



Public Health Update

Solid Waste Management Authority Hearing Officer Administrative Hearing – August 10, 2017

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 August 10, 2017 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Xun-Cheng Huang** – NOV #SW17-338/V8- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 29, 2017; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at West Rose Tiara Drive and South Westwind Road, Clark County, Nevada on or about March 29, 2017. *(for possible action)*

Hearing officer found Xun-Cheng Huang in violation of 2) and imposed a penalty of \$900. 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. A Cease and Desist order is issued to stop placing, depositing, dumping or causing to be placed, deposited or dumped solid waste upon a property other than a property designated or set aside for such purposes. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

2. **Elijah Lee Taylor** – NOV #SW17-525/Z3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about May 12, 2017; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the shared dumpster dock located between 2213 West Washington Avenue and 2212 Carter Circle, Las Vegas, Clark County, Nevada on or about May 12, 2017. *(for possible action)*

Item continued to September 14, 2017 agenda.

3. **Janna-Rae Aiko Kurokawa and Erick Morales** – NOV #SW17-421/G4- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about April 17, 2017; and 2) placing, depositing or

dumping or causing to be placed, deposited or dumped solid waste upon the property located at 2401 Wengert Avenue, Las Vegas, Clark County, Nevada on or about April 17, 2017. *(for possible action)*

Hearing officer found Janna-Rae Aiko Kurokawa and Erick Morales in violation and imposed a penalty of \$900 for each of 1) and 2). 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. A Cease and Desist order is issued to stop placing, depositing, dumping or causing to be placed, deposited or dumped solid waste upon a property other than a property designated or set aside for such purposes.

4. **Nevada Medical Group, LLC** - NOV #SW17-012/24- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 30, 2017; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 3375 Pepper Lane, Clark County, Nevada on or about March 30, 2017. *(for possible action)*

Hearing officer found Nevada Medical Group, LLC in violation of 2) and imposed a penalty of \$900. 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. A Cease and Desist order is issued to stop placing, depositing, dumping or causing to be placed, deposited or dumped solid waste upon a property other than a property designated or set aside for such purposes.

5. **Harbor Green Las Vegas, LLC** - NOV #SW17-460/K5- For 1) failure to comply with permit requirements for Solid Waste Management Facilities on or about March 24, 2017, April 27, 2017, June 7, 2017 and June 29, 2017; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on May 1, 2017. *(for possible action)*

Hearing office found Harbor Green Las Vegas, LLC in violation and imposed a penalty of \$5,400 for 1) and a penalty of \$2,000 for 2). A Cease and Desist order is issued to stop operating outside of the plans approved for the design and operation of the solid waste management permit. Continued operation outside of the permitted plans may result in permit revocation. An application to modify the current permit is ordered.

- 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. **Justin Howard Marsh** - NOV #SW17-411/Z3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about April 13, 2017; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon Clark County public right-of-way located northwest of Donald Nelson Avenue and Balsam Street, Clark County, Nevada on or about April 13, 2017. *(for possible action)*

Hearing officer found Justin Howard Marsh in violation of 2) and imposed a penalty of \$900. A Cease and Desist order is issued to stop placing, depositing, dumping or causing to be placed, deposited or dumped solid waste upon a property other than a property designated or set aside for such purposes. 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.