



Solid Waste Management Authority
Hearing Officer Administrative Hearing
AGENDA

Southern Nevada Health District
280 South Decatur Boulevard, Las Vegas, Nevada
Red Rock Trail Conference Room
9:00 AM – Thursday, September 8, 2016

NOTICE: Nevada Revised Statutes (NRS) 241.020 requires that written notice of all hearings of the Southern Nevada Health District Board of Health's Solid Waste Management Authority Hearing Officer be given at least three working days before the hearings. The notice shall include the time, place, location, and agenda of the hearing. Individuals may request notice, but a request for notice lapses six months after it is made. The Southern Nevada District Board of Health informs each requestor of this fact by this notation on the copy of the notice mailed to them.

NOTE:

- **Agenda items may be taken out of order at the discretion of the Hearing Officer.**
 - **The Hearing Officer may combine two or more agenda items for consideration.**
 - **The Hearing Officer may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.**
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I. CALL TO ORDER

- II. PUBLIC COMMENT: A period devoted to comments by the general public about those items appearing on the agenda. Comments will be limited to three (3) minutes per speaker. Please step up to the speaker's podium, clearly state your name and address, and spell your last name for the record. The comment period may be lengthened at the discretion of the Hearing Officer.

III. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Siemens Industry, Inc. – NOV #SW16-020/32-** For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about January 13, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right-of-way east of the intersection of Walnut Road and Welter Avenue, Clark County, Nevada on or about January 13, 2016. (*for possible action*)

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

3) Removal and proper disposal of waste.

4) Cease and desist operating a solid waste disposal site without a permit issued by the solid waste management authority at this location or anywhere else in Clark County, Nevada.

5) Cease and desist placing, depositing, or dumping or causing to be placed, deposited or dumped solid waste upon property other than property designated or set aside for such purpose.

2. **All Pro Hydrojetting and Pumping LLC** – NOV #SW16-604/N7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about July 11, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 7315 Arroyo Crossing Parkway, Clark County, Nevada on or about July 11, 2016. *(for possible action)*

Proposed Penalties/ 1) \$3,000.00

Corrective Action: 2) \$3,000.00

3) Cease and desist operating a solid waste disposal site without a permit issued by the solid waste management authority at this location or anywhere else in Clark County, Nevada.

4) Cease and desist placing, depositing, or dumping or causing to be placed, deposited or dumped solid waste upon property other than property designated or set aside for such purpose.

3. **Nevada Pools, Inc.** – NOV #SW16-220/N7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 11, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at 6700 Regency Square Avenue, Clark County, Nevada on or about March 11, 2016. *(for possible action)*

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

3) Cease and desist operating a solid waste disposal site without a permit issued by the solid waste management authority at this location or anywhere else in Clark County, Nevada.

4) Cease and desist placing, depositing, or dumping or causing to be placed, deposited or dumped solid waste upon property other than property designated or set aside for such purpose.

4. **J&E Excavation LLC** – NOV #SW16-337/N7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 11, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at 6700 Regency Square Avenue, Clark County, Nevada on or about March 11, 2016. *(for possible action)*

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

3) Cease and desist operating a solid waste disposal site without a permit issued by the solid waste management authority at this location or anywhere else in Clark County, Nevada.

4) Cease and desist placing, depositing, or dumping or causing to be placed, deposited or dumped solid waste upon property other than property designated or set aside for such purpose.

5. **Sean Millikan** – NOV #SW16-273/N7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about April 6, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at the corner of West Eldorado Lane and Valencia Ridge Street, Clark County, Nevada on or about April 6, 2016. **(for possible action)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

3) Cease and desist operating a solid waste disposal site without a permit issued by the solid waste management authority at this location or anywhere else in Clark County, Nevada.

4) Cease and desist placing, depositing, or dumping or causing to be placed, deposited or dumped solid waste upon property other than property designated or set aside for such purpose.

6. **Hugo A. Hernandez-Mendoza and Carmen Magallon-Mendoza** – NOV #SW16-127/H3- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 3338 Wayne Street, Clark County, Nevada and into the public right-of-way on or about February 17, 2016; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on February 17, 2016. **(for possible action)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

3) Submit proof of completed repairs to all deficient and/or disconnected sanitary sewer line(s) by a certified, licensed plumber or plumbing company.

4) Cease and desist causing or allowing to cause any sewage or accumulation of human excreta to overflow and deposit on this property or any other property in Clark County, Nevada.

7. **420 Vegas Apts LLC dba Hampton Court Apartments and 707 Property Management, LLC** – NOV #SW16-394/V8- For 1) causing or allowing sewage or accumulation of human excreta to overflow on the properties located at 3955 Swenson Street, and into the public right-of-way and the Las Vegas Flamingo Wash, Clark County, Nevada on or about May 10, 2016 and May 12, 2016; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on May 10, 2016. **(for possible action)**

Proposed Penalties/ 1) \$1,800.00

Corrective Action: 2) \$900.00

3) Cease and desist causing or allowing to cause any sewage or accumulation of human excreta to overflow and deposit on this property or any other property in Clark County, Nevada.

8. **Mexican Gold & Oil Exploration Trust and Drake Rothstein** – NOV #SW15-828/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on July 14, 2015 with extension of the order deadline extended to October 17, 2015. **(for possible action)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) Removal and proper disposal of waste.

9. **Decatur Lots LLC** – NOV #SW15-1320/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on February 24, 2016. *(for possible action)*

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) Removal and proper disposal of waste.

10. **Silvereye Sustainability L.L.C.** – NOV #SW16-022/P9- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about January 14, 2016 and May 20, 2016; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on January 19, 2016, with extensions of the Order deadline extended to May 19, 2016. *(for possible action)*

Proposed Penalties/ 1) \$1,800.00

Corrective Action: 2) \$900.00

3) Removal and proper disposal of waste.

4) Obtain a recycling center permit.

11. **Rebel Sand and Gravel** – NOV #SW16-042/P9- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 24, 2016 and May 6, 2016; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on May 6, 2016. *(for possible action)*

Proposed Penalties/ 1) \$1,800.00

Corrective Action: 2) \$900.00

3) Removal and proper disposal of waste.

4) Obtain a recycling center permit.

- 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. **Hector Martinez and Susana Martinez dba Rebel Carpet Cleaning** – NOV #SW16-419/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 14, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right-of-way located at Ivory Coast Drive and Toscana Lane, Las Vegas, Clark County, Nevada on or about April 14, 2016. *(for possible action)*

Penalty: 1) \$500.00

2) Cease and desist placing, depositing, or dumping or causing to be placed, deposited or dumped solid waste upon property other than property designated or set aside for such purpose.

C. NOTICES OF VIOLATION – FURTHER PROCEEDINGS

None.

IV. REPORT TO HEARING OFFICER

None.

V. PUBLIC COMMENT

A period devoted to comments by the general public, if any, and discussion of those comments, about matters relevant to the Solid Waste Management Authority, Hearing Officer's jurisdiction will be held. No action may be taken upon a matter raised under this item of this Agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken pursuant to NRS 241.020. Comments will be limited to three (3) minutes per speaker. Please step up to the speaker's podium, clearly state your name and address, and spell your last name for the record. The comment period may be lengthened at the discretion of the Hearing Officer.

VI. ADJOURNMENT

THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE FOLLOWING LOCATIONS: 1) CLARK COUNTY GOVERNMENT CENTER, 500 S. Grand Central Parkway, Las Vegas, NV, 2) LAS VEGAS CITY HALL, 495 S. Main Street, Las Vegas, NV; 3) NORTH LAS VEGAS CITY HALL, 2250 Las Vegas Blvd North, North Las Vegas, NV; 4) HENDERSON CITY HALL, 200 Water Street, Henderson, NV; 5) BOULDER CITY, CITY HALL, 401 California Avenue, Boulder City, NV; and 6) MESQUITE CITY HALL, 10 E. Mesquite Boulevard, Mesquite, NV; SOUTHERN NEVADA HEALTH DISTRICT, 280 S. Decatur Boulevard, Las Vegas, NV 89107 and on the Nevada Public Notice website at <https://notice.nv.gov> . This Agenda is available on the Southern Nevada Health District Internet Website at <http://www.southernnevadahealthdistrict.org>. For copies of agenda backup material, please contact Amy Vega at (702) 759-0600, option 5. In addition, handouts are available at the date and time of the hearing at 280 S. Decatur Blvd, Las Vegas, Nevada.

NOTE: Disabled members of the public who require special accommodations or assistance at the hearing are requested to notify Amy Vega at the Southern Nevada Health District by calling (702) 759-0600, option 5.