



Solid Waste Management Authority Hearing Officer Meeting

AGENDA

Southern Nevada Health District
330 South Valley View Boulevard, Las Vegas, Nevada
Conference Room 2
9:00 AM – Thursday, May 14, 2015

NOTICE: Nevada Revised Statutes (NRS) 241.020 requires that written notice of all meetings 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 meetings. The notice shall include the time, place, location, and agenda of the meeting. 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.**
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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 three (3) 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. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Wanda Smith** – 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)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

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.

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)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

3) \$900.00

4) Removal and proper disposal of waste.

5) 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.

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)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

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.

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)**

Proposed Penalties/ 1) \$2,800.00

Corrective Action: 2) Removal and proper disposal of waste.

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.

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)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

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.

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)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

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.

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)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

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.

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)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

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.

- 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)**

Penalty: 1) \$500.00

2) Removal and proper disposal of waste.

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.

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)**

Penalty: 1) \$500.00
2) 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.

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)**

Penalty: 1) \$900.00
2) Cease and desist causing or allowing the overflow of raw sewage at this location or anywhere else in Clark County, Nevada.

C. 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 three (3) 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

THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE FOLLOWING LOCATIONS: 1) CLARK COUNTY GOVERNMENT CENTER, 500 S. Grand Central Parkway, Las Vegas, NV; 2) LAS VEGAS CITY HALL, 495 S. Main Street, Las Vegas, NV; 3) NORTH LAS VEGAS CITY HALL, 2250 Las Vegas Boulevard North, North Las Vegas, NV; 4) HENDERSON CITY HALL, 200 Water Street, Henderson, NV; 5) BOULDER CITY, CITY HALL, 400 California Avenue, Boulder City, NV; and 6) MESQUITE CITY HALL, 20 E. Mesquite Boulevard, Mesquite, NV; SOUTHERN NEVADA HEALTH DISTRICT, 330 S. Valley View Boulevard, Las Vegas, NV 89107 and on the Nevada Public Notice website at www.notice.nv.gov. This agenda is available on the Southern Nevada Health District Internet Website @ <http://www.southernnevadahealthdistrict.org>.

NOTE: Disabled members of the public who require special accommodations or assistance at the meeting are requested to notify Amy Vega at the Southern Nevada Health District by calling (702) 759-0600.