



CHERIE BERRY  
COMMISSIONER OF LABOR

OCCUPATIONAL SAFETY AND HEALTH DIVISION  
RALEIGH FIELD OFFICE

July 31, 2018

UNC Chapel Hill - Department of Art - Art Lab  
108 Airport Drive  
Chapel Hill, NC 27599

Re: Complaint Number 209617158

Dear Patrick Day:

Recently the North Carolina Department of Labor Occupational Safety and Health Division received a complaint concerning alleged health and/or safety hazards at your establishment at 108 Airport Drive, Chapel Hill, NC 27599. The specific nature of the complaint is described in detail on the attached page.

We have not determined whether the hazards, as alleged, exist at your workplace; and we are not conducting an inspection, at this time. However, since allegations of violations have been made, you should investigate the alleged conditions and make any necessary corrections or modifications. Within 7 working days of your receipt of this letter, please advise us, in writing, by certified mail, or submitting electronically of your findings and of the action you have taken. Your response should be detailed stating specifically what action you have taken to correct each hazard. You should enclose any supporting documentation, such as monitoring results, equipment purchases, photographs etc.

The complainant has been advised of this preliminary response to the complaint and furnished a copy of this letter. An un-redacted employer response will be forwarded to the complainant. You should be aware that North Carolina General Statute '95-241 provides that "no person shall discriminate or take any retaliatory action against an employee because the employee in good faith does or threatens to file a claim or complaint, initiate any inquiry, investigation, inspection, proceeding or other action, or testify or provide information to any person with respect to... the Occupational Safety and Health Act of North Carolina."

This letter is not a citation nor is it a notification of proposed penalty, which according to the Occupational Safety and Health Act, may be issued only after an inspection or investigation of the workplace. If we do not receive a response from you within 7 working days of your receipt of this letter indicating that appropriate action has been taken or that no hazard exists and why, an inspection may be conducted.

You are requested to post a copy of this letter and your response to it where it will be readily accessible for review by your employees. Please address response to:



CHERIE BERRY  
COMMISSIONER OF LABOR

OCCUPATIONAL SAFETY AND HEALTH DIVISION  
RALEIGH FIELD OFFICE

N.C. Department of Labor  
Occupational Safety & Health Division  
Compliance Bureau  
1101 Mail Service Center  
Raleigh, NC 27699

If you have any questions about this letter, please contact me at 919-779-8570. Your response may also be submitted electronically to [bruce.miles@labor.nc.gov](mailto:bruce.miles@labor.nc.gov).

Your personal support and interest in the safety and health of your employees are appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read 'Bruce Miles', is written over a large, stylized, light-colored scribble that resembles a large 'S' or a similar shape.

Bruce Miles  
District Supervisor

/cw

Enclosure(s)

# Complaint of Occupational Safety or Health Hazards

North Carolina Department of Labor Occupational Safety and Health Division	Complaint Number <b>209617158</b>	Optional Number <b>9000</b>
Employer Name <b>UNC Chapel Hill - Department of Art - Art L&amp;</b>		
Site Location (Street, City, State, ZIP) <b>108 Airport Drive Chapel Hill NC 27599</b>		
Mailing Address (Street, City, State, ZIP) <b>108 Airport Drive Chapel Hill NC 27599</b>		
Management Official <b>Patrick Day</b>	Telephone Number <b>919-962-5594</b>	
Complaint Assigned To <b>Q5648</b>	SIC/NAICS <b>8221 611310</b>	
<b>Hazard Description:</b> Employees are exposed to fumes from substances including but not limited to aerosol paints, lead paint, and resins, due to the paint booth in the metal shop not effectively exhausting the fumes such that they are taken up by the HVAC system and dispersed throughout the building.		
<b>Hazard Location:</b> Facility.		