



Public Health Update

Solid Waste Management Authority Hearing Officer Meeting – January 8, 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 January 8, 2015 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Stephen C. Slender** – NOV #SW14-957/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 10, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on July 15, 2014. (*for possible action*)

Item withdrawn by the Southern Nevada Health District.

2. **Ronald Lester Poole, Jr.** – NOV #SW14-881/N7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about June 25, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 7095 Delwood Street, Clark County, Nevada on or about June 25, 2014. (*for possible action*)

Hearing officer found Ronald Lester Poole, Jr. in violation and imposed a penalty of \$900 for each of 1) and 2). 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. **Sahara Summit Homeowners Association** – NOV #SW14-1008/K5- For 1) causing or allowing sewage or accumulation of human excreta to overflow on the properties located at 6319 Cascade Run Avenue, Clark County, Nevada and 6350 Vegas Valley Drive, Clark County, Nevada on or about July 29, 2014 and September 11, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on July 29, 2014. (*for possible action*)

Hearing officer found Sahara Summit Homeowners Association in violation of 1) and imposed a penalty of \$1,000. 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 \$2,700 as sought in the Notice of Violation.

4. **Natalie Mills** – NOV #SW14-1038/K5- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 368 North 15th Street, Las Vegas, Clark County, Nevada on or about August 4, 2014 and August 6, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 4, 2014. *(for possible action)*

Item continued to February 12, 2015 agenda.

5. **54 B LLC** – NOV #SW13-1498/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about November 19, 2013; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on November 22, 2013 with extension of the Order deadline extended to July 28, 2014. *(for possible action)*

Item withdrawn by the Southern Nevada Health District.

6. **S & J Properties, LLC** – NOV #SW14-832/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 21, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 25, 2014. *(for possible action)*

Item continued to February 12, 2015 agenda.

7. **Investor Equity Homes, LLC** – NOV #SW14-933/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 3, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on July 11, 2014 with extension of the Order deadline extended to September 14, 2014. *(for possible action)*

Item continued to February 12, 2015 agenda.

8. **CAB Properties, LLC** – NOV #SW13-1350/G9/C6- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on August 14, 2014. *(for possible action)*

Item continued to February 12, 2015 agenda.

9. **CAB Properties, LLC** – NOV #SW14-741/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; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on May 30, 2014 with extension of the Order deadline extended to August 3, 2014. *(for possible action)*

Item continued to February 12, 2015 agenda.

10. **Karl Meisenheimer and Kirk J. Woolley** – NOV #SW14-223/C6/C6- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on September 11, 2014. (*for possible action*)

Hearing officer found Karl Meisenheimer and Kirk J. Woolley 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.

- 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. **PLK NV, INC. dba Popeyes Louisiana Kitchen #5315** – NOV #SW14-1110/G4- For 1) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 4505 East Bonanza Road, and the public right-of-way on East Bonanza Road, Las Vegas, Clark County, Nevada on or about August 20, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 20, 2014. (*for possible action*)

Hearing officer found PLK NV, Inc. dba Popeyes Louisiana Kitchen in violation and imposed a penalty of \$900 for each of 1) and 2). 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

1. **Michael Germano** – NOV #SW14-600/K5- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on May 27, 2014. (*for possible action*)

Hearing officer order dated November 13, 2014 is vacated.

- D. NOTICES OF VIOLATION – FURTHER PROCEEDINGS

None.