



Public Health Update

Solid Waste Management Authority Hearing Officer Meeting – May 14, 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 May 14, 2015 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Johnnie Lavell Richardson** – NOV #SW15-207/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about February 20, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 2300 Warren Drive, Las Vegas, Clark County, Nevada on or about February 20, 2015. *(for possible action)*

Hearing officer found Johnnie Lavell Richardson 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.

2. **Lino Fernandez dba Pena Lawn Maintenance** – NOV #SW14-729/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about May 21, 2014; 2) disposing of, abandoning or dumping motor vehicle battery, motor vehicle tire or motor vehicle oil at a site which has not been issued a permit for that purpose on or about August 8, 2014; and 3) failure to comply with the Order issued by the Solid Waste Management Authority on June 27, 2014 with extensions of the Order deadline extended to November 15, 2014. *(for possible action)*

Hearing officer found Lino Fernandez dba Pena Lawn Maintenance in violation and imposed a penalty of \$1,500 for each of 1), 2) and 3). 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.

3. **Bouquet, Inc.** – NOV #SW14-788/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about May 30, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on June 5, 2014, with extensions of the Order deadline extended to February 20, 2015. *(for possible action)*

Hearing officer found Bouquet, Inc. in violation of 2) 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. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

4. **S & J Properties, LLC** – NOV #SW14-832/C6/C6- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on February 12, 2015. *(for possible action)*

Hearing officer found S&J Properties, 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.

5. **Madre Losee Property Investment, L.L.C.** – NOV #SW14-967/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 18, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on July 22, 2014 with extensions of Order deadline extended to October 25, 2014. *(for possible action)*

Hearing officer found Madre Losee Property Investment, 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. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

6. **Cheysim LLC** – NOV #SW14-1118/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 21, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 27, 2014, with extensions of the Order deadline extended to February 21, 2015. *(for possible action)*

Hearing officer found Cheysim 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. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

7. **Jeffrey A. Long Family Limited Partnership and Diana Adams** – NOV #SW14-1338/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about October 16, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on October 21, 2014. (*for possible action*)

Hearing officer found Jeffrey A. Long Family Limited Partnership and Diana Adams 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.

8. **Colonial Realty Limited Partnership** – NOV #SW15-085/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about January 14, 2015; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on January 28, 2015. (*for possible action*)

Hearing officer found Colonial Realty Limited Partnership 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.

- 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. **Bang Hai Tran** – NOV #SW14-1313/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 29, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on October 14, 2014, with extensions of the Order deadline extended to January 17, 2015. (*for possible action*)

Hearing officer found Bang Hai Tran 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.

2. **Richard Guillen and Cameron T. Rowland** – NOV #SW15-016/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about January 6, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at Lindell Road and West Mesa Verde Lane, Clark County, Nevada on or about January 6, 2015. (*for possible action*)

Hearing officer found Richard Guillen and Cameron T. Rowland 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.

3. **Mandalay Corp. dba Mandalay Bay Resort & Casino** - NOV #SW15-275/C6- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 3950 South Las Vegas Boulevard, Clark County, Nevada on or about March 7, 2015; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on March 7, 2015. *(for possible action)*

Hearing officer found Mandalay Corp. dba Mandalay Bay Resort & Casino 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.

C. NOTICES OF VIOLATION – FURTHER PROCEEDINGS

None.