



Public Health Update

Solid Waste Management Authority Hearing Officer Administrative Hearing – September 14, 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 September 14, 2017 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Franklin Allison** – 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 November 9, 2017 agenda.

2. **Cleanmax Incorporated** – NOV #SW17-208/Z3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about February 27, 2017; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right-of-way gutter at the southwest corner of Ivory Coast Drive and Toscana Lane, Las Vegas, Clark County, Nevada on or about February 27, 2017. (*for possible action*)

Hearing officer found Cleanmax Incorporated 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.

3. **RA Ankava Inc dba A One Rated Carpet Cleaning** – NOV #SW17-494/V8- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about May 9, 2017; 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 6236 Silverfield Drive, Clark County, Nevada on or about May 9, 2017. (*for possible action*)

Hearing officer found RA Ankava Inc. dba A One Rated Carpet Cleaning in violation of 2) and imposed a penalty of \$500. 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.

4. **Discount Dumpsters, LLC** – NOV #SW16-1066/P9- For 1) failure to comply with the locations of solid waste storage areas as approved in the permitted operating plan on or about September 26, 2016 and June 20, 2017; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on September 16, 2016, with extensions of the Order deadline extended to January 15, 2017. (*for possible action*)

Hearing officer found Discount Dumpsters, LLC in violation and imposed a penalty of \$1,000 for 1) and a penalty of \$500 for 2). A Cease and Desist order to stop tipping, sorting, storing, or processing all solid waste outside of approved areas of Discount Dumpsters' permitted operating plan is ordered. Provide proof of proper disposal of waste. Failure to comply will result in the original penalty of \$2,700 as initially sought in the Notice of Violation.

5. **A Recycling Solution, LLC** – NOV #SW17-439/P9- For 1) failure to comply with permit requirements for Solid Waste Management Facilities on or about April 21, 2017 and June 23, 2017; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on June 1, 2017. (*for possible action*)

Hearing officer found A Recycling Solution, LLC in violation and imposed a penalty of \$1,000 for 1) and a penalty of \$500 for 2). A Cease and Desist order is issued to stop operating outside of the approved plans for the design and operation of the permit issued on March 27, 2015. Failure to comply will result in the original penalty of \$2,700 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. **3655 South Durango LLC** – NOV #SW17-221/N7- For failure to comply with the Order issued by the Solid Waste Management Authority on March 8, 2017, with extensions of the Order deadline extended to May 23, 2017. (*for possible action*)

Hearing officer found 3655 South Durango LLC in violation and imposed a penalty of \$900.

C. NOTICES OF VIOLATION – FURTHER PROCEEDINGS

None.