

Maine Department of Labor

Bureau of Labor Standards
Workplace Safety & Health Division

Inspection Number: 1819661
Inspection Date: 04/16/2025-04/24/2025
Issuance Date: 05/21/2025



Citation and Notification of Penalty

Company Name: Town of Casco/ Public Works
Inspection Site: 637 Meadow Road Building 2 Casco, ME 04015

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

29 CFR 1910.132(d)(1): The employer did not assess the workplace to determine if hazards are present, or are likely to be present, which necessitate the use of personal protective equipment (PPE). If such hazards are present, or likely to be present.

The Town of Casco Public Works did not assess the workplace tasks for associated hazards that would necessitate the use of personal protective equipment. Workplace tasks include but are not limited to operating equipment, dam cleaning, gate operations, sweeping, grounds maintenance, traffic control, plowing, shoveling, and ditch work.

Acceptable and feasible methods to correct the conditions include but are not limited to: Perform a hazard assessment of the workplace, including hazardous tasks at all places where employees conduct tasks (dam, shop, roadways), to identify hazards associated with each task, and the personal protective equipment employees should use to control the hazards. The assessment is required to be certified and dated by the person conducting the assessment. Once complete, train all employees on the assessment, the proper use of PPE, the limitations of the PPE, cleaning, storage and maintenance, and donning and doffing of PPE.

Date By Which Violation Must Be Abated:

June 25, 2025

Proposed Penalty:

\$700.00

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

29 CFR 1910.134(c): The employer did not establish and implement a written respiratory protection program with worksite-specific procedures to protect the health of employees or whenever respirators are required by the employer. The program shall be updated as necessary to reflect those changes in workplace conditions that affect respirator use. The employer shall include in the program the following provisions as applicable found in 29CFR 1910.134(c)(1)(i) through 29 CFR 1910.134(c)(1)(ix).

The Town of Casco Public Works did not implement a written respiratory protection program with its elements, including but not limited to respirator selection, medical evaluations, fit testing, proper use, procedures for cleaning, storage, maintenance, and employee training. Employees wear 3M half-face respirators to protect themselves from dirt, dust, and sand that potentially contains silica while completing sweeping, power brooming, blowing, and salt/sand shed work.

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Acceptable and feasible methods to correct the conditions include but are not limited to: Establish and implement a written respiratory protection program with worksite-specific procedures to include respirators that are currently used, elements of the written program are found in 29CFR 1910.134(c)(1)(i) through 29 CFR 1910.134(c)(1)(ix). Provide medical evaluations by a Physician or Other Licensed Health Care Professional (PLHCP) for all employees tasked to use respiratory protection at intervals established by MDOL-BLS. Prior to use, provide initial and annual qualitative or quantitative fit testing for all employees required to use respirators, and when the employer observes visual changes in an employee's physical condition that could affect respirator use/fit.

Date By Which Violation Must Be Abated:

June 25, 2025

Proposed Penalty:

\$700.00

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

29 CFR 1910.184(c)(4): Slings were loaded in excess of their rated capacities.

The Town of Casco Public Works employees lifted a SaltDogg sand spreader out of their plow truck and placed on wooden blocks. The equipment used for the lift was a Hampton 5000-pound recovery strap designed for horizontal straight pulls, not vertical lifts.

Acceptable and feasible method to correct the conditions include but are not limited to: Obtain the correct and sufficient lifting straps or chains. Ensure lifting equipment is properly rated, inspected, and kept in safe working conditions. Ensure employees are properly trained in safe work practices, and inspections.

Date By Which Violation Must Be Abated:

June 25, 2025

Proposed Penalty:

\$700.00

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

29 CFR 1926.21(b)(2): The employer did not instruct each employee in the recognition and avoidance of unsafe condition(s) and the regulation(s) applicable to his work environment to control or eliminate any hazard(s) or other exposure to illness or injury.

The Town of Casco Public Works did not complete work zone, flagging, and excavation/backhoe training for all employees tasked to perform those duties. One of 3 employee training records reviewed identified training was not complete for work-zone, flagging, and 1 of 3 for excavation/backhoe training.

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Acceptable and feasible methods to correct the conditions include but are not limited to: Train all employees tasked with working in the roadway on the hazards associated with work zones as well as hazards associated with working around trenching and excavations sites. SafetyWorks! offers a Trenching and Excavation class for free, to sign-up for a class visit: www.safetyworksmaine.gov.

<u>Date By Which Violation Must Be Abated:</u>	<u>June 25, 2025</u>
<u>Proposed Penalty:</u>	<u>\$700.00</u>

Citation 2 Item 1 Type of Violation: **Other-than-Serious**

29 CFR 1910.30(b)(1): The employer did not train each employee on or before May 17, 2017, in the proper care, inspection, storage, and use of equipment covered by this subpart before an employee uses the equipment.

The Town of Casco Public Works did not provide ladder training to employees who are tasked with using them. Training was not complete for 3 of 3 employees.

Acceptable and feasible methods to correct the conditions include but are not limited to: Train all employees tasked to use ladders on proper care, inspection, storage and use of ladders before tasked to use them.

<u>Date By Which Violation Must Be Abated:</u>	<u>June 25, 2025</u>
<u>Proposed Penalty:</u>	<u>\$0.00</u>

A handwritten signature in black ink, appearing to read "St. Greeley".

Steven L. Greeley, Director
Workplace Safety & Health Division

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ABATEMENT CERTIFICATION WORKSHEET

Town of Casco/ Public Works
637 Meadow Road Building 2
Casco, ME 04015
Issuance Date: 05/21/2025

Inspection Number: 1819661

List the specific method of correction for each item on this citation in this package that does not read "Corrected During Inspection" and return to: Workplace Safety & Health Division, 45 State House Station, Augusta Maine 04333-0045.

Citation Number 1 and Item Number 1 was corrected on June 3, 2025
By (Method of Abatement): Assessment completed on PW tasks related to Hazards, received medical examination related to respiration protection and fit tested

Citation Number 1 and Item Number 2 was corrected on June 3, 2025
By (Method of Abatement): Written Policy completed and employees trained on policy

Citation Number 1 and Item Number 3 was corrected on June 12, 2025
By (Method of Abatement): Properly rated lifting straps purchased. Employees trained on use for lifting & rigging

Citation Number 1 and Item Number 4 was corrected on June 5, 2025
By (Method of Abatement): All Employees trained on Backhoe and flagging. Training properly documented

Citation Number 2 and Item Number 1 was corrected on Apr. 12, 2025
By (Method of Abatement): Training on ladder use, proper care and storage. Additionally, registered for safety works Ladder safety class on July 21, 2025

I certify that the information contained in this document is accurate and that the affected employees and their representatives have been informed of the abatement.

Anthony Ward
Signature
Anthony Ward
Typed or Printed Name

June 12, 2025
Date
Town Manager
Title