



*Division of Occupational Safety and Health  
Occupational Health Clinics*

April 6, 2015

Mr. Pedro E. Segarra, Mayor  
City of Hartford  
City Hall  
550 Main Street  
Hartford, CT 06103

**RE: Inspection #999065**  
Fire Department  
Engine Company #16  
598 Blue Hills Avenue (structure fire)  
Hartford, CT 06112

Dear Mr. Segarra:

Enclosed you will find citations for violations of Connecticut's Occupational Safety and Health Act which may have accompanying proposed penalties.

Also enclosed is a booklet which explains your rights and responsibilities under the Act. As indicated on page 9 of the booklet, you may request an informal conference with me during the 15-working-day notice of contest period. The informal conference provides an opportunity to resolve disputed matters pertaining to the citations without the necessity of recourse to the contest period litigation process.

Please be advised that when an informal conference is scheduled, it is mandatory that page 4, Notice to Employees of Informal Conference, be posted.

If you have any questions about the enclosed citations, penalties, abatement dates, CONN-OSHA program or informal conference, please contact me.

Very truly yours,

Handwritten signature of Kenneth C. Tucker III.  
Kenneth C. Tucker III  
CONN-OSHA Director

kct/cfj

encs.

cc: Carlos M. Huertas, Fire Chief

**State of Connecticut, Department of Labor**

Division of Occupational Safety &amp; Health

38 Wolcott Hill Road

Wethersfield, CT 06109

Phone: (860) 263-6900 Fax: (860) 263-6940

**INVOICE**

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**Facility Name:** City of Hartford Fire Department Engine Company #16  
**Inspection Site:** 598 Blue Hills Avenue (structure fire), Hartford, CT 06112  
**Issuance Date:** 04/06/2015

**Summary of Proposed Penalties for Inspection Number 999065**

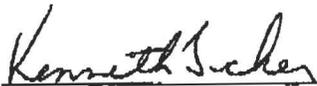
Citation 1, Serious = \$5000.00  
**TOTAL PROPOSED PENALTIES = \$5000.00**

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Please remit payment promptly to this Office for the total amount of the uncontested penalties summarized above.

Make your check or money order payable to: "CTDOL CONN-OSHA". Please indicate the Inspection Number (indicated above) on the remittance. Send payment promptly to our office at the address listed above.

CONN-OSHA does not agree to any restrictions or conditions or endorsements put on any check or money order for less than full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements do not exist.



Kenneth C. Tucker III  
CONN-OSHA Director

State of Connecticut  
Department of Labor  
Division of Occupational Safety & Health  
38 Wolcott Hill Road  
Wethersfield, CT 06109  
Phone: (860) 263-6900 Fax: (860) 263-6940

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## Citation and Notification of Penalty

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To: Mr. Pedro E. Segarra, Mayor  
City of Hartford  
City Hall  
550 Main Street  
Hartford, CT 06103

Inspection Number: 999065  
Inspection Date(s): 10/08/2014-03/25/2015  
Issuance Date: 04/06/2015  
CSHO ID: U1078  
Optional Report No.: 111

**Inspection Site:**

Fire Department, Engine Company #16  
598 Blue Hills Avenue (structure fire)  
Hartford, CT 06112

*The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.*

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This Citation and Notification of Penalty (this Citation) describes violations of the Connecticut Occupational Safety and Health Act. The penalty(ies) listed herein is (are) based on these violations. You must abate the violations referred to in this Citation by the dates listed and pay the penalty(ies) proposed, unless within 15 working days (excluding weekends and state holidays) from your receipt of this Citation and Notification of Penalty you mail a notice of contest to the State of Connecticut, Department of Labor, Division of Occupational Safety and Health (CONN-OSHA) at the address shown above. Please refer to the enclosed booklet (OSHA 3000) which outlines your rights and responsibilities and which should be read in conjunction with this form. Issuance of this Citation does not constitute a finding that a violation of the Act has occurred unless there is a failure to contest as provided for in the Act or, if contested, unless this Citation is affirmed by the Review Commission or a court.

**Posting** – The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a prominent place at or near the location of the violation(s) cited herein, or, if it is not practicable because of the nature of the employer's operations, where it will be readily observable by all affected employees. This Citation must remain posted until the violation(s) cited herein has (have) been abated or for 3 working days (excluding weekends and state holidays), whichever is longer. **The penalty dollar amounts need not be posted and may be marked out or covered up prior to posting.**

**Informal Conference** – An informal conference is not required. However, if you wish to have such a conference you may request one with the CONN-OSHA Director during the 15 working day contest period. During the informal conference you may present any evidence or views which you believe would support an adjustment to the citation(s) and/or penalty(ies).

If you are considering a request for an informal conference to discuss any issues related to this Citation and Notification of Penalty, you must take care to schedule it early enough to allow time to contest after the informal conference, should you decide to do so. Please keep in mind that a written letter of intent to contest must be submitted to the CONN-OSHA Director within 15 working days of your receipt of this Citation. The running of this contest period is not interrupted by an informal conference.

If you decide to request an informal conference, please complete, remove and post the page 4 Notice to Employees next to this Citation and Notification of Penalty as soon as the time, date, and place of the informal conference have been determined. Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an informal settlement agreement which amicably resolves this matter without litigation or contest.

**Right to Contest** – You have the right to contest this Citation and Notification of Penalty. You may contest all citation items or only individual items. You may also contest proposed penalties and/or abatement dates without contesting the underlying violations. Unless you inform the CONN-OSHA Director in writing that you intend to contest the citation(s) and /or proposed penalty(ies) within 15 working days after receipt, the citation(s) and the proposed penalty(ies) will become a final order of the Connecticut Occupational Health and Safety Review Commission and may not be reviewed by any court or agency.

**Penalty Payment** – Penalties are due within 15 working days of receipt of this notification unless contested. (See the enclosed booklet.) Make your check or money order payable to "CTDOL CONN-OSHA". Please indicate the Inspection Number on the remittance.

CONN-OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements do not exist.

**Notification of Corrective Action** – For violations which you do not contest, you should notify CONN-OSHA promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation. Please inform the CONN-OSHA office in writing of the abatement steps you have taken and of their dates, together with adequate supporting documentation, e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results, etc.

**Employer Discrimination Unlawful** – The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under this Act. An employee who believes that he/she has been discriminated against may file a complaint no later than 180 days after the discrimination occurred with the CONN-OSHA office at the address shown above.

**Employer Rights and Responsibilities** – The enclosed booklet (OSHA 3000) outlines additional employer rights and responsibilities and should be read in conjunction with this notification.

**Notice to Employees** – The law gives an employee or his/her representative the opportunity to object to any abatement date set for a violation if he/she believes the date to be unreasonable. The contest must be mailed to the CONN-OSHA office at the address shown above and postmarked within 15 working days (excluding weekends and state holidays) of the receipt by the employer of this Citation and Notification of Penalty.

**Inspection Activity Data** – You should be aware that OSHA publishes information on its inspection and citation activity on the Internet under the provisions of the Electronic Freedom of Information Act. The information related to your inspection will be available 30 calendar days after the Citation Issuance Date. You are encouraged to review the information concerning your establishment at [www.OSHA.gov](http://www.OSHA.gov). If you have any dispute with the accuracy of the information displayed, please contact this office.

**State of Connecticut**  
Department of Labor  
Division of Occupational Safety & Health

## **NOTICE TO EMPLOYEES OF INFORMAL CONFERENCE**

An informal conference has been scheduled with CONN-OSHA to discuss the Citation(s) issued on 04/06/2015. The conference will be held at the CONN-OSHA office located at Division of Occupational Safety and Health, 38 Wolcott Hill Road Wethersfield, CT 06109 on \_\_\_\_\_ at \_\_\_\_\_. Employees and/or representatives of employees have a right to attend an informal conference.

State of Connecticut  
 Department of Labor  
 Division of Occupational Safety & Health

Inspection Number: 999065  
 Inspection Date: 10/08/2014-03/25/2015  
 Issuance Date: 04/06/2015

### Citation and Notification of Penalty

Facility Name: City of Hartford Fire Department Engine Company #16  
 Inspection Site: 598 Blue Hills Avenue (structure fire), Hartford, CT 06112

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

31-372-101

1910.132(d)(1)(i): The employer did not select and have each affected employee use the types of personal protective equipment that would protect the affected employee(s) from the hazards identified in the hazard assessment.

Location:

(A) Fire Department

- (1) The employer did not issue, and require the use of, protective fire/heat resistant hoods by all affected employees. Hoods have only been issued to and are required to be worn by recent (within the past 3 years) attendees of the Hartford Fire Department (HFD) Academy, who are required by HFD Directive (Number: DD2.44 dated January 1, 2013) to wear all Hartford Fire Department issued protective equipment. Such hoods have not been issued to more senior firefighters by HFD.

**Date by Which Violation Must be Abated:**

**May 9, 2015**

**Proposed Penalty:**

**\$1000.00**

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

31-372-101

1910.134(e)(1): The employer shall provide a medical evaluation to determine the employee's ability to use a respirator, before the employee is fit tested or required to use the respirator in the workplace.

Location:

(A) Fire Department

- (1) All firefighters had not received required medical evaluations prior to annual fit testing.

**Date by Which Violation Must be Abated:**

**May 9, 2015**

**Proposed Penalty:**

**\$1000.00**

State of Connecticut  
 Department of Labor  
 Division of Occupational Safety & Health

Inspection Number: 999065  
 Inspection Date: 10/08/2014-03/25/2015  
 Issuance Date: 04/06/2015

### **Citation and Notification of Penalty**

Facility Name: City of Hartford Fire Department Engine Company #16  
 Inspection Site: 598 Blue Hills Avenue (structure fire), Hartford, CT 06112

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

31-372-101

1910.134(f)(1): The employer did not ensure that employee(s) required to use a tight-fitting facepiece respirator passed the appropriate qualitative fit test (QLFT) or quantitative fit test (QNFT).

Location:

(A) Fire Department

- (1) The employer did not ensure that all firefighters had been fit-tested for their respective Self-Contained Breathing Apparatus (SCBA) respirators within the past 12 months.

**Date by Which Violation Must be Abated:**

**May 9, 2015**

**Proposed Penalty:**

**\$1000.00**

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

31-372-101

1910.134(i)(4)(i): The employer did not ensure that all breathing air cylinders are tested and maintained as prescribed in the Shipping Container Specification Regulations of the Department of Transportation (49 CFR part 180).

Location:

(A) Fire Department

- (1) The employer failed to ensure that all self-contained breathing apparatus (SCBA) breathing air cylinders underwent the required hydrostatic testing every five years.

**Date by Which Violation Must be Abated:**

**May 9, 2015**

**Proposed Penalty:**

**\$1000.00**

State of Connecticut  
Department of Labor  
Division of Occupational Safety & Health

Inspection Number: 999065  
Inspection Date: 10/08/2014-03/25/2015  
Issuance Date: 04/06/2015

### Citation and Notification of Penalty

Facility Name: City of Hartford Fire Department Engine Company #16  
Inspection Site: 598 Blue Hills Avenue (structure fire), Hartford, CT 06112

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

31-372-101

1910.156(e)(5)(i): Head protection shall consist of a protective head device with ear flaps and chin strap which meet the performance, construction, and testing requirements of the National Fire Safety and Research Office of the National Fire Prevention and Control Administration, U.S. Department of Commerce (now known as the U.S. Fire Administration), which are contained in "Model Performance Criteria for Structural Firefighters' Helmets" (August 1977) which is incorporated by reference as specified in Sec. 1910.6.

Location:

(A) Fire Department

- (1) The employer failed to ensure that employees wore personal protective equipment (fire helmets) in accordance with the manufacturer's instructions. Ear flaps and chin strap were not being worn correctly by several employees.

Date by Which Violation Must be Abated:  
Proposed Penalty:

May 9, 2015  
\$1000.00

SPECIFIC ABATEMENT DOCUMENTATION AND CERTIFICATION IS  
REQUIRED FOR ALL SERIOUS CITATIONS AND ITEMS



Kenneth C. Tucker III  
CONN-OSHA Director