

**Washington Damage Complaint
Avista vs Halme Construction**

Date of Damage: May 22, 2019

Excavator Information: Halme Construction, 8727 W. Hwy 2, #100 Spokane, WA 99224, (509) 725-4200

Location of Damage: 960 E 3rd Ave, Spokane, WA

Locate Ticket #: 19095980, expired on 5/3/19

Alleged Violation:

19.122.040 (2) An excavator shall use reasonable care to avoid damaging underground facilities. An excavator must (a) determine the precise location of underground facilities that have been marked;

19.122.030 (6) (c) A facility operator's markings of underground utilities expire forty-five (45) calendar days from the date that the excavator provided notice to a one-number locator service pursuant to subsection (1) of this section. For excavation occurring after that date, an excavator must provide additional notice to a one-number locator service pursuant to subsection (1) of this section.

Summary of Alleged Violation:

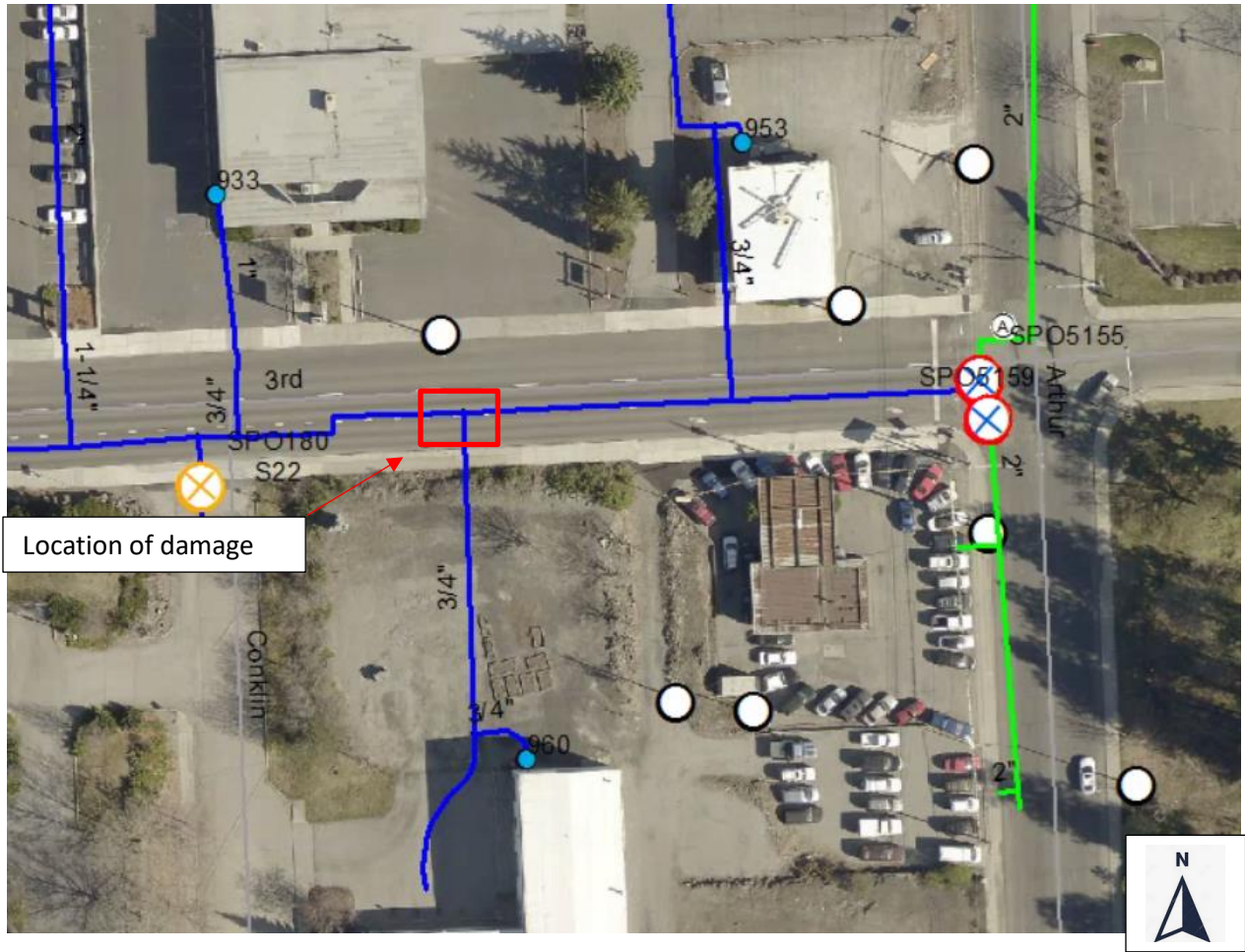
Halme Construction was working on an excavation project along the 900 block of E 3rd Ave. Avista was in the process of lowering a shallow 2" steel main along 3rd Ave between Scott and Arthur. Avista made sure that Halme and all their employees knew that the line was shallow and needed to be lowered before they could cut the subgrade in this area. This was determined by potholing and taking measurements and then backfilling the holes.

Before Avista could get the 2" steel main lowered, Halme's trackhoe operator, KC, came in and started cutting the subgrade. KC did not determine the precise location of the marked service lateral prior to cutting the grade and tore Avista's ¾" steel service tee to 960 E. 3rd Ave off of the 2" steel main. **See Attachment #1 - #4 showing a vicinity map and photos of the damage.**

Halme told Avista's first responder that it was a miscommunication and that the operator was not supposed to be digging in that area. Regardless of the miscommunication, Halme was required by 19.122.040 (2)(a) to determine the precise location of the marked facility. The locate mark in **Attachment #2** clearly shows that there is a service lateral.

Halme Construction was also found to be digging with an expired locate ticket. The damage occurred on 5/22/19 and ticket 19095980 expired on 5/3/19. During a ticket search there was no updated ticket found nor was there another locate ticket that was found for Halme Construction for 3rd Ave in this area. **See Attachment #5 and #6 for locate ticket and search information.**

Attachment #1 – Vicinity map showing location of the damage on 3rd Ave between Conklin (Scott is west of Conklin) and Arthur at 960 E 3rd Ave.



Attachment #2 – Looking south at locate mark for service to 960 E 3rd in relation to where damage occurred.



Attachment #3 – View of damage by trackhoe looking west on 3rd Ave



Attachment #4 – Close up picture of damage. Steel service tee broke off 2" steel main

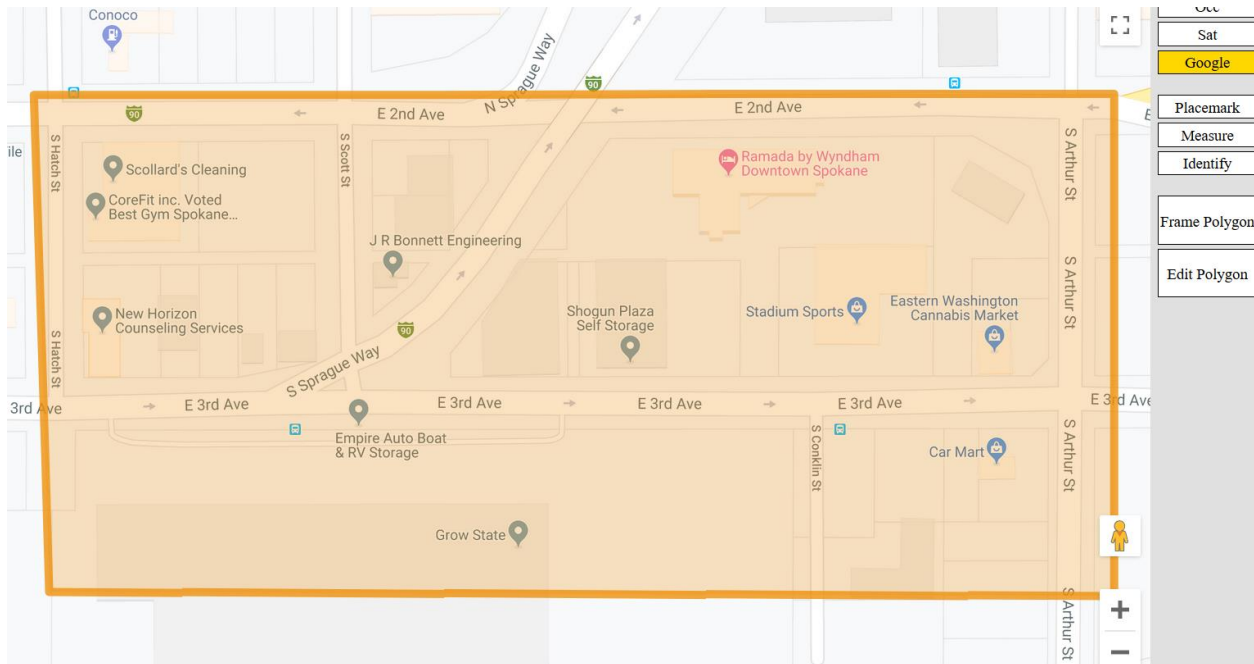


Attachment #5 - Only locate ticket for Halme that covers this area is 19095980 which expired on 5/3/19. Below is the search polygon that was used with the timeframe back to 3/1/19.

1 - 8 of 8 Results
Go to Record #:

Ticket #	Type	Call Date	Excavator Company	Addr	Street	City
19089222	Phone	03/14/19 13:30:57	THREE AMIGOS UNDERGROUND		S ARTHUR	SPOKANE
19095980	Phone	03/19/19 13:19:18	HALME CONSTRUCTION, INC.		3RD AVE	SPOKANE
19110232	ITIC	03/27/19 07:44:47	CITY OF SPOKANE WATER DEPT		S ARTHUR ST	SPOKANE
19125359	ITIC	04/03/19 17:05:52	QUANTA		SOUTH SCOTT ST	SPOKANE
19160306	ITIC	04/24/19 09:23:47	AVISTA UTILITIES		E 3RD AVE	SPOKANE
19160940	ITIC	04/24/19 11:47:46	NORTHWEST LINE BUILDERS		E 2ND AVE	SPOKANE
19177256	ITIC	05/02/19 14:56:45	WSDOT		N HAMILTON ST	SPOKANE
19190781	Fax	05/09/19 14:35:08	NORTHWEST FENCE	627	E 2ND AVE	SPOKANE

1 - 8 of 8 Results
Go to Record #:



Attachment #6 – Copy of expired locate ticket 19095980

Washington One Call						
Ticket No: 19095980		2 FULL BUSINESS DAYS				
Original Call Date: 03/19/19 01:19 pm						
Work to Begin Date: 03/22/19 12:00 am						
Expiration Date: 05/03/19 01:30 pm						
TICKET ACTIONS						
CALLER INFORMATION						
Company Name: HALME CONSTRUCTION, INC.						
Contact Name: MIKE DIXON		Phone: 509-725-4200				
Alt. Contact: MIKE DIXON -CALL 1ST		Phone: 509-215-0210				
Caller Address: 8727 W. HWY 2, 100 SPOKANE, WA 99005		Fax Phone: 509-725-4202				
Email Address: SETHR@HALMECONSTRUCTION.COM						
DIG SITE INFORMATION						
Type of Work: INSTALL STORM PIPE						
Work Being Done For: CITY OF SPOKANE						
DIG SITE LOCATION						
State: WA		County: SPOKANE				
Place: SPOKANE		Address:				
Street: 3RD AVE						
Intersecting Street: HATCH ST						
Location of Work: EXCAVATION SITE IS ON THE S SIDE OF THE ROAD. ABV SITE STARTS AT ABV INTER MARK R.O.W. TO R.O.W HEAD APX 1400FT E TO S ARTHUR ST THEN MARK APX 100FT RADIUS OF INTER OF 3RD AVE AND S ARTHUR						
Remarks: AREA MARKED IN WHITE.						
Map Coord NW Lat: 47.6542192		Lon: -117.4008846				
SE Lat: 47.6528113		Lon: -117.3944776				
MEMBERS NOTIFIED						
District	Company Name	Marking Concerns	Customer Service	Repair	Status	Status History
AITFBR03	AT&T FIBER	800-252-1133	800-252-1133	800-252-1133	Does not report	
AVSP101	AVISTA	888-728-9343	800-227-9187	800-227-9187	Not yet responded	
AVSP201	AVISTA	888-728-9343	800-227-9187	800-227-9187	Not yet responded	
CC7730	COMCAST CABLE	800-762-0592	800-934-6489	855-537-6296	Does not report	
FBRLNK01	ZAYO BANDWIDTH	888-267-1063	443-403-2023	888-267-1063	Does not report	
MCI06	MCI	800-289-3427	972-656-1233	972-656-1233	Does not report	
QLNWA32	CTLQL-CENTURYLINK	800-778-9140	800-244-1111	800-573-1311	Not yet responded	
QLNWA34	CTLQL-CENTURYLINK	800-778-9140	800-283-4237	800-573-1311	Not yet responded	
SPOKAN02	CITY OF SPOKANE WATER DEPT	509-625-7800	509-625-7800	509-625-7800	Does not report	
TWT01	LEVEL 3 NOW CENTURYLINK	877-366-8344	877-633-8344	877-366-8344	Not yet responded	

wsdlsafetycommittee@gmail.com

From: sendmail@washington-ucc.org
Sent: Friday, May 31, 2019 9:44 AM
To: wsdlsafetycommittee@gmail.com
Subject: Complaint Form

Complaint Form Request

Requester Information

Name: Linda Burger
Company: Avista Corp
Company Phone: (509)495-4423
Company Email: linda.burger@avistacorp.com
Company Address: 1411 E Mission Ave, MSC 6, Spokane, 99202
Ticket Requested: yes
Ticket Number: 19095980
Ticket Date: 03/19/19

Violation Information

Violation RCW Code: 19.122.040 (2) (a) and 19.122.030(6)(c)
Violation Section: 19.122.040 (2) (a) and 19.122.030(6)(c)
Violation Description: Halme Construction failed to determine the precise location of a 3/4" service lateral to 960 E 3rd Ave in Spokane, WA that resulted in leaking damage. They were also digging with an expired ticket.
Violation Address: 960 E 3rd Ave in Spokane, WA
Violation Date: 05/22/19

Alleged Violator

Violator Name: Halme Construction
Violator Phone Number: (509)725-4200
Violator Email: sethr@halmeconstruction.com
Violator Address: 8727 W. Hwy 2, #100, Spokane, 99224
Violator Employess On Site: KC was the operator

Other Information

Case 19-045

Other Information: Halme Construction was working on an excavation project along the 900 block of E 3rd Ave. Avista was in the process of lowering a shallow 2" steel main along 3rd Ave between Scott and Arthur. Avista made sure that Halme and all their employees knew that the line was shallow and needed to be lowered before they could cut the subgrade in this area. This was determined by potholing and taking measurements and then backfilling the holes. Before Avista could get the 2" steel main lowered, Halme's trackhoe operator, KC, came in and started cutting the subgrade. KC did not determine the precise location of the marked service lateral prior to cutting the grade and tore Avista's ¾" steel service tee to 960 E. 3rd Ave off of the 2" steel main. Halme Construction was also found to be digging with an expired locate ticket. The damage occurred on 5/22/19 and ticket 19095980 expired on 5/3/19. Additional supporting documentation being sent separately by email.