



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

Section 5(a)(1) of the Occupational Safety and Health Act of 1970: The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm in that employees were permitted to operate Caterpillar Loaders without the use of a seatbelt:

(a) Sawmill Yard: On or about March 9, 2016, and times prior, employees were permitted to operate the Caterpillar IT24F loader, equipped with forklift attachments, without the use of the manufacturer installed seatbelt, exposing them to crushing injuries associated with rollover hazards.

(b) Sawmill Yard: On or about March 9, 2016, and times prior, employees were permitted to operate the Caterpillar 924G loader, equipped with forklift attachments, without the use of the manufacturer installed seatbelt, exposing them to crushing injuries associated with rollover hazards.

Among other methods, one feasible and acceptable abatement method to correct this hazard is:

1. Wear the provided operators restraint systems (seatbelts) at all times when operating the loader per manufacturer guidance.
2. Develop a work rule requiring the use of seatbelts then monitor, audit and enforce seatbelt use requirements for all employees and/or operators while on the jobsite.
3. Train employees on work rules and to recognize the dangers and/or hazards of not wearing seatbelts in all mobile equipment and vehicles.

Date By Which Violation Must be Abated:

09/13/2016

Proposed Penalty:

\$3920.00

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

29 CFR 1910.132(a): Protective equipment was not used when necessary whenever hazards capable of causing injury and impairment were encountered:

(a) Yard Area: On or about March 9, 2016, and times prior, an employee was exposed to a fall of 9ft. 4in. from the roof of the storage shed while adjusting the security cameras without the use of fall protection.

(b) Chipper/Mulcher: On or about March 9, 2016, and times prior employees were exposed to falls of up to 10 feet to the ground while climbing the mulch/chipper conveyor to fill the motor at the top with oil without the use of fall protection.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/15/2016
\$3135.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

29 CFR 1910.133(a)(1): The employer did not ensure that each affected employee uses appropriate eye or face protection when exposed to eye or face hazards from flying particles, molten metal, liquid chemicals, acids or caustic liquids, chemical gases or vapors, or potentially injurious light radiation:

(a) Mill Area: On or about March 9, 2016, and times prior, an employee was wearing prescription glasses that were not impact rated and did not have side shields to protect his eyes from sawdust and wood chips.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/13/2016
\$2352.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

29 CFR 1910.138(a): The employer did not select and require employees to use appropriate hand protection when employees' hands are exposed to hazards such as those from skin absorption of harmful substances; severe cuts or lacerations; severe abrasions; punctures; chemical burns; thermal burns; and harmful temperature extremes:

(a) Sawmill: On or about March 9, 2016, and times prior, employees handling logs and wood products, such as rough cut lumber and wood scraps were not required to wear hand protection.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/13/2016
\$3920.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

29 CFR 1910.176(b): Storage of material created a hazard:

(a) Mulch Storage Area: On or about March 9, 2016, and times prior, employees operated loaders with a scoop attachment to retrieve mulch from the base of stockpiles approximately 20ft. in height with a suspended face.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/13/2016
\$3920.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

29 CFR 1910.242(a): Hand and portable powered tools or equipment were not kept in safe condition:

(a) Sawmill: On or about March 9, 2016 and times prior, a Super Stihl 029 chainsaw with a 24 inch bar was used to cut bends out of logs and cut logs to length without the manufacturer provided chain catch.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/13/2016
\$3136.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

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

29 CFR 1910.253(e)(3)(ii)(C)(3): Flashback protection was not provided by an approved device that would prevent flame from passing into the fuel gas system:

(a) Maintenance Shop: On or about March 9, 2016, and times prior, oxygen and acetylene burning torches were not provided with flash back arrestors.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/15/2016
\$2352.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

29 CFR 1910.253(e)(5)(iv): Hose connections were not clamped or otherwise securely fastened in a manner that would withstand, without leakage, twice the pressure to which they would normally be subjected in service, but in no case less than a pressure of 300 psi:

(a) Maintenance Shop: On or about March 9, 2016, and times prior, oxygen and acetylene burning torches, that had been repaired, were not pressure tested before being used.

Date By Which Violation Must be Abated:

09/15/2016

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 1 Item 8 Type of Violation: **Serious**

29 CFR 1910.254(d)(9)(iii): Cables with damaged insulation or exposed bare conductors were not replaced:

(a) Sawmill: On or about March 9, 2016 and times prior, welding cables were damaged with exposed bare conductors on the Miller Bobcat 225 welder, used to weld items, such as, brackets and guards.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/15/2016
\$3135.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 1 Item 9 Type of Violation: **Serious**

29 CFR 1910.265(c)(30)(ii): Vehicle(s) were not equipped with audible warning signal(s):

(a) Sawmill Yard: On or about March 9, 2016, and times prior, a Caterpillar IT24F loader was in use with a disconnected warning signal cable and a Caterpillar 924G loader was in use with a warning signal that was not audible.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$3920.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 1 Item 10 Type of Violation: **Serious**

29 CFR 1910.265(e)(1)(v): Barriers were not provided and warning signs were not posted to prevent employees from entering the space necessary for travel of the log carriage(s):

(a) Sawmill: On or about March 9, 2016, and times prior barriers were not provided and warning signs were not posted at the stairs, at the end of the mill, and along the side of the sawmill leading up to the stairs directly next to the carriage area where access could be easily gained from ground level.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/15/2016
\$3920.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 1 Item 11 Type of Violation: **Serious**

29 CFR 1910.303(b)(2): Listed or labeled electrical equipment was not used or installed in accordance with instructions included in the listing or labeling:

(a) Sawmill: On or about March 9, 2016 and times prior, a two-wire, light duty Lasko box fan, not designed for wet/damp industrial location, was used in the open sawmill to cool the hydraulic fluid during operation of the head saw.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/22/2016
\$3135.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

29 CFR 1910.213(r)(4): The employer did not ensure suitable guard(s) are provided to reduce to a minimum the hazard due to the point of operation:

(a) Sawmill: The employer does not require and ensure the guard on the 30 inch Reckhart chop saw is sufficient to prevent employee(s) hands from making contact with the blade. This violation was most recently determined on March 9, 2016.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/15/2016
\$54872.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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 2 a Type of Violation: **Willful**

29 CFR 1910.265(c)(4)(iv): The employer did not ensure all elevated walks, runways, or platforms, if 4 feet or more from the floor level, were provided with a standard railing:

(a) Sawmill: The elevated sawmill, measuring up to 6ft. 8in. to the ground, is not provided with a standard railing on road side back of the mill all the way around the mill to stairs entering the head saw carriage area on side opposite the road. This violation was most recently determined on March 9, 2016.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/15/2016
\$47032.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

29 CFR 1910.265(c)(4)(vi): The employer did not ensure walkway(s) and stairway(s), are provided with standard handrails in elevated and hazardous locations:

(a) Sawmill: The provided chain railing between the edger and chop saw where pieces of scrap wood are thrown into a steel bin loaded with protruding wood pieces and located directly below the sawmill floor does not stay up all the time and when it is up the toprail is 32in. from the floor and the midrail is 10in. to the floor. This violation was most recently determined on March 9, 2016.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:

09/15/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

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

OSHA ACT of 1970 Section (5)(a)(1): The employer did not furnish employment and a place of employment which were free from recognized hazards that were causing or likely to cause death or serious physical harm to employees in that employees drop-start chainsaws in preparation of cutting logs to size and cutting boards to length:

(a) Mill Area: On or about March 9, 2016 and times prior, chainsaws such as the Stihl MS362 with 24" bar, Stihl Super 029 with 24" bar, and Stihl MS290 with 18" bar, were drop-started prior to cutting logs and boards to specified lengths.

Wayne Lumber and Mulch, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, General Duty for drop starting chainsaws, which was contained in OSHA inspection number 961178, citation number 1, item number 20 and was affirmed as a final order on September 25, 2014, with respect to a workplace located in Wayne, WV.

Among other methods, one feasible and acceptable abatement method to correct this hazard is to prohibit the drop-starting of a chainsaw per manufacturer instructions. A chainsaw shall be started with the chain brake engaged and the operator holding the saw firmly in a manner that minimizes movement of the saw when pulling the starter handle, as specified by Section 6.3.4 of the American National Standards Institute (ANSI) Z.133-2012, Safety Requirements for Arboricultural Operations.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/15/2016
\$6271.00



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 3 Item 2 Type of Violation: **Repeat**

29 CFR 1910.22(a)(1): The employer did not ensure all places of employment, passageways, storerooms, and service rooms were kept clean and orderly and in a sanitary condition:

(a) Sawmill: The sawmill is not free of sawdust which has accumulated on electrical conduit and wires, the interior of electrical panels, edger motor, cutoff/chop saw motor, area below the edger, wood structural components of walls, and areas below the mill as deep as 5 feet. This violation was most recently determined on March 9, 2016.

(b) Mulching Area: The mulching area is not free of sawdust which has accumulated on electrical conduit and wires, the interior of electrical panel, chipper motor, wood structural components and walls, and piles of mulch as high as 20 feet. This violation was most recently determined on March 9, 2016.

Wayne Lumber and Mulch, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard Housekeeping, which was contained in OSHA inspection number 961178, citation number 1, item number 1 and was affirmed as a final order on September 25, 2014, with respect to a workplace located in Wayne, WV.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/22/2016
\$6271.00

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 3 Item 3 Type of Violation: **Repeat**

29 CFR 1910.132(a): Protective equipment was not used when necessary whenever hazards capable of causing injury and impairment were encountered:

(a) Mill Area: On or about March 9, 2016, and times prior, employees operate chainsaws, such as the Stihl MS362 with 24" bar, Stihl Super 029 with 24" bar, and Stihl MS290 with 18" bar, to cut boards and logs to specified lengths, without the use of leg protection.

Wayne Lumber and Mulch, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, Personal Protective Equipment, which was contained in OSHA inspection number 961178, citation number 1, item number 4a and was affirmed as a final order on September 25, 2014, with respect to a workplace located in Wayne, WV.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/13/2016
\$6271.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 3 Item 4 Type of Violation: **Repeat**

29 CFR 1910.147(c)(4)(i): Procedures were not developed, documented and utilized for the control of potentially hazardous energy when employees were engaged in activities covered by this section:

(a) Chipper area: On or about March 9, 2016 and times prior, a procedure was not developed, documented, and utilized for use when clearing jams at the chipper, powered by 480 volt electricity.

Wayne Lumber and Mulch, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, Lock Out Tag Out, which was contained in OSHA inspection number 961178, citation number 1, item number 5a and was affirmed as a final order on September 25, 2014, with respect to a workplace located in Wayne, WV.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/15/2016
\$6271.00

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 3 Item 5 Type of Violation: **Repeat**

29 CFR 1910.215(b)(9): The distance between the abrasive wheel periphery(s) and the adjustable tongue or the end of the safety guard peripheral member at the top exceeded one fourth inch:

(a) Shop Area: On or about March 9, 2016, and times prior, a 1 1/2 inch opening was measured between the abrasive wheel and safety guard on the Blackhawke bench grinder, Model number 75-8, used to grind burrs off metal and to grind rough edges off bracket(s).

Wayne Lumber and Mulch, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, Abrasive Wheel Machinery, which was contained in OSHA inspection number 961178, citation number 1, item number 10b and was affirmed as a final order on September 25, 2014, with respect to a workplace located in Wayne, WV.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$4704.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 3 Item 6 Type of Violation: **Repeat**

29 CFR 1910.265(c)(20)(iii): The employer did not ensure each woodworking machine that creates dust, shavings, chips, or slivers is equipped with an exhaust or conveyor system located and adjusted to remove the maximum amount of refuse from the point of operation and immediate vicinity:

(a) Sawmill: On or about March 9, 2016, and times prior, the Edminston HE 276 Edger and Reckhart Cutoff saw do not have an exhaust or conveyor system in place to remove combustible saw dust and shavings from the area.

Wayne Mulch & Lumber, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, Blower, Collecting or Exhaust Systems, which was contained in OSHA inspection number 961178, citation number 3, item number 2, and was affirmed as a final order on September 25, 2014 with respect to a workplace located at Wayne Lumber & Mulch, Inc. in Wayne, West Virginia.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	10/06/2016
Proposed Penalty:	\$15677.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 3 Item 7 Type of Violation: **Repeat**

29 CFR 1910.265(e)(5)(ii)(c): Pressure feed rolls on edger(s) were not guarded against accidental contact:

(a) Sawmill: On or about March 9, 2016 and times prior, the pressure feed rolls on the back of the HE 276 Edminstons Edger did not have adequate protection to prevent contact, as the guard was not attached on one side and damaged in the middle leaving gaps of up to 13 inches directly in the area where wood is received by the stacker.

Wayne Lumber and Mulch, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, Sawmills Edger Guards, which was contained in OSHA inspection number 961178, citation number 1, item number 14b and was affirmed as a final order on September 25, 2014, with respect to a workplace located in Wayne, WV.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:	09/13/2016
Proposed Penalty:	\$6271.00

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

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

Inspection Number: 1132246
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Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 3 Item 8 Type of Violation: **Repeat**

29 CFR 1910.303(g)(2)(i): Except as elsewhere required or permitted by Subpart S of Part 1910, live parts of electric equipment operating at 50 volts or more were not guarded against accidental contact by use of approved cabinets or other forms of approved enclosures or by any of the means identified in paragraphs (A), (B), (C), and (D) of 29 CFR 1910.303(g)(2)(i):

(a) Chipper Area: On or about March 9, 2016 and times prior, employees that operate the chipper are required to open a 480 volt electrical box with damaged electrical components, damaged wire insulation, and are within 6 inches of exposed live electrical parts when activating the on/off switch at the beginning and end of each day.

Wayne Lumber and Mulch, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, Live Electrical Parts, which was contained in OSHA inspection number 961178, citation number 1, item number 16 and was affirmed as a final order on September 25, 2014, with respect to a workplace located in Wayne, WV.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/15/2016
\$6271.00

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

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

Inspection Number: 1132246
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Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 3 Item 9 Type of Violation: **Repeat**

29 CFR 1910.1200(h)(3): The employee training did not include the requirements of 29 CFR 1910.1200(h)(3)(i) through (h)(3)(iv):

(a) Sawmill: On or about March 9, 2016 and times prior, an effective training plan had not been developed to ensure employees know the hazards associated with materials such as combustible wood dust.

Wayne Mulch & Lumber, Inc. was previously cited for a violation of this occupational safety and health standard or its equivalent standard, Hazard Communication Training, which was contained in OSHA inspection number 961178, citation number 3, item number 6 and was affirmed as a final order on September 25, 2014 with respect to a workplace located in Wayne, West Virginia.

ABATEMENT DOCUMENTATION REQUIRED FOR THIS ITEM

Date By Which Violation Must be Abated:
Proposed Penalty:

09/22/2016
\$15677.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 4 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1904.39(a)(2): The employer did not report an in-patient hospitalization, amputation, or loss of an eye as a result of a work-related incident to OSHA within twenty-four (24) hours:

(a) Sawmill: An employee sustained a finger amputation of the right ring finger on March 4, 2015 while operating a 30 inch Reckhart chop saw and the employer failed to report the amputation injury to OSHA.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/13/2016
\$2200.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 4 Item 2 Type of Violation: **Other-than-Serious**

29 CFR 1910.157(g)(1): An educational program was not provided for all employees to familiarize them with the general principles of fire extinguisher use and the hazards involved with incipient stage firefighting:

(a) Sawmill: On or about March 9, 2016, and times prior, an educational program was not provided to inform employees of the hazards involved with incipient stage firefighting and use of portable fire extinguishers in the event of a wood or sawdust fire.

Date By Which Violation Must be Abated:
Proposed Penalty:

09/22/2016
\$0.00

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

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

Inspection Number: 1132246
Inspection Date(s): 03/09/2016 - 04/13/2016
Issuance Date: 09/02/2016



Citation and Notification of Penalty

Company Name: Wayne Lumber & Mulch, Inc.
Inspection Site: 8630 Route 152, Wayne, WV 25570

Citation 4 Item 3 Type of Violation: **Other-than-Serious**

29 CFR 1910.253(b)(2)(iv): Valve protection caps, where cylinders were designed to accept caps, were not always in place, hand-tight, except when cylinders were in use or connected for use:

(a) Shop Area: On or about March 9, 2016 and times prior, an acetylene bottle located in the shop area did not have a valve protection cap in place.

Date By Which Violation Must be Abated:
Proposed Penalty:

Corrected During Inspection
\$0.00

ja

Prentice Cline
Area Director

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