

# Education and Labor Cabinet

Mayo-Underwood Building  
500 Mero Street, 3rd Floor  
Frankfort KY 40601  
Phone: (502)564-3535 FAX: (502)564-5723

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## Citation and Notification of Penalty

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**To:**  
LFUCG - DIVISION OF WASTE MANAGEMENT  
675 BYRD THURMAN DR  
Lexington, KY 40510

**Inspection Number:** 318162906  
**CSHO ID:** B1047/S0219  
**Optional Report No.:** 015-26  
**Inspection Date(s):** 1/22/2026 - 6/3/2026  
**Issuance Date:** 6/17/2026

**Inspection Site:**  
360 THOMPSON RD  
Lexington, KY 40508

*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 Kentucky Occupational Safety and Health Statute. 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 penalties proposed, unless within 15 working days (excluding weekends, Federal and state holidays) from your receipt of the Citation and Notification of Penalty you mail a notice of contest to the Kentucky Labor Cabinet Division of KY-OSH Compliance at the address shown above. Issuance of this Citation does not constitute a finding that a violation of KRS Chapter 338, or any standard, rule, order or regulation filed pursuant thereto, has occurred unless there is a failure to contest as provided for in KRS Chapter 338, or, if contested, unless this Citation is affirmed by the Review Commission.

**Posting** - The law requires that a copy of this Citation and Notification of Penalty be posted immediately in a conspicuous 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, Federal and State holidays), whichever is longer.

**Informal Conference** - An informal conference is not required. However, if you wish to have such a conference you may request one with the Division of KY-OSH Compliance during the 15 working day contest period. During such an 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 Division of KY-OSH Compliance within 15 working days of your receipt of this Citation. An informal conference does not extend the 15 working day contest period. Letters containing both a request for an informal conference and a notice of contest will be treated as a notice of contest.

If you decide to request an informal conference, please complete, remove and post the page 3 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.

**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 Division of KY-OSH Compliance 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 Kentucky Occupational Safety and Health Review Commission and may not be reviewed by any court or agency.**

Owners of sole proprietorships may represent themselves or hire an attorney to represent them before the Review Commission. If an employer operates as a corporation, limited liability company, or any other artificial entity, the employer must hire an attorney to represent it before the Review Commission.

**Penalty Payment** - Penalty payments may be made online, or by check, or by money order. Online penalty payment is available on the Education and Labor Cabinet website at [www.elc.ky.gov](http://www.elc.ky.gov). Select "Agencies" in the banner at the top of the page, then select "Department of Workplace Standards", and then select "OSH Penalty Payment" on the left side of the page. If paying by check or money order, make payable to "KENTUCKY STATE TREASURER". You MUST indicate the 9-digit Inspection Number 318162906 on the remittance and send to Education and Labor Cabinet, Division of OSH Compliance, Mayo-Underwood Building, 500 Mero Street, 3rd Floor, Frankfort, KY 40601.

If uncontested, case becomes a final order and payment is due. Kentucky Revised Statutes 45.239(4) and 45.241 et seq. authorize the Department of Revenue to collect delinquent debt owed the Commonwealth.

If this debt is not received within ten (10) business days, the following administrative actions may be taken in order to collect the debt due:

Seizure may be made on all property or rights to property, both real and personal. This includes, but is not limited to, the attachment of any funds held by a bank on your behalf, any wages paid to you; and the seizure and sale of any real estate you may own.

A Notice of State Lien may be filed with your County Clerk. This lien will encumber all real and personal property you now own or may acquire. The filing of a lien may be reflected in credit reports maintained by various credit bureaus. Any tax refund or other monies that may become due to you from the Commonwealth may be offset to the outstanding debt. A twenty-five (25) percent collection fee may be added to the total debt amount to defray the cost of collection.

**Notification of Corrective Action** - For violations which you do not contest, you should notify the Kentucky Labor Cabinet of KY-OSH Compliance promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation. Please inform the Division of KY-OSH Compliance 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 states that "No person shall discharge or in any manner discriminate against an 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". An employee who believes that he/she has been discriminated against may file a complaint no later than 30 days after the discrimination occurred with the Kentucky Labor Cabinet, Division of KY-OSH Compliance at the address shown above.

**Notice to Employees** - Any employee or representative of employees, whose employer has received a citation, may file a written notice of contest with the Division of KY-OSH Compliance. The contest must be mailed to the Kentucky Labor Cabinet Division of KY-OSH Compliance at the address shown above and postmarked within 15 working days (excluding weekends, Federal and State holidays) of the receipt by the employer of this Citation and Notification of Penalty.

## **Education and Labor Cabinet**

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

An informal conference has been scheduled with Kentucky OSH to discuss the citation(s) issued on 6/17/2026. The conference will be held at the Education and Labor Cabinet Division of OSH Compliance office located at Mayo-Underwood Building, 500 Mero Street, 3rd Floor, Frankfort, KY 40601 on \_\_\_\_\_ at \_\_\_\_\_. Employees and/or representatives of employees have a right to attend an informal conference.

**Education and Labor Cabinet**  
Office of Occupational Safety and Health

**Inspection Number:** 318162906  
**Inspection Date(s):** 1/22/2026 - 6/3/2026  
**Issuance Date:** 6/17/2026  
**CSHO ID:** B1047/S0219  
**Optional Report No.:** 015-26

**Citation and Notification of Penalty**

**Company Name:** LFUCG - DIVISION OF WASTE MANAGEMENT  
**Inspection Site:** 360 THOMPSON RD, Lexington, KY 40508

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**Citation 01 Item 001** Type of Violation: **Serious**

29 CFR 1910.147(c)(4)(i) : Procedures shall be developed, documented and utilized for the control of potentially hazardous energy when employees are engaged in the activities covered by this section.

a. On January 13, 2026, LFUCG- Division of Waste Management, did not ensure employees utilized the procedure for the control of potentially hazardous energy when employees are tasked with cleaning the sensors by reaching into the sight hole of the CP-5 compactors located at 360 Thompson Road Lexington, KY 40508.

|                                                |                   |
|------------------------------------------------|-------------------|
| <b>Date By Which Violation Must Be Abated:</b> | <b>7/6/2026</b>   |
| <b>Proposed Penalty:</b>                       | <b>\$7,000.00</b> |

**Education and Labor Cabinet**  
Office of Occupational Safety and Health

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**Citation 01 Item 002** Type of Violation: **Serious**

29 CFR 1910.212(a)(1) : Types of guarding. One or more methods of machine guarding shall be provided to protect the operator and other employees in the machine area from hazards such as those created by point of operation, ingoing nip points, rotating parts, flying chips and sparks. Examples of guarding methods are - barrier guards, two-hand tripping devices, electronic safety devices, etc.

a. On January 13, 2026, LFUCG- Division of Waste Management, did not ensure that the one or more methods of machine guarding were utilized on the sensor box of the CP-5 compactor to protect employees located at 360 Thompson Road Lexington, KY 40508 from crushing hazards.

|                                                |                   |
|------------------------------------------------|-------------------|
| <b>Date By Which Violation Must Be Abated:</b> | <b>7/6/2026</b>   |
| <b>Proposed Penalty:</b>                       | <b>\$7,000.00</b> |

**Education and Labor Cabinet**  
Office of Occupational Safety and Health

**Inspection Number:** 318162906  
**Inspection Date(s):** 1/22/2026 - 6/3/2026  
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**Citation and Notification of Penalty**

**Company Name:** LFUCG - DIVISION OF WASTE MANAGEMENT  
**Inspection Site:** 360 THOMPSON RD, Lexington, KY 40508

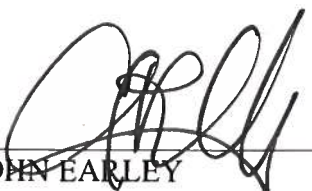
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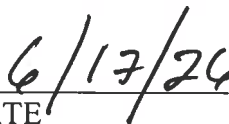
**Citation 01 Item 003** Type of Violation: **Serious**

29 CFR 1910.1030(f)(2)(i): Hepatitis B vaccination shall be made available after the employee has received the training required in paragraph (g)(2)(vii)(I) and within 10 working days of initial assignment to all employees who have occupational exposure unless the employee has previously received the complete hepatitis B vaccination series, antibody testing has revealed that the employee is immune, or the vaccine is contraindicated for medical reasons.

a. On February 4, 2026, LFUCG-Division of Waste Management, failed to ensure to make the Hepatitis B Vaccine available within 10 working days of initial assignment to an employee who was identified as having occupational exposure to bloodborne pathogens.

**Date By Which Violation Must Be Abated:** 7/6/2026  
**Proposed Penalty:** \$5,500.00

  
\_\_\_\_\_  
JOHN EARLEY  
SAFETY PROGRAM MANAGER  
B1047/S0219-015-26  
KY-OSH COMPLIANCE

  
\_\_\_\_\_  
DATE

# Education and Labor Cabinet

MAYO-UNDERWOOD BUILDING

500 MERO STREET, 3RD FLOOR

FRANKFORT KY 40601

Phone: (502) 564-3535 FAX: (502) 564-5723



## INVOICE

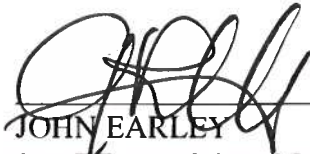
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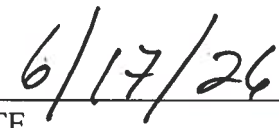
**Company Name:** LFUCG - DIVISION OF WASTE MANAGEMENT  
**Inspection Site:** 360 THOMPSON RD, Lexington, KY 40508  
**Issuance Date:** 6/17/2026

**Summary of Penalties for Inspection Number: 318162906**

**Citation 1, Serious** = \$19,500.00  
**TOTAL PENALTIES** = \$19,500.00

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JOHN EARLEY  
SAFETY PROGRAM MANAGER  
B1047/S0219-015-26  
KY-OSH Compliance

  
DATE

# NOTIFICATION OF ABATEMENT OF APPARENT VIOLATIONS

## RETURN THIS FORM TO:

EDUCATION AND LABOR CABINET  
DIVISION OF OSH COMPLIANCE  
MAYO-UNDERWOOD BUILDING  
500 MERO STREET, 3<sup>RD</sup> FLOOR  
FRANKFORT, KENTUCKY 40601  
PHONE: 502-564-3070

Company: LFUCG – DIVISION OF WASTE MANAGEMENT

CSHO Number: B1047/S0219

Address: 675 BYRD THURMAN DR  
LEXINGTON, KY 40510

Report Number: 015-26 318162906

Date of Inspection: 1/22/2026 – 6/3/2026

DATE BY WHICH ALLEGED VIOLATION(S) **MUST BE CORRECTED: 7/6/2026**

| CITATION NO | ITEM NO | DATE CORRECTED | DESCRIPTION OF CORRECTIVE ACTION TAKEN |
|-------------|---------|----------------|----------------------------------------|
| 1           | 1       |                |                                        |
| 1           | 2       |                |                                        |
| 1           | 3       |                |                                        |

NOTE: This form, when completed, provides notification that the apparent violation(s) discovered during our inspection of your facility has (have) been corrected.

**I ATTEST THAT THE INFORMATION CONTAINED IN THIS DOCUMENT IS ACCURATE.**

**SIGNATURE:** \_\_\_\_\_

TYPED OR PRINTED NAME: \_\_\_\_\_

TITLE: \_\_\_\_\_

DATE: \_\_\_\_\_