

State of California

Department of Industrial Relations
Division of Occupational Safety and Health
Oakland District Office
1515 Clay Street, Suite 1303
Oakland, CA 94612
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Inspection #: 1492345
Inspection Dates: 09/30/2020 - 07/09/2021
Issuance Date: 07/13/2021
CSHO ID: Q0917
Optional Report #: 006-21



Citation and Notification of Penalty

Company Name: M. A Street, Inc.
Establishment DBA: McDonald's
and its successors
Inspection Site: 355 W A Street
Hayward, CA 94541

Citation 1 Item 1 Type of Violation: Serious

Title 8 CCR Section §3203(a). Injury and Illness Prevention Program.

(a) Effective July 1, 1991, every employer shall establish, implement and maintain an effective Injury and Illness Prevention Program (Program). The Program shall be in writing and, shall, at a minimum:

(4) Include procedures for identifying and evaluating work place hazards including scheduled periodic inspections to identify unsafe conditions and work practices. Inspections shall be made to identify and evaluate hazards:

(5) Include a procedure to investigate occupational injury or occupational illness.

(6) Include methods and/or procedures for correcting unsafe or unhealthy conditions, work practices and work procedures in a timely manner based on the severity of the hazard:

Violation:

Prior to and during the course of the inspection, including but not limited to, on September 30, 2020, the employer failed to effectively implement its Injury & Illness Prevention Program in that it did not communicate, identify, evaluate, or correct the following unhealthy conditions or work practices relating to SARS-CoV-2, the virus causing COVID-19, that affected its employees in the following instances:

INSTANCE 1 - The employer failed to correct the hazard to exclude employees from the workplace by establishing a system for referring symptomatic employees for medical evaluation and/or removing them from the workplace. [3203(a)(6)]

INSTANCE 2 - The employer failed to establish and implement a system for investigating COVID-19 positive cases and/or suspected cases occurring in the workplace and identifying close contacts and notifying those individuals. [3203(a)(5)]

INSTANCE 3 - The employer failed to establish a system that describes how the workplace will be cleaned and/or sanitized if an employee is suspected to have symptoms and/or positive of COVID-19. [3203(a)(6)]

Date By Which Violation Must be Abated: August 16, 2021
Proposed Penalty: \$14400.00

Michael Chrisman / Wendy Hogle-Lui
Compliance Officer / District Manager