



STATE OF WASHINGTON  
DEPARTMENT OF LABOR AND INDUSTRIES  
Division of Occupational Safety and Health  
PO Box 44600 • Olympia, Washington 98504-4600

December 2, 2019

GUEMES ISLAND COMMUNITY CENTER  
GUEMES ISLAND COMMUNITY CENTER  
ASSN  
7549 Guemes Island Road  
Anacortes, WA 98221

OSHA #: 1443839  
Inspection: 317956965  
UBI: 000000000  
Region: 1-Safety  
Inspector ID: W9186  
Reference: 203405708

Dear Employer:

Enclosed are the results of the safety and health inspection of your workplace. This packet contains:

- **Citation Invoice** – No penalties were assessed.
- **Citation and Notice of Assessment** – Washington Administrative Code (WAC) Violations.
- **Employer Appeal Rights** – You have 15 working days to appeal this citation.

You must immediately post this Citation and Notice of Assessment at or near where the violation(s) occurred, where employees can easily find and read it, or where employees normally receive posted information. All postings must remain until you have corrected all violations, or for three working days, whichever is longer. "Working day" means a calendar day, except Saturdays, Sundays and all legal state holidays.

Because this inspection is public information, the result will be posted online 30 days after the above date by the Department of Labor & Industries. You may view it at [www.secure.lni.wa.gov/verify](http://www.secure.lni.wa.gov/verify).

**Please visit [www.lni.wa.gov/PublicRecords](http://www.lni.wa.gov/PublicRecords) if you would like to request a copy of the inspection file. Your choices are:**

- Safety & Health Citation Only
- Safety & Health Brief Inspector Summary Report (short description the inspector writes to summarize the reason for the inspection only – not complete file)
- Safety & Health Citation and Complete Inspection File (The complete legal file which contains the detailed information regarding the inspector's findings, the citation, and calculation of any penalty. This will be especially helpful if you are contemplating filing an appeal.)

**If you have questions, call the compliance supervisor, Brad Solheim, at (425) 990-1470.**

Respectfully,

*Anne F. Soiza*

Anne F. Soiza  
L&I Assistant Director  
Division of Occupational Safety & Health

Enclosure(s)



Washington State Department of  
**Labor & Industries**  
*Division of Occupational Safety and Health*

Invoice

**Inspection: 317956965**

**UBI:** 000000000  
**Legal Name:** GUEMES ISLAND COMMUNITY  
CENTER  
**DBA Name:** GUEMES ISLAND COMMUNITY  
CENTER ASSN  
**Inspection Site:** 6561 Guemes Island Road,  
Anacortes, WA, 98221

**Issued:** December 2, 2019  
**Opening Conference:** November 5, 2019  
**Closing Conference:** November 19, 2019  
**Inspector ID:** W9186

No penalties were assessed.



Washington State Department of  
**Labor & Industries**  
*Division of Occupational Safety and Health*

**Post This Document**  
**Citation and Notice of Assessment**  
**Inspection: 317956965**

**UBI:** 000000000

**Legal Name:** GUEMES ISLAND COMMUNITY CENTER

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**Inspection Site:** 6561 Guemes Island Road Anacortes, WA 98221

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**Message**

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FINAL BILL REPORT ESHB 2171

C 27 L 07 Synopsis as Enacted

Brief Description: Regarding crane safety.

RCW 49.17.420

Construction crane certification programRulesCertificate of operation.

NOTES:

Intent2007 c 27: "The legislature intends to promote the safe condition and operation of cranes used in construction work by establishing certification requirements for construction cranes and qualifications for construction crane operators. The legislature intends that standards for safety of construction cranes and for certification of personnel operating cranes in construction work be established." [ 2007 c 27 § 1.]

Effective date 2007 c 27: "This act takes effect January 1, 2010." [ 2007 c 27 § 7.]

Any crane operated in the state must have a valid temporary or final certificate of operation issued by the certified crane inspector or Department posted in the operator's cab or station. Certificates of operation issued by the Department under the crane certification program are valid for one year from the effective date of the temporary operating certificate issued by the certified crane inspector

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**Violation 1 Item 1**

Violation Type: General

WAC 296-155-52901

The association/crane owner did not ensure that a current construction certification of operation was in the operator's cab or with the operator's manual in the following crane: RO model-TC-70-28 serial 554.

When the crane is not fully inspected by a Washington State accredited certifier for construction and the certificate of operation is not posted, then the operator and/or owner would not be able to predict the seriousness of potential hazards associated with an accredited certifiers complete annual inspection and proof load testing. Cranes that are not inspected and proof load tested at least annually could have deficient conditions present.

The owner/operator must have the Crane certified by an accredited certifier recognized by the department before putting back into service on a Washington state construction site.

**This violation was corrected during the inspection.**  
**Assessed penalty: \$0.00**

**Violation 1 Item 2**

Violation Type: General

WAC 296-155-53300(1)(a)

The owner/operator did not ensure that when operating the following hydraulic boom truck (RO TC-70-28 serial-554) that the operator had a valid operator certification for the crane type that was being used in a construction activity.

This certification must be issued by one of four nationally accredited agency's; meanwhile exposing operator and others within radius of crane to unpredictable hazards located at the job site.

The operator must pass written and practical exams for the crane type to be operated, and have the required hours of experience for the crane type that will be operated. In this instance, a certification will ensure the operator will have up to date knowledge of current OSHA, WISHA and ASME standards.

**This violation was corrected during the inspection.**  
**Assessed penalty: \$0.00**



## For Employers

If you are cited for a violation of Occupational Safety and/or Health rules, you have the right to appeal the citation. **You have 15 working days from the date you receive this citation to appeal.** (RCW 49.17.140(1)) "Working day" means a calendar day, except Saturdays, Sundays and all legal state holidays. Your appeal must be in writing. It may be mailed, faxed, personally delivered or electronically filed. If you electronically file, the Department will send an automated acknowledgement that the appeal was received. **If you do not receive acknowledgement, please ensure you have addressed it to the correct email.** You can also contact the Appeals Program at the number listed below.

For violations classified as serious, willful, repeat serious, or failure to abate serious, an employer must correct the violations by the date listed on the Citation and Notice / Employer's Certification of Abatement form unless a stay of abatement date is requested in the appeal as described on this page. A stay of abatement date means the employer's requirement to abate or correct the hazard is put on hold until the appeal is resolved. All general and repeat general violations under appeal automatically have stay of abatement dates until a final order on those violations has been issued. If you only need an extension of an abatement date, please see the above section entitled, "If you are unable to fix the hazard(s) by the correction due date(s)".

### Your appeal must include:

- Name, address, telephone number, and fax number if available of the employer who is appealing, and for the employer's representative, if any, such as an attorney or interpreter.
- Inspection Number (You will find this nine-digit number in the top right corner of this page.)
- Statement explaining:
  1. What you think is wrong with the citation and any related facts.
  2. How you think the citation should be changed.
  3. What relief you are seeking and why.

**If you are requesting a stay of abatement date for serious, willful, repeat serious or failure to abate serious, you must also include:**

- Each violation and item number for which a stay of abatement date is requested; and
- The reason for the stay of abatement date request.

Note: Employees and/or employee representatives may elect to participate in appeal hearings.

### Posting requirement:

You must post your appeal documents (along with this citation packet) until the appeal is resolved. You must also post all other documents related to this appeal.

## For Employees or Their Representatives

If your employer is cited, you may only appeal the correction due date(s).

### Your appeal must include:

- Your name, address, telephone number, and fax number if available and the same information for anyone who is representing you, if any.
- Inspection number.
- Statement explaining why the correction due date should be changed.

#### Send all appeals to:

**Assistant Director for DOSH**  
**Attn: Appeals Program**  
**PO Box 44604**  
**Olympia, WA 98504-4604**  
Fax to: (360) 902-5581 or deliver to: **Any L&I office**  
Electronically to: [DOSHAppeals@Lni.wa.gov](mailto:DOSHAppeals@Lni.wa.gov)

For more information call the Appeals Program: (360) 902-5486.