



**Solid Waste Management Authority
Hearing Officer Administrative Hearing**

AGENDA

Southern Nevada Health District
280 South Decatur Boulevard, Las Vegas, Nevada
Red Rock Trail Conference Room
9:00 AM – Thursday, December 8, 2022

NOTICES:

1. Nevada Revised Statutes (NRS) 241.020 requires that written notice of all hearings of the Southern Nevada Health District Board of Health's Solid Waste Management Authority Hearing Officer be given at least three working days before the hearings. The notice shall include the time, place, location, and agenda of the hearing. Individuals may request notice, but a request for notice lapses six months after it is made. The Southern Nevada District Board of Health informs each requestor of this fact by this notation on the copy of the notice mailed to them.

NOTE:

- **Agenda items may be taken out of order at the discretion of the Hearing Officer.**
- **The Hearing Officer may combine two or more agenda items for consideration.**
- **The Hearing Officer may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.**

I. CALL TO ORDER

II. PUBLIC COMMENT: A period devoted to comments by the general public about those items appearing on the agenda. Comments will be limited to five (5) minutes per speaker. Please step up to the speaker's podium, clearly state your name and address, and spell your last name for the record. The comment period may be lengthened at the discretion of the Hearing Officer.

III. MATTERS REQUIRING HEARING OFFICER ACTION

A. APPROVAL OF MINUTES FOR HEARING OFFICER MEETINGS

1. September 8, 2022 SWMA Hearing
2. September 20, 2022 SWMA Hearing

B. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Benjamin Kolodaro, Nily Kolodaro, and Gary Kolodaro – NOV #SW22-354/32 FTC NOV-**
For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on June 9, 2022. **(for possible action)**

Proposed Penalties/ 1) \$1,500.00
Corrective Action: 2) Removal and proper disposal of waste.

2. **Stacy W. Stallworth** – NOV #SW22-730/G4- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 1, 2022; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 1001 North Christy Lane, Clark County, Nevada on or about March 1, 2022. **(for possible action)**

Proposed Penalties/ 1) \$1,000.00

Corrective Action: 2) \$1,000.00

3) Cease and desist operating a solid waste disposal site without a permit issued by the solid waste management authority at this location or anywhere else in Clark County, Nevada.

4) Cease and desist placing, depositing, or dumping or causing to be placed, deposited or dumped solid waste upon property other than property designated or set aside for such purpose.

3. **Desert Inn Villas Homeowners Association** – NOV #SW21-986/13/13 FTC NOV- For 1) failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on June 9, 2022; and 2) causing or allowing sewage or accumulation of human excreta to overflow on the property located at 356 East Desert Inn Road, Clark County, Nevada on or about July 12, 2022. **(for possible action)**

Proposed Penalties/ 1) \$4,500.00

Corrective Action: 2) \$2,500.00

3) Remediation of area affected by sewage overflow.

4) Contract with licensed plumber to assess sewer lines via camera within thirty (30) days.

5) Provide secure, fitted caps for all unsecure sewer cleanouts within thirty (30) days.

6) Submit copies of camera assessment of the sewer lines and invoices to SNHD within fifteen (15) days of completion.

7) Contract with licensed plumber to make all necessary repairs to common areas of sewer system within sixty (60) days. Provide proof to SNHD within fifteen (15) days after contracting deadline.

8) Complete all necessary repairs to common elements of sewer system within one-hundred eighty (180) days.

9) Provide proof of repairs to SNHD no later than fifteen (15) days after repair completion deadline.

10) Provide update documenting all repairs completed to SNHD within one-hundred twenty (120) days.

11) Cease and desist causing or allowing to cause any sewage or accumulation of human excreta to overflow and deposit at this property or any other property in Clark County, Nevada.

C. **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. **Rio Suites Hotel and Casino** – NOV #SW22-962/C6- For 1) failure to comply with the Order issued by the Solid Waste Management Authority on May 17, 2022. (***for possible action***)

Penalty:

- 1) \$1,000.00
- 2) Removal and proper disposal of waste.

2. **Faith Crawford, Steven A. Crawford Senior, and Beverly Rose Crawford** – NOV #SW22-999/G4- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about May 28,2022; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 1741 Desert Flower Drive, Clark County, Nevada, and on the public right-of-way along Desert Flower Drive, Clark County, Nevada, on or about May 28, 2022. ***(for possible action)***

Penalty:

- 1) \$1,000.00
- 2) \$1,000.00
- 3) Removal and proper disposal of waste.
- 4) Cease and desist operating a solid waste disposal site without a permit issued by the solid waste management authority at this location or anywhere else in Clark County, Nevada.
- 5) Cease and desist placing, depositing, or dumping or causing to be placed, deposited or dumped solid waste upon property other than property designated or set aside for such purpose.

3. **Eastern Promenade, LLC** – NOV #SW22-540/42- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 20, 2021; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on January 25, 2022. ***(for possible action)***

Penalty:

- 1) \$1,000.00
- 2) \$1,000.00
- 3) Removal and proper disposal of waste.
- 4) Cease and desist operating a solid waste disposal site without a permit issued by the solid waste management authority at this location or anywhere else in Clark County, Nevada.

D. NOTICES OF VIOLATION – FURTHER PROCEEDINGS:

None.

IV. REPORT TO HEARING OFFICER

None.

V. PUBLIC COMMENT: A period devoted to comments by the general public, if any, and discussion of those comments, about matters relevant to the Solid Waste Management Authority, Hearing Officer's jurisdiction will be held. No action may be taken upon a matter raised under this item of this Agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken pursuant to NRS 241.020. Comments will be limited to five (5) minutes per speaker. Please step up to the speaker's podium, clearly state your name and address, and spell your last name for the record. The comment period may be lengthened at the discretion of the Hearing Officer.

VI. ADJOURNMENT

VII. **THIS AGENDA HAS BEEN PUBLICLY NOTICED** on the Southern Nevada Health District's Website at <https://www.snhd.info/meetings>, <https://www.snhd.info/publicnotices> and the Nevada Public Notice website at <https://notice.nv.gov>, and a copy will be provided to any person who has requested one via U.S mail or electronic mail. All meeting notices include the time of the meeting, access instructions, and the meeting agenda. For copies of agenda backup material, please contact Jennifer Luther at 280 S. Decatur Blvd., Las Vegas, NV 89107 or call (702) 759-0533.

NOTE: Disabled members of the public who require special accommodations or assistance at the hearing are requested to notify Jennifer Luther at the Southern Nevada Health District by calling (702) 759-0533.