



**TES-USA
RECYCLING FACILITY
PUBLIC WORKSHOP MEETING MINUTES**

Thursday July 20, 2023
1:00 pm

PUBLIC PRESENT: Mitch Runko, TES-USA
Chris Carrier, Broadbent/Consultant
Jordan Daniel, Broadbent/Consultant
Michael Richardson, NDEP
Brianna Palica, NDEP
Breanna Case, NDEP

SNHD STAFF PRESENT: Mallory Jett-Edwards Brian Northam
Daniel Burns William Thompson
Daniel Isler John DeWolff

I. INTRODUCTORY REMARKS

Daniel Burns opened the workshop at approximately 1:05 pm by introducing himself Environmental Health Engineer Manager of SNHD's EH Engineering Program.

Mr. Burns asked that all attending please turn off, or silence, their cell phones.

Mr. Burns welcomed all attendees and explained the purpose of the public workshop is to collect public comments on the application, submitted on April 6, 2023, by TES USA, for a permit to operate a Recycling Center, located at 1100 Mary Crest Road, Henderson, Nevada 89074, Clark County Assessor's Parcel Number (APN): 178-15-511-057.

Mr. Burns explained that he would be conducting this workshop, and since this is a public workshop, it is required that we record all the proceedings and enter all the comments that we receive, during this public workshop, into the record.

Copies of the Agenda, Public Notice, and Fact Sheet are available at the table near the entrance. Please sign in on the sign-in sheet. Should it be necessary to do so, the Permit Application is also available, electronically, for viewing on the monitors located throughout the room in which we are holding this workshop.

Mr. Burns explained that the workshop was advertised by Public Notice in the Las Vegas Review Journal on June 25, 2023. Publishing of the Public Notice opened the 30-day period for the public to review and make comments on this permit application. The 30-day period for the public review and comment ends July 25, 2023.

Mr. Burns explained the emergency exit instructions and restroom locations.

Mr. Burns introduced the Environmental Health staff: Brian Northam, EHS Manager for Solid Waste and Compliance, and Ms. Mallory Jett-Edwards, Senior Administrative Assistant for EH Engineering. Mallory will be recording the minutes of this workshop.

Mr. Burns asked the representative(s) of TES USA, INC to introduce themselves: Mitch Runko, TES-USA introduced himself.

II. PUBLIC COMMENTS ON AGENDA ITEMS

Mr. Burns asked if anyone from the public would like to make a public comment, or did anyone have questions about the agenda items? Mr. Burns asked those persons to step forward, identify themselves, the organization that they represent, and to give their name and address for the record; and then were asked to please proceed with your comment or question.

NDEP had questions regarding the storage and disposal of lithium batteries and Cathode Ray Tubes (CRTs) by TES-USA. NDEP also asked how these items will be stored and disposed of if they are damaged or leaking. TES-USA responded by describing how this process will be handled with overall environmental safety in mind.

Mr. Mitch Runko with TES-USA described their processing and emphasized that there's a combination of receiving them (lithium batteries) as part of the laptop, or the customer already has separated them. Generally, we do handle them as universal waste. We view ourselves as a small quantity handler of universal waste. We're taking and separating them into boxes suited for handling the batteries and shipping them off to facilities that can take care of them. We have downstream vendors that we are vetting for this process.

Mr. Burns asked that TES-USA revise their Design and Operations Plan to add the information that NDEP is concerned about and resubmit. SNHD would then send it to NDEP to review and let SNHD know if their comments were resolved.

III. DESCRIPTION OF SOUTHERN NEVADA HEALTH DISTRICT'S PLAN REVIEW PROCESS

Mr. Burns gave a description of the Plan Review Process.

The application must conform with the Solid Waste Management Authority's Regulations governing a Recycling Center, as well as other applicable federal, state, and local laws, statutes, and regulations.

*The Regulation's definition of a **Recycling Center** means a facility designed and operated to receive, store or process recyclable material which has been separated at the source from all but residual solid waste.*

The Regulations state that prior to commencing the operation of any Solid Waste Management Facility, the owner or operator, responsible person or persons, business entity, or agent must make written application for an initial permit on forms provided by the health authority, pay all applicable fees, and receive written approval from the Solid Waste Management Authority to operate.

The following is an outline of the application process.

1. Meetings may be held with the applicant or applicant's representative to discuss regulations and their permit application.
2. An application is submitted.
3. A preliminary completeness review of the application package occurs.
- 4a. SNHD staff do a technical comprehensive review of the application for compliance with the regulations. SNHD staff review comments are then provided to the applicant. The applicant resubmits to address the comments and/or contacts SNHD for clarification of comments.
- 4b. Resolution of SNHD review comments is either incorporated as additional information or as revisions to the original application.
5. A public notice is advertised providing the workshop date and District Board of Health hearing date, if needed, as well as opening the period for public comment.
6. A Fact Sheet is made available for viewing.
7. A Public Workshop is held, which is what we are doing today.
8. A memo to the Director of Environmental Health is prepared that summarizes the application and includes the background, discussion, recommendations, attachments, and conclusions.
9. If public comment(s) are received within the public comment period and the comment(s) cannot be resolved satisfactorily, or there are issues that cannot be worked out between the applicant and SNHD, then the permit application will be presented to the District Board of Health during a regularly scheduled meeting, depending on Board agenda availability. The next scheduled dates for which this application could be heard are August 24 or September 28, 2023.
10. Upon approval, a permit is drafted.
11. A permitting inspection of the facility is conducted by the Plan Reviewer and staff from SNHD's Environmental Health Solid Waste and Compliance section.
12. A permit to operate is signed by the Director of Environmental Health.

This summarizes the application review and issuance process.

After the permit to operate is issued, fees are collected as part of an annual Waste Management Permit and the facility is periodically inspected by the Environmental Health Solid Waste and Compliance section.

Any modifications, variance or waivers must be applied for before changes occur or are implemented at the facility.

IV. PUBLIC COMMENTS ON THE APPLICATION

At this point, Mr. Burns summarized the three required parts of the permit application and offered that at the end of the summarization, anyone from the public who wishes to present comments and/or ask questions can do so.

Part 1

- SNHD Application
- Land Use approval
- Property Deed or Lease Agreement
- Zoning Maps
- Site Photographs

Part 2

- Design Report, as required by the applicable SWMA Regulation(s), for the type of facility being applied for
- Operating Plan, as required by the applicable SWMA Regulation(s), for the type of facility being applied for
- Closure Statement, submitted on SNHD Closure Statement Form
- Cost Estimate, submitted on SNHD Cost Estimate Form
- All Plans, as required by the applicable SWMA Regulation(s), for the type of facility being applied for
- Stand Alone Equipment List
- Financial Assurance Mechanism

Part 3

- Business License Application or license
- Business Entity Approval
- Certificate of Occupancy [unless an existing facility with no changes that require the certificate of occupancy be revised]
- Air Quality Approval/Permits, or exemption letter for all outdoor operations and facilities with applicable indoor operations.
- Fire Control Approvals/Permits
- Discharge Approvals/Permits [sewage, stormwater, industrial, etc.], as applicable to facility operations
- Stormwater Pollution Prevention Plan (SWPPP) unless the facility's processing and operations are fully indoors.

- Spill Prevention, Control and Countermeasures (SPCC) Plan, as applicable to facility's processing and operations.
- NvOSHA compliant Site Safety Plan [when the facility has a special process (such as catalytic converter recycling, etc.)]
- Any other site-specific approvals/permits not listed that are required for the process/operation being applied for.

Mr. Burns asked if anyone from the public have any comments? No one responded.

V. SUMMARY AND FINAL COMMENTS

Mr. Burns stated that we hold this public workshop to satisfy the requirements established by the Board of Health to make sure that we solicit public comments on our applications for solid waste management facilities.

Mr. Burns asked if the applicant wished to make any statements?

Mitch with TES-USA thanked the group for the public comments and the ease of doing business so far with the state. He stated that their business is technology based and they are a refurbisher, but as a result of their testing some things end up being parts that need to be recycled. He emphasized that ultimately his company handles those things professionally and with the environment in mind. He said that TES-USA is a company that thrives on sustainability and finding ways to sustain the recycling of electronics. He believes that his company does well in this area. He thinks his company can find some middle ground, if necessary to address the concerns noted. If the public needs assurance, the company is happy and open to having people into their facility to look around and "kick the tires" to see what the company does.

Mr. Burns stated that it was 1:35 pm. He explained that typically he reiterates the purpose of the Public Workshop for those who may have arrived late, but no one arrived late, so he is skipping this.

Mr. Burns stated that the next step in the application process will be to wait for the public comment period to end on July 25, 2023, and for TES-USA to resubmit the Design Report and Operations Plan to address NDEP's comments. Once received, that will be submitted to NDEP for their review and hopefully resolve their comments.

VI. ADJOURNMENT

Mr. Burns thanked the applicant and the public for attending this workshop.

The meeting adjourned at approximately 1:40 pm.