



Public Health Update

Solid Waste Management Authority Hearing Officer Meeting – April 9, 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 April 9, 2015 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **John Kittinger** – NOV #SW14-1305/32- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about October 4, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the 320 acre vacant parcel located northeast of North Las Vegas Boulevard and Speedway Boulevard, Clark County, Nevada on or about October 4, 2014. (*for possible action*)

Hearing officer found John Kittinger in violation of 2) and imposed a penalty of \$900. 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. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

2. **Peter Rotterdam** – NOV #SW15-090/K5- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about January 27, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 10630 Southern Highlands Parkway, Clark County, Nevada on or about January 27, 2015. (*for possible action*)

Hearing officer found Peter Rotterdam in violation of 2) and imposed a penalty of \$900. 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 \$1,800 as initially sought in the Notice of Violation.

3. **Yessica Lopez** – NOV #SW15-013/K5- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about June 10, 2014; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant gated easement located east of the intersection of South Sandhill Road and East Tompkins Avenue, Clark County, Nevada on or about June 10, 2014. *(for possible action)*

Hearing officer found Yessica Lopez in violation and implied 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.

4. **Jose M. Sanchez and Maria M. Sanchez** – NOV #SW14-505/24- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about April 24, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on April 30, 2014. *(for possible action)*

Hearing officer found Jose M. Sanchez and Maria M. Sanchez in violation and imposed a penalty of \$900 for each of 1) and 2). 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. Development and implementation of policies and procedures are ordered to ensure maintenance of the property in a manner that ensures the property is secure, waste free and discourages vandalism.

5. **Jose M. Sanchez and Maria M. Sanchez** – NOV #SW14-525/A0- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about April 24, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on April 30, 2014. *(for possible action)*

Hearing officer found Jose M. Sanchez and Maria M. Sanchez in violation and imposed a penalty of \$900 for each of 1) and 2). 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. Development and implementation of policies and procedures are ordered to ensure maintenance of the property in a manner that ensures the property is secure, waste free and discourages vandalism

6. **Jose M. Sanchez and Maria M. Sanchez** – NOV #SW14-1377/R2- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about October 8, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on November 6, 2014. *(for possible action)*

Hearing officer found Jose M. Sanchez and Maria M. Sanchez in violation and imposed a penalty of \$900 for each of 1) and 2). 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.

7. **David and Lori E. Moser Family Trust, Eric Cheese and Robert Bowell** – NOV #SW14-1309/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 9, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on October 14, 2014 with extension of the Order deadline extended to December 17, 2014. *(for possible action)*

Hearing officer found David and Lori E. Moser Family Trust, Eric Cheese and Robert Bowell in violation of 2) and imposed a penalty of \$500. 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. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

8. **Karl Meisenheimer and Kirk J. Woolley** – NOV #SW14-223/C6/C6/C6- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on January 8, 2015. *(for possible action)*

Item withdrawn by the Southern Nevada Health District.

9. **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)*

Item continued to May 14, 2015 agenda.

- 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.

None.

- C. NOTICES OF VIOLATION – FURTHER PROCEEDINGS

None.