



CHERIE BERRY
COMMISSIONER OF LABOR

OCCUPATIONAL SAFETY AND HEALTH DIVISION
RALEIGH FIELD OFFICE

August 20, 2019

University of North Carolina at Chapel Hill
205 South Building
Chapel Hill, NC 27599

Re: Complaint Number 209643816

Dear Terri Rhodes, Dean of Art:

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 101 E. Cameron Ave, Chapel Hill, NC 27514. 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. Please focus on providing documentation on the alleged conditions and do not include any comments or information about the person(s) that you believe filed the complaint. 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:

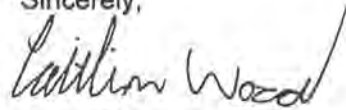
1101 MAIL SERVICE CENTER • RALEIGH, NORTH CAROLINA 27699-1101
919-779-8570 • FAX: 919-420-7966

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.

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

Sincerely,



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	Optional Number
209643816	9952

Employer Name

University of North Carolina at Chapel Hill

Site Location (Street, City, State, ZIP)

**101 E. Cameron Ave
Chapel Hill NC 27514**

Mailing Address (Street, City, State, ZIP)

**205 South Building
Chapel Hill NC 27599**

Management Official

Terri Rhodes, Dean of Art

Telephone Number

Complaint Assigned To

Q5648

SIC/NAICS

8221 611310

Hazard Description:

- 1. Employees are experiencing headaches and migraines due to the presence of mold throughout the facility. Mold has been discovered in rooms 118A and 116A. Employees are concerned about inhaling a black substance which is blown through the HVAC system. There is efflorescence throughout the building.**
- 2. The facility has floor tiles throughout the facility which contain asbestos. There are chipped and cracked floor tiles near the East Entrance of the basement and throughout the facility.**
- 3. Employees are concerned about being exposed to fiberglass due to the walls being covered in fiberglass and chicken wire.**

Hazard Location:

Swain Hall, basement, East entrance