

U.S. Department of Labor
Occupational Safety and Health Administration

Inspection Number: 1108487
Inspection Date(s): 11/25/2015 - 11/25/2015
Issuance Date: 05/20/2016



Citation and Notification of Penalty

Company Name: BC Stucco and Stone
Inspection Site: Route 40 and Salem Church Road, Bear, DE 19701

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

29 CFR 1926.28(a): The employer did not require the wearing of appropriate personal protective equipment in all operations where there is an exposure to hazardous conditions:

a) Route 40 and Salem Church Road, Bear, DE - On or about November 25, 2015, masons were using plastic buckets filled with stucco while working from a tubular welded frame scaffold, approximately 18 feet above grade, but the ground workers were not wearing any type of head protection.

No abatement certification required.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$2200.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.



Citation and Notification of Penalty

Company Name: BC Stucco and Stone
Inspection Site: Route 40 and Salem Church Road, Bear, DE 19701

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

29 CFR 1926.451(b)(1): Platform(s) on all working levels of scaffolds, were not fully planked or decked between the front uprights and guardrail supports such that the space between adjacent units, and the space between the platform and the uprights.

a) Route 40 and Salem Church Road, Bear, DE - The employer does not ensure that each supported scaffold working level is fully planked between the platform and the uprights. This continuing violation was most recently observed on November 25, 2015, when employees performing stucco application did not have fully planked working surfaces. The employer's ongoing obligation is to ensure that all tubular welded frame scaffolding working levels are fully planked between the platform and the uprights.

No abatement certification or documentation required.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$30800.00



Citation and Notification of Penalty

Company Name: BC Stucco and Stone
Inspection Site: Route 40 and Salem Church Road, Bear, DE 19701

Citation 2 Item 2 Type of Violation: **Willful**

29 CFR 1926.451(e)(1): When scaffold platforms were more than 2 feet (0.6 m) above or below a point of access, portable ladders, hook-on ladders, attachable ladders, stair towers (scaffold stairways/towers), stairway-type ladders (such as ladder stands), ramps, walkways, integral prefabricated scaffold access, or direct access from other scaffold, structure, personnel hoist, or similar surface was not used.

a) Route 40 and Salem Church Road, Bear, DE - The employer does not ensure that safe means of scaffold access and egress are available for every employee. This continuing violation was most recently observed on November 25, 2015, when employees performing stucco application were climbing scaffold endframes to a working height in excess of ten feet, which did not have an integral ladder. The employer's ongoing obligation is to ensure that all tubular welded frame scaffolding working levels are provided with a safe means of access and egress during routine scaffold use.

No abatement certification and documentation required.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$24200.00



Citation and Notification of Penalty

Company Name: BC Stucco and Stone
Inspection Site: Route 40 and Salem Church Road, Bear, DE 19701

The alleged violations below have been grouped because they involve similar or related hazards that may increase the potential for injury or illness.

Citation 2 Item 3 a Type of Violation: **Willful**

29 CFR 1926.451(g)(1): Employees on scaffolds more than 10 feet (3.1 m) above a lower level were not protected from falling to that lower level by fall protection established in paragraphs (g)(1)(i)-(vii) of this section:

a) Route 40 and Salem Church Road, Bear, DE - The employer does not ensure that supported scaffolds are free of potential fall hazards. This continuing violation was most recently observed on November 25, 2015, when employees performing stucco application were working from tubular welded frame scaffolds in excess of ten feet above a lower level, which featured multiple unguarded edges. The employer's ongoing obligation is to ensure that all tubular welded frame scaffolding working levels are outfitted with the components necessary to prevent employees from falling to a lower level.

No abatement certification or documentation required.

Date By Which Violation Must be Abated:	Corrected During Inspection
Proposed Penalty:	\$30800.00



Citation and Notification of Penalty

Company Name: BC Stucco and Stone
Inspection Site: Route 40 and Salem Church Road, Bear, DE 19701

Citation 2 Item 3 b Type of Violation: **Willful**

29 CFR 1926.451(g)(4)(i): Guardrail systems were not installed along all open sides and ends of platforms before being released for use by employees other than erection/dismantling crews:

a) Route 40 and Salem Church Road, Bear, DE - The employer does not ensure that supported scaffolds are assembled with adequate guardrails. This continuing violation was most recently observed on November 25, 2015, when employees performing stucco application were working from tubular welded frame scaffolds in excess of ten feet above a lower level, which was missing multiple sets of guardrails. The employer's ongoing obligation is to ensure that all tubular welded frame scaffolding working levels are provided guardrails to prevent employees from falling to a lower level.

No abatement certification or documentation required.

Date By Which Violation Must be Abated: Corrected During Inspection



Citation and Notification of Penalty

Company Name: BC Stucco and Stone
Inspection Site: Route 40 and Salem Church Road, Bear, DE 19701

Citation 2 Item 4 Type of Violation: **Willful**

29 CFR 1926.454(a): The employer did not have each employee who performed work while on a scaffold trained by a person qualified in the subject matter to recognize the hazards associated with the type of scaffold being used and to understand the procedures to control or minimize those hazards.

a) Route 40 and Salem Church Road, Bear, DE - The employer does not ensure that employees working on scaffolds are provided with safety training related to tubular welded frame scaffolding. This continuing violation was most recently observed on November 25, 2015, when employees performing stucco application were working from tubular welded frame scaffolds without receiving hazard reduction training from a competent person. The employer's ongoing obligation is to ensure that all employees working from tubular welded frame scaffolding receive instruction to assist in their understanding of hazard reduction techniques.

Abatement certification and documentation required within 10 days after abatement date. The certification shall include a statement that abatement is complete, the date and method of abatement, and state that employees and their representatives were informed of this abatement. Abatement documentation shall include documents demonstrating that abatement is complete, such as evidence of the purchase or repair of equipment, photograph or video evidence of abatement or other written records.

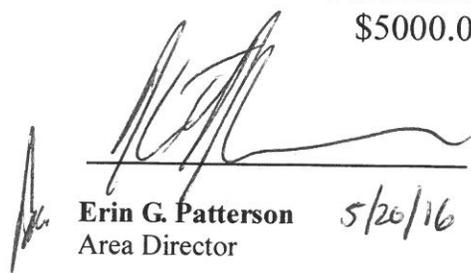
ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

06/02/2016

Proposed Penalty:

\$5000.00


Erin G. Patterson
Area Director

5/20/16