



Public Health Update

Solid Waste Management Authority Hearing Officer Meeting – January 9, 2014

The Solid Waste Hearing Officer, under authority granted in Nevada Revised Statute (NRS) 444.629, conducts monthly hearings to settle cases involving illegal dumping and other solid waste matters. At the January 9, 2014 hearing the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Tammy Marie Clark** – NOV #SW13-1001/H2- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about August 10, 2013; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 8716 South Maryland Parkway, Clark County, Nevada on or about August 10, 2013. (*for possible action*)

Hearing officer found Tammy Marie Clark in violation and imposed a penalty of \$900 for each of 1) and 2). A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

2. **Rong Guo Zhang** – NOV #SW13-921/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about July 13, 2013; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 6450 Spring Mountain Road, Clark County, Nevada on or about July 13, 2013. (*for possible action*)

Hearing officer found Rong Guo Zhang in violation of 1) and imposed a penalty of \$900. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

3. **American Eagle Ready Mix, LLC** – NOV #SW13-1159/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about September 14, 2013; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at 10420 South Rainbow Boulevard, more specifically north of West Cactus Avenue and

west of South Torrey Pines Drive, Clark County, Nevada on or about September 14, 2013. *(for possible action)*

Hearing officer found American Eagle Ready Mix, LLC in violation and imposed a penalty of \$900 for each of 1) and 2). A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

4. **Andersen Asphalt & Striping LLC** – NOV #SW13-1247/K5- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about September 30, 2013; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 2068 North Nellis Boulevard, Clark County, Nevada on or about September 30, 2013. *(for possible action)*

Hearing officer found Andersen Asphalt & Striping, LLC in violation of 2) and imposed a penalty of \$900. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

5. **Mark and Zoya Khalili Trust, Mark Khalili and Zoya Khalili Trustees** – NOV #SW13-533/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about April 16, 2013; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on April 18, 2013. *(for possible action)*

Hearing officer found Mark and Zoya Khalili Trust, Mark Khalili and Zoya Khalili Trustees in violation of 2) and imposed a penalty of \$500. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Corrective action of removal and proper disposal of waste is ordered. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

6. **Eric Persson** – NOV #SW13-1176/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about August 29, 2013; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on September 20, 2013. *(for possible action)*

Hearing officer found Eric Persson in violation of 2) and imposed a penalty of \$500. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

7. **Toros Yeranorian** – NOV #SW13-973/G9- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on

or about August 5, 2013; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 7, 2013. (*for possible action*)

Hearing officer found Toros Yeranorian in violation and imposed a penalty of \$900 for each of 1) and 2). Corrective action of removal and proper disposal of waste is ordered. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

8. **CVS Pharmacy 5144 and CVS Pharmacy, Inc.** – NOV #SW13-823/K5- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about June 26, 2013; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on June 26, 2013. (*for possible action*)

Hearing officer found CVS Pharmacy 5144 and CVS Pharmacy, Inc. in violation and imposed a penalty of \$500 for each of 1) and 2). A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

9. **Cruz Vargas** – NOV #SW13-907/G7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about July 22, 2013, and September 26, 2013; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on July 29, 2013. (*for possible action*)

Hearing officer found Cruz Vargas in violation and imposed a penalty of \$1,800 for 1) and a penalty of \$900 for 2). Corrective action of removal and proper disposal of waste is ordered. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

10. **Tran Enterprises, LLC** – NOV #SW13-466/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 28, 2013; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on April 29, 2013. (*for possible action*)

Hearing officer found Tran Enterprises, LLC in violation and imposed a penalty of \$900 for each of 1) and 2). Corrective action of removal and proper disposal of waste is ordered. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

- B. NON-CONTESTED NOTICES OF VIOLATION: The Hearing Officer may approve or disapprove the agreed resolution. Upon disapproval of the agreed resolution, the Hearing Officer will set a date for the hearing of any such Notice of Violations.
1. **Anthony J. Wilson and Shonnette Wilson** – NOV #SW13-1188/H2- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about September 20, 2013; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 2701 East Pebble Road, Clark County, Nevada on or about September 20, 2013. *(for possible action)*

Hearing officer found Anthony J. Wilson and Shonnette Wilson in violation of 2) and imposed a penalty of \$500. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

2. **Walgreens #07841** – NOV #SW13-996/R2- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about August 7, 2013; 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 10510 Southern Highlands Parkway, Clark County, Nevada on or about August 7, 2013; and 3) failure to comply with the Order issued by the Solid Waste Management Authority on August 7, 2013. *(for possible action)*

Hearing officer found Walgreens #07841 in violation and imposed a penalty of \$500 for each of 1), 2) and 3). A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$2,700 as initially sought in the Notice of Violation.

3. **Lamb II Sagebrush, LLC** – NOV #SW13-490/G9/C6- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on September 12, 2013. *(for possible action)*

Hearing officer found Lamb II Sagebrush, LLC in violation and imposed a penalty of \$2,800. Corrective action of removal and proper disposal of waste is ordered. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

4. **BMR Funding, LLC** - NOV #SW13-1090/G9- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about August 26, 2013; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 30, 2013. (*for possible action*)

Hearing officer found BMR Funding, LLC in violation of 2) and imposed a penalty of \$500. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

C. NOTICES OF VIOLATION - FURTHER PROCEEDINGS

None