Not Applicable	$3,000.00
1-8	Serious	WAC 296-876-40030(1)	Not Applicable	$3,000.00
2-1	General	WAC 296-155-110(5)	9/20/2018	$0.00
2-2	General	WAC 296-155-110(9)	9/20/2018	$0.00
2-3	General	WAC 296-155-775(1)	9/20/2018	$0.00
Total Penalty Due				$24,500.00

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 317948745 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: 317948745

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: K7002

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.

Although it could not be determined there were fall hazards above ten feet in height on this job-site. In the future with fall hazards above ten feet you need to have a fall protection work plan in writing and documented on site.

WAC 296-155-24611 Fall protection required at ten feet or more.

(2) Fall protection work plan. The employer shall develop and implement a written fall protection work plan including each area of the work place where the employees are assigned and where fall hazards of ten feet or more exist.

(a) The fall protection work plan shall:

(i) Identify all fall hazards in the work area;

(ii) Describe the method of fall arrest or fall restraint to be provided;

(iii) Describe the proper procedures for the assembly, maintenance, inspection, and disassembly of the fall protection system to be used;

(iv) Describe the proper procedures for the handling, storage, and securing of tools and materials;

(v) Describe the method of providing overhead protection for workers who may be in, or pass through the area below the worksite;

(vi) Describe the method for prompt, safe removal of injured workers; and

(vii) Be available on the job site for inspection by the department.

(b) Prior to permitting employees into areas where fall hazards exist the employer shall ensure employees are trained and instructed in the items described in (a)(i) through (vii) of this subsection.

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

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Citation and Notice of Assessment
Inspection: 317948745

Violation 1 Item 1 Violation Type: Serious

WAC 296-155-350(3)

The employer did not ensure employees using hand and power tools and exposed to the hazard of falling, flying, abrasive, and splashing objects, or exposed to harmful dusts, fumes, mists, vapors, or gases used the particular personal protective equipment necessary to protect them from the hazard.

Upon inspection it was determined that one employee had used a pneumatic nailer without the use of eye protection.

Employees not wearing eye protection while using pneumatic nailer could suffer from partial or permanent loss of sight caused by flying debris.

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 2 Violation Type: Serious

WAC 296-155-110(2)

The employer did not ensure an accident prevention program was developed and tailored to the needs of the particular plant or operation and to the type of hazard involved.

Upon inspection it was determined the employer did not have an accident prevention program.

Without a written accident prevention program - employees are at risk of suffering serious injury that could result in a permanent disability or death.

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

Violation 1 Item 3 Violation Type: Serious

WAC 296-155-477(3)(a)

The employer did not ensure that stairways having more than four risers shall be equipped with at least one handrail.

Upon inspection it was determined that at least four employees used a stairway with a height of at least ten feet, having more than four risers did not have a handrail in place.

Employees falling from a height of ten feet down a stairway could suffer injuries involving a permanent disability or death.

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 296-155-24605(1)

The employer did not ensure that all surfaces on which employees will be working or walking on are structurally sound and will support them safely prior to allowing employees to work or walk on them.

Upon inspection it was determined that one employee was working while standing on suspended conduit and or pipes exposing them to an approximate eight foot fall.

Employees exposed to an approximately eight foot fall could reasonably suffer injuries involving a permanent disability or death.

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: $3,500.00

Violation 1 Item 5 Violation Type: Serious

WAC 296-155-24607(2)

The employer did not ensure floor holes or floor openings, into which persons can accidentally walk, shall be guarded by either a standard railing with standard toe board on all exposed sides, or a cover of standard strength and construction that is secured against accidental displacement or while the cover is not in place, the floor hole opening shall be protected by a standard railing.

Upon inspection it was determined that at least four employees were exposed to a fall approximately eight feet to the basement level onto building debris.

Falls from approximately 8 feet could involve injuries resulting in a permanent disability or death.

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 296-876-15005(1)

The employer did not ensure that employee(s) were trained to recognize ladder hazards and the procedures to minimize these hazards.

During the inspection it was determined that the employer did not provide ladder training to the employees before they were allowed to use ladders with approximately eight foot falls.

In the event of an accident, falls from approximately eight feet while mounting/dismounting the ladder could lead to a permanent disability or death.

Correct by: 9/20/2018
Assessed penalty: $3,000.00

Violation 1 Item 7 Violation Type: Serious

WAC 296-876-40015(1)

The employer did not ensure that the ladder was secure to prevent accidental displacement.

Upon inspection it was determined that a ladder being used by an employee at approximately eight feet to install floor joists, was lowered from above on top of debris, was resting on electrical conduit suspended in the air for the top support without being secured.

In the event of an employee falling off the ladder at approximately eight feet could reasonably suffer a permanent disability or death.

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 296-876-40030(1)

The employer did not ensure that when getting on and off ladders at upper levels the side rails extended at least 3 feet (0.9 m) above the landing surface if the ladder length permits.

Upon inspection it was determined that an employee engaged in installation of floor joists was accessing a ladder from the top and was not extended 3 feet above the landing surface.

An employee falling from a height of approximately eight feet could reasonably suffer injuries resulting in a permanent severe disability or death.

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

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

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Citation and Notice of Assessment
Inspection: 317948745

Violation 2 Item 1 Violation Type: General

WAC 296-155-110(5)

The employer did not ensure crew leader-crew safety meetings were conducted at the beginning of each job and weekly thereafter as required by this standard.

Upon inspection, it was determined that the employer was not holding weekly safety meetings.

Correct by: 9/20/2018
Assessed penalty: $0.00

Violation 2 Item 2 Violation Type: General

WAC 296-155-110(9)

The employer did not ensure at the beginning of each job, and at least weekly thereafter, a walk-around safety inspection shall be conducted jointly by one member of management and one employee, elected by the employees, as their authorized representative and they are documented. And that the documentation be available for inspection by personnel of the department.

Upon inspection it was determined that the employer had not performed or documented a walk-around safety inspection.

Correct by: 9/20/2018
Assessed penalty: $0.00

Violation 2 Item 3 Violation Type: General

WAC 296-155-775(1)

The employer did not ensure that prior to employees to start demolition operations, an engineering survey shall be made, by a competent person, of the structure to determine structural integrity and the possibility of unplanned collapse of any portion of the structure. Any adjacent structure where employees may be exposed shall also be similarly checked. The employer shall have in writing, evidence that such a survey has been performed.

Upon inspection it was determined at least four employees had performed demolition work at the job site with out the benefit of a demolition plan available on site.

Correct by: 9/20/2018
Assessed penalty: $0.00

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

Employer Certification of Abatement Instructions
Inspection: 317948745

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) 324-2607

Devyn Derrick, Compliance Supervisor
Department of Labor and Industries
901 N. Monroe St. Ste 100
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: 317948745

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) (7) **Department of Labor & Industries**
901 N Monroe Suite 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
1-2	Serious	WAC 296-155-110(2)	10/10/2018
Violation Summary: No APP			
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

Employer Certification of Abatement Form
Inspection: 317948745

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) (7) **Department of Labor & Industries**
901 N Monroe Suite 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
1-6	Serious	WAC 296-876-15005(1)	9/20/2018
Violation Summary: Ladder training			
How you corrected the hazard ➔			
Date you corrected the hazard ➔			

2-1	General	WAC 296-155-110(5)	9/20/2018
Violation Summary: No safety meeting.			
How you corrected the hazard ➔			
Date you corrected the hazard ➔			

2-2	General	WAC 296-155-110(9)	9/20/2018
Violation Summary: No walk-around safety inspection.			
How you corrected the hazard ➔			
Date you corrected the hazard ➔			

2-3	General	WAC 296-155-775(1)	9/20/2018

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

Employer Certification of Abatement Form
Inspection: 317948745

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) (7)(C) **Department of Labor & Industries**
901 N Monroe Suite 100, Spokane, WA 99201
Or Fax to:

Violation Summary: No demo plan.	
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: 317948745

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.**