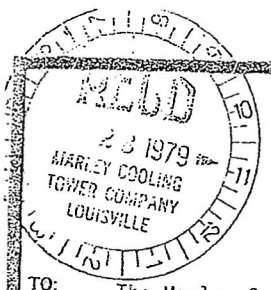
FILE NAME: Marley (MAR)

DATE: 1979

DOC#: MAR009

DOCUMENT DESCRIPTION: Government Inspection Results



KENTUCKY DEPARTMENT OF LABOR
OCCUPATIONAL SAFETY & HEALTH PROGRAM
Division of Compliance
Frankfort, Kentucky 40601

CITATION

CSHO NO.	KY-OSHA-1 NO.
H-029	013
DISTRICT	STATE
03	21

TO: The Marley Cooling Tower Company
6333 Strawberry Lane
Louisville, Kentucky 40214
Attention: Mr. Walter Jones

Citation Number 4

Page 1 of 2

TYPE OF ALLEGED VIOLATION(S): SERIOUS

An inspection was made on February 27,28, March 2,3,8, April 16, 19 79 of a place of employment located at: 4729 Allmond Avenue, Louisville, Kentucky and described as follows: make asbestos and PVC liners for cooling towers

On the basis of the inspection it is alleged that you have violated the provisions of KRS Chapter 338 (Relating to Kentucky Occupational Safety and Health) in the following respects:

Item number	Standard, regulation or section of KRS Chapter 338 allegedly violated	Description of alleged violation	Date by which alleged violation must be corrected
		803 KAR 2:020 adopts by reference 29 CFR Part 1910, with certain modifications 803 KAR 2:030 adopts by reference 29 CFR Part 1926, with certain modifications	
1	1910.1001(f)(1) ENG. COMPANY IN A YEAR AGO.	There was no initial monitoring done to determine whether every employee's exposure to airborne asbestos fibers was below the prescribed limits, in the Annex Building.	June 22, 1979
	1910.1001(g)(2) — LABELS HAVE BEEN MADE ARE BEING USED AS OF 4/30/79. NOTE TO OSHA 4/30/79 Company Counsel by 4/30.	Caution labels were not affixed to all raw materials, mixtures, scrap waste, debris, or other products containing asbestos fibers, or to their containers, which during any reasonably forseeable use, handling, storage, disposal, processing or transportation could release airborne concentrations of asbestos fibers exceeding prescribed exposure limits, in the Annex Building.	April 30, 1979
	1910.1001(h)(1) PUT IN VAC-LOADER 4/30/79 NOTE TO OSHA 4/30/79 TO M-MACH. BUILDING	The honeycomb machine, two (2) 5DNA machines and the M-67 machine were not maintained free of accumulations of asbestos fibers which, if dispersed, could result in excessive concentrations.	April 30, 1979
	1910.1001(k)(2) — M-67 IS KNIFE CUT SHOULD BE NO PROB. — HONEYCOMB NEEDS A PLASTIC BAG ARRANGEMENT. ASKED FOR EXTENSION ON 4/26/79 - OK'D 4/30/79	Asbestos waste, scrap and debris, consigned for disposal, which may produce airborne levels of asbestos fibers in excess of prescribed limits were not collected and disposed of in sealed impermeable bags or other closed impermeable containers.	April 30, 1979
	1910.1001(j)(1) MADE. DURING PEOPLE IN AGAIN.	Medical examinations were not provided for employees who were exposed to asbestos fibers greater than .1 fibers/ml^3, at the cost of the employer as required by this paragraph.	June 22, 1979

The law requires that a copy of this citation shall be prominently posted in a conspicuous place at or near each place that an alleged violation referred to in the citation occurred. The citation must remain posted until all alleged violations cited therein are corrected, or for 3 working days*, whichever period is longer.

RIGHTS OF EMPLOYEES

Any employee or representative of employees who believes that any period of time fixed in this citation for the correction of a violation is unreasonable has the right to contest such time for correction by filing a notice with the Kentucky Department of Labor at the address shown above within 15 working days* of the issuance of this citation.

"No person shall discharge or in any manner discriminate against any employee because such employee has filed any complaint or instituted or caused to be instituted any proceeding under or related to this Chapter or has testified or is about to testify in such proceeding or because of the exercise by such employee on behalf of himself or others of any right afforded by this Chapter." KRS 338.121(3)(a).

*803 KAR 2:040 the term "Working Day" means Mondays through Fridays but does not include Saturdays, Sundays, Federal or State holidays.

Director of Compliance Rodney Adams for: Otis Ragland April 20, 19 79

(NOTICE: Additional Important Information On Reverse Side)

KY-OSHA-2
Revised 3-75

MARDEP000482

RECEIVED
APR 23 1979
MARLEY COOLING TOWER COMPANY
LOUISVILLE

KENTUCKY DEPARTMENT OF LABOR
OCCUPATIONAL SAFETY & HEALTH PROGRAM
Division of Compliance
Frankfort, Kentucky 40601

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	1910.141(g)(2) ABATED 4/25/79 LETTER TO OSHA	Employees were permitted to consume food and beverage in Annex areas exposed to asbestos fibers.	April 25, 1979

The law requires that a copy of this citation shall be prominently posted in a conspicuous place at or near each place that an alleged violation referred to in the citation occurred. The citation must remain posted until all alleged violations cited therein are corrected, or for 3 working days*, whichever period is longer.

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KY-OSHA-2