



Public Health Update

Solid Waste Management Authority Hearing Officer Administrative Hearing – October 11, 2018

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 October 11, 2018 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Roberto Antonio Osorio** – NOV #SW18-267/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 7, 2018; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 4232 Middlesex Avenue, Las Vegas, Clark County, Nevada on or about March 7, 2018. (*for possible action*)

Item withdrawn by the Southern Nevada Health District.

2. **Brian Burris and Evonne Burris** – NOV #SW18-305/P9- For failure to comply with the Order issued by the Solid Waste Management Authority on March 27, 2018 with extensions of the Order to July 11, 2018. (*for possible action*)

Hearing officer found Brian Burris and Evonne Burris in violation and imposed a penalty of \$1,000. Corrective action of removal and proper disposal of waste is ordered.

3. **Green Image, LLC dba GTI** – NOV #SW18-610/P9- For 1) operating or authorizing the operation of a Solid Waste Management Facility without the prior approval of the Solid Waste Management Authority on or about June 6, 2018 and July 17, 2018; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on June 14, 2018. (*for possible action*)

Hearing officer found Green Image, LLC dba GTI in violation and imposed a penalty of \$1,000 for 1) and a penalty of \$500 for 2). Submission of a written plan to properly manage solid waste at this location is ordered. Failure to comply will result in the original penalty of \$3,000 as initially sought in the Notice of Violation.

4. **Gordon R. Dotimas** – NOV #SW18-489/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about April 16, 2018; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 841 Rock Springs Drive, Las Vegas, Clark County, Nevada on or about April 16, 2018. *(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. **Desert Inn Partners LLC** – NOV #SW18-336/H3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 29, 2018; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on March 30, 2018, and order reminder on May 8, 2018. *(for possible action)*

Hearing officer found Desert Inn Partners LLC in violation of 2) and imposed a penalty of \$500. Failure to comply will result in the original penalty of \$2,000 as initially sought in the Notice of Violation.

2. **Selatha Dansby Carter** – NOV #SW18-453/A0- For causing or allowing sewage or accumulation of human excreta to overflow on property located at 5291 Simpson Drive, Clark County, Nevada on or about April 27, 2018. *(for possible action)*

Hearing officer found Selatha Dansby Carter in violation and imposed a penalty of \$500. A reimbursement of \$375 for plumbing costs is ordered. A Cease and Desist order is issued to stop causing or allowing to cause any sewage or accumulation of excreta to overflow and deposit at this property or any other property in Clark County, Nev.

3. **Nitzan Sherf** – NOV #SW19-053/V8- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about July 13, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 9350 West Flamingo Road, Clark County, Nevada on or about July 13, 2018. *(for possible action)*

Hearing officer found Nitzan Sherf in violation of 2) an imposed a penalty of \$1,000. A Cease and Desist order is issued to stop placing, depositing, dumping or causing to be placed, deposited or dumped solid waste upon a property other than a property designated or set aside for such purpose. Failure to comply will result in the original penalty of \$2,000 as initially sought in the Notice of Violation.

C. NOTICES OF VIOLATION – FURTHER PROCEEDINGS:

None.