



Public Health Update

Solid Waste Management Authority Hearing Officer Meeting – March 12, 2015

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 March 12, 2015 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Las Vegas Walnut LLC and PFF Trust** – NOV #SW13-473/K5/K5- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on August 14, 2014. (*for possible action*)

Hearing officer found Las Vegas Walnut LLC and PFF Trust in violation and imposed a penalty of \$9,000. 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.

2. **Luis Manuel Manzo-Alvarez** – NOV #SW14-1225/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 28, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located south of 6424 Hamilton Avenue, Clark County, Nevada on or about September 28, 2014. (*for possible action*)

Hearing officer found Luis Manuel Manzo-Alvarez 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.

3. **Carlos Aldrete** – NOV #SW14-1163/24- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about September 8, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located west of South Las Vegas

Boulevard and West Starr Avenue, Clark County, Nevada on or about September 8, 2014. *(for possible action)*

Hearing officer found Carlos Aldrete 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.

4. **Tower Consulting LV, LLC and Jonathan Gedde** – NOV #SW14-1011/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 30, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on December 22, 2014. *(for possible action)*

Hearing officer found Tower Consulting LV, LLC and Jonathan Gedde in violation and imposed a penalty of \$900. 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.

5. **CAB Properties, LLC** – NOV #SW13-1350/G9/C6- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on August 14, 2014. *(for possible action)*

Hearing officer found CAB Properties, LLC in violation and imposed a penalty of \$2,300. 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. Failure to comply will result in the original penalty of \$3,300 as initially sought in the Notice of Violation.

6. **Survivor's Trust of the Helfman Family Trust and Lauren DePiero-Helfman, Trustee** – NOV #SW14-1004/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 24, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on October 28, 2014. *(for possible action)*

The Southern Nevada Health District is not proceeding with this item at this time.

7. **Jose M. Sanchez and Maria M. Sanchez** – NOV #SW14-544/R2/C6- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on November 13, 2014. *(for possible action)*

Hearing officer found Jose M. Sanchez and Maria M. Sanchez 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.

8. **Marisol D. Henriquez and Ricardo Henriquez** – NOV #SW14-1461/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 8, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 2955 Coleman Street, North Las Vegas, Clark County, Nevada on or about December 8, 2014. *(for possible action)*

Item withdrawn by the Southern Nevada Health District.

9. **Jimmy Gaspard** – NOV #SW14-1445/R2- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 9, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the 270 acre vacant parcel located south of 8101 Mountains Edge Parkway, Clark County, Nevada on or about December 9, 2014. *(for possible action)*

Hearing officer found Jimmy Gaspard in violation of 2) and imposed a penalty of \$500. 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. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

10. **F St Trust and City Re-Development, LLC** – NOV #SW14-1109/A0- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 1416 F Street, Las Vegas, Clark County, Nevada on or about August 20, 2014, August 21, 2014 and August 22, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 20, 2014. *(for possible action)*

Hearing officer found F St Trust and City Re-Development, LLC in violation and imposed a penalty of \$1,500 for each of 1) and 2). Plumbing reimbursement of \$350 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. Failure to comply will result in the original penalty of \$5,750 as initially sought in the Notice of Violation.

11. **Philadelphia Trust and City Re-Development, LLC TRS** – NOV #SW14-585/A0- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 232 West Philadelphia Avenue and on property located at the Public Right-of-Way on the northside of 232 West Philadelphia Avenue, Las Vegas, Clark County, Nevada on or about April 9, 2014, May 24, 2014, June 7, 2014, June 18, 2014; and July 16, 2014; and 2) failure to comply with the Orders issued by the Solid Waste Management Authority on

April 9, 2014, May 24, 2014, June 7, 2014, June 18, 2014 and July 16, 2014, with extension of the order issued on July 16, 2014 extended to August 13, 2014. *(for possible action)*

Hearing officer found Philadelphia Trust and City Re-Development, LLC TRS in violation and imposed a penalty of \$2,500 for each of 1) and 2). Plumbing reimbursement costs of \$380 is ordered. Correction 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. Failure to comply will result in the original penalty of \$5,750 as initially sought in the Notice of Violation.

12. **Philadelphia Trust and City Re-Development, LLC TRS** - NOV #SW14-1145/G4- For 1) causing or allowing sewage or accumulation of human excreta to overflow on the property located at 232 West Philadelphia Avenue and 240 West Philadelphia Avenue, Las Vegas, Clark County, Nevada on or about September 2, 2014, September 3, 2014, September 8, 2014, September 9, 2014, September 10, 2014, September 11, 2014, and September 16, 2014; and 2) failure to comply with the Orders issued by the Solid Waste Management Authority on September 2, 2014 and September 8, 2014. *(for possible action)*

Hearing officer found Philadelphia Trust and City Re-Development, LLC TRS in violation and imposed a penalty of \$4,000 for 1), a penalty of \$3,500 for 2). Plumbing reimbursement costs of \$350 is ordered. 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. Failure to comply will result in the original penalty of \$13,850 as initially sought in the Notice of Violation.

- 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. **Sierra Ready Mix Limited Liability Company** - NOV #SW14-1507/N7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about November 5, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located east of 9026 Cedar Fort Court, Clark County, Nevada on or about November 5, 2014. *(for possible action)*

Hearing officer found Sierra Ready Mix Limited Liability Company 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.

2. **Thomas Joseph Lindsten** - NOV #SW14-1483/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 16, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located

north of 9370 Brent Lane, Clark County, Nevada on or about December 16, 2014. (*for possible action*)

Hearing officer found Thomas Joseph Lindsten 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.

3. **Ofir Asis** - NOV #SW14-1032/K5- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about July 30, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right-of-way located in front of 10439 Morning Sorrow Street, Clark County, Nevada on or about July 30, 2014. (*for possible action*)

Hearing officer found Ofir Asis 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.

C. NOTICES OF VIOLATION – FURTHER PROCEEDINGS

None.