



Public Health Update

Solid Waste Management Authority Hearing Officer Administrative Hearing – April 14, 2016

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 14, 2016 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Elvis Guillermo Velasquez-Gomez** – NOV #SW15-993/K5- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about August 3, 2015 and August 4, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right-of-way located at the corner of Juniper Hill Boulevard and Spyglass Drive, Clark County, Nevada on or about August 3, 2015 and August 4, 2015. (*for possible action*)

Hearing officer found Elvis Guillermo Velasquez-Gomez in violation and imposed a penalty of \$1,800 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.

2. **Johnathon James Goulding** – NOV #SW15-1226/H3- 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, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 5100 Sun Valley Drive, Clark County, Nevada on or about October 16, 2015. (*for possible action*)

Hearing officer found Johnathon James Goulding 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. **Carl Edward Roberson** – NOV #SW15-1158/H3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about September 21, 2015; 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 6679 Schuster Street, Clark County, Nevada on or about September 21, 2015; and 3) 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 September 21, 2015. *(for possible action)*

Hearing officer found Carl Edward Roberson in violation and imposed a penalty of \$500 for each of 1), 2) and 3). Corrective action of removal and proper disposal of wastes 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 \$2,700 as initially sought in the Notice of Violation.

4. **Jose Aguirre Hernandez dba Jack's Mobile Car Wash** – NOV #SW15-728/H3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about June 9, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste consisting of waste water from a mobile car wash operation flowing into the storm gutter in the Public Right-of-Way at the corner of East Tropicana Avenue and continuing to the storm drain inlet at the corner of East Tropicana Avenue and Titanium Avenue, Clark County, Nevada on or about June 9, 2015. *(for possible action)*

Hearing officer found Jose Aguirre Hernandez dba Jack's Mobile Car Wash 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.

5. **Hugh H. Toloui** – NOV #SW14-730/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on May 22, 2014 with extensions of the Order deadline extended to September 6, 2015. *(for possible action)*

Item withdrawn by the Southern Nevada Health District.

6. **Gary M. Bradley, Nancy A. Bradley and Charles Bradley** – NOV #SW14-1387/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on November 18, 2014 with extensions of the Order deadline extended to September 3, 2015. *(for possible action)*

Item continued to July 21, 2016 agenda.

7. **Whiteford Grading and Paving, Inc.** – NOV #SW15-480/C6/C6- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on September 10, 2015. *(for possible action)*

Hearing officer found Whiteford Grading and Paving, Inc. in violation and imposed a penalty of \$4,100. Corrective action of removal and proper disposal of waste are 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.

8. **Wells Fargo Bank National Association** – NOV #SW15-1149/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on September 23, 2015. *(for possible action)*

Item withdrawn by the Southern Nevada Health District.

9. **Bryan Knudsen** – NOV #SW14-1513/H3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 24, 2014; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on January 15, 2015. *(for possible action)*

Item withdrawn by the Southern Nevada Health District.

- 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. **Rodrigo Resendiz** – NOV #SW15-1231/G4- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about October 20, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right-of-way located on the eastside of Morning Sun Way, approximately 800 feet south of East Owens Avenue, Clark County, Nevada on or about October 20, 2015. *(for possible action)*

Hearing officer found Rodrigo Resendiz 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.

2. **Mark H. Steiner** - NOV #SW15-1282/H3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about November 8, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at 1350 Richard Bunker Avenue, Henderson, Clark County, Nevada on or about November 8, 2015. (*for possible action*)

Hearing officer found Mark H. Steiner in violation of 2) and imposed a penalty of \$500. 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. **Harbor Green Las Vegas, LLC** - NOV #SW15-1312/P9- For 1) operating a materials recovery facility in Clark County, Nevada, in violation of approved plans for design and operation on or about November 12, 2015 and November 30, 2015; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on November 12, 2015. (*for possible action*)

Hearing officer found Harbor Green Las Vegas, LLC in violation and imposed a penalty of \$1000 for 1) and a penalty of \$500 for 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

None.