

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

**Inspection Number:** 312101447  
**Inspection Dates:** 10/09/2008-10/09/2008  
**Issuance Date:** 04/02/2009



### Citation and Notification of Penalty

**Company Name:** Covanta SEMASS  
**Inspection Site:** 141 Cranberry Highway, West Wareham, MA 02576

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

29 CFR 1910.253(b)(4)(iii): Oxygen cylinders in storage were not separated from fuel gas cylinders or combustible materials (especially oil or grease), a minimum distance of 20 feet (6.1 m) or by a noncombustible barrier at least 5 feet (1.5 m) high having a fire resistance rating of at least one half hour:

Location: Outside infeed building and outside next to Fuel Supply Door #25

Oxygen and acetylene cylinders were stored with valve caps in place side-by-side on a welding cart with no barrier between them.

Date By Which Violation Must be Abated:	04/27/2009
Proposed Penalty:	\$ 1500.00

#### Citation 1 Item 2 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:

Location: Power block

1. Wireway access panels in the motor control center MCC INHAI were not secured in a closed position.
2. The operating apparatus was missing from two of the compartment doors in motor control center MCC INHAI creating openings that were covered up by cardboard and/or duct tape so that the integrity of the enclosure was not maintained to contain a blast in the event of equipment failure.

Date By Which Violation Must be Abated:	04/27/2009
Proposed Penalty:	\$ 1875.00

See pages 1 through 3 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

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

29 CFR 1910.305(b)(1): Unused openings in boxes, cabinets, or fittings were not effectively closed:

Location: Power Block

- 1) A knockout was missing from the 208V box 2QAP1121A on the 6th Floor between boilers 1 and 2.
- 2) An unused opening for the main breaker on the distribution panel attached to a transformer on the 7 1/2 floor between boilers 1 and 2 was partially covered with duct tape. An opening for a circuit breaker on the same panel was also open.

<b>Date By Which Violation Must be Abated:</b>	<b>04/27/2009</b>
<b>Proposed Penalty:</b>	<b>\$ 1875.00</b>

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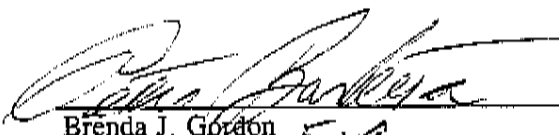
#### Citation 1 Item 4 Type of Violation: **Serious**

29 CFR 1910.305(g)(1)(iv)(A): Flexible cords and cables were used as a substitute for the fixed wiring of a structure:

Location: Power Block 1st Floor

A flexible cord was run from the top of MCC INHAI over the aisle and down a support column where it was powering a portable heater.

Date By Which Violation Must be Abated:	04/27/2009
Proposed Penalty:	\$ 1125.00

  
Brenda J. Gordon  
Area Director FOR

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See pages 1 through 3 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  
Boston Area Office South  
639 Granite Street-4th floor  
Braintree, MA 02184  
Phone: (617)565-6924 FAX: (617)565-6923

## INVOICE/ DEBT COLLECTION NOTICE

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**Company Name:** Covanta SEMASS  
**Inspection Site:** 141 Cranberry Highway, West Wareham, MA 02576  
**Issuance Date:** 04/02/2009

**Summary of Penalties for Inspection Number 312101447**

<b>Citation 1, Serious</b>	= \$	<b>6375.00</b>
<b>TOTAL PROPOSED PENALTIES</b>	= \$	<b>6375.00</b>

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To avoid additional charges, please remit payment promptly to this Area Office for the total amount of the uncontested penalties summarized above. Make your check or money order payable to:  
"DOL-OSHA". Please indicate OSHA's Inspection Number (indicated above) on the remittance.

OSHA does not agree to any restrictions or conditions 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.

If a personal check is issued, it will be converted into an electronic fund transfer (EFT). This means that our bank will copy your check and use the account information on it to electronically debit your account for the amount of the check. The debit from your account will then usually occur within 24 hours and will be shown on your regular account statement. You will not receive your original check back. The bank will destroy your original check, but will keep a copy of it. If the EFT cannot be completed because of insufficient funds or closed account, the bank will attempt to make the transfer up to 2 times.

Pursuant to the Debt Collection Act of 1982 (Public Law 97-365) and regulations of the U.S. Department of Labor (29 CFR Part 20), the Occupational Safety and Health Administration is required to assess interest, delinquent charges, and administrative costs for the collection of delinquent penalty debts for violations of the Occupational Safety and Health Act.

**Interest.** Interest charges will be assessed at an annual rate determined by the Secretary of the Treasury on all penalty debt amounts not paid within one month (30 calendar days) of the date on which the debt amount becomes due and payable (penalty due date). The current interest rate is 3%. Interest will accrue from the date on which the penalty amounts (as proposed or adjusted) become a final order of the Occupational Safety and Health Review Commission (that is, 15 working days from your receipt of the Citation and Notification of Penalty), unless you file a notice of contest. Interest charges will be waived if the full amount owed is paid within 30 calendar days of the final order.

**Delinquent Charges.** A debt is considered delinquent if it has not been paid within one month (30 calendar days) of the penalty due date or if a satisfactory payment arrangement has not been made. If the debt remains delinquent for more than 90 calendar days, a delinquent charge of six percent (6%) per annum will be assessed accruing from the date that the debt became delinquent.

**Administrative Costs.** Agencies of the Department of Labor are required to assess additional charges for the recovery of delinquent debts. These additional charges are administrative costs incurred by the Agency in its attempt to collect an unpaid debt. Administrative costs will be assessed for demand letters sent in an attempt to collect the unpaid debt.

  
Brenda J. Gordon  
Area Director

FOR

04-02-09  
Date