



## Public Health Update

### Solid Waste Management Authority Hearing Officer Administrative Hearing – December 9, 2021

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 November 9, 2021 the following cases were adjudicated:

#### I. MATTERS REQUIRING HEARING OFFICER ACTION

##### A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Jessica Flores-Garcia** – NOV #SW21-920/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 26, 2021; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 855 Paiute Street, Bunkerville, Clark County, Nevada on or about March 26, 2021. *(for possible action)*

Hearing officer found Jessica Flores-Garcia in violation of 2) and imposed a penalty of \$500. 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 is ordered. A Cease and Desist order is issued to stop 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, Nev. Failure to comply will result in the original penalty of \$2,000 as initially sought in the Notice of Violation.

2. **Elkhorn Environmental LLC** – NOV #SW21-1044/Z3- 1) For operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about April 30, 2021; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located southwest of West La Mancha Avenue and Egan Crest Drive, Las Vegas, Clark County, Nevada on or about April 30, 2021. *(for possible action)*

Hearing officer found Elkhorn Environmental LLC 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 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 is ordered. A Cease and Desist order is issued to stop 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, Nev. Written training policies and procedures to properly contain and dispose of all waste from the street sweeper are ordered. Failure to comply will result in the original penalty of \$2,000 as initially sought in the Notice of Violation.

3. **Danielle Marissa Ogreen** – NOV #SW21-1146/N7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about June 6, 2021; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 4155 South Jones Boulevard, Clark County, Nevada on or about June 6, 2021. *(for possible action)*

Item withdrawn by the Southern Nevada Health District.

4. **K&M Diversified, Inc.** – NOV #SW21-961/P9- For operating or authorizing the operation of a Solid Waste Management Facility without the prior approval of the Solid Waste Management Authority on or about April 8, 2021. *(for possible action)*

Hearing officer found K&M Diversified, Inc. in violation and imposed a penalty of \$1,000.

5. **Dollar Tree Stores, Inc. dba Dollar Tree #8321** – NOV #SW22-032/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on July 12, 2021. *(for possible action)*

Hearing officer found Dollar Tree Stores, Inc., dba Dollar Tree #8321 in violation and imposed a penalty of \$1,500. Corrective action of removal and proper disposal of waste is ordered.

6. **Dollar Tree Stores, Inc. dba Dollar Tree #7070** – NOV #SW22-040/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on July 13, 2021. *(for possible action)*

Hearing officer found Dollar Tree Stores, Inc. dba Dollar Tree #7070 in violation and imposed a penalty of \$1,500. Corrective action of removal and proper disposal of waste is ordered.

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| Proposed Penalties/ | 1) \$1,000.00                            | FOUND IN VIOLATION, \$1,500                |
| Corrective Action:  | 2) Removal and proper disposal of waste. | PENALTY IMPOSED, CORRECTIVE ACTION ORDERED |

7. **Happy Homes Searchlight LLC** – NOV #SW22-085/C6- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 660 South US Highway 95 South, Searchlight, Clark County, Nevada on or about August 23, 2021; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on July 21, 2021 and sent via email on July 22, 2021. *(for possible action)*

Item continued to January 20, 2022 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.

1. **Devarim 18 LLC and United Investments-NV, LLC** – NOV #SW22-015/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on July 7, 2021. *(for possible action)*

Hearing officer found Devarim 18 LLC and United Investment-NV, LLC in violation 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 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 is ordered. Failure to comply will result in the original penalty of \$1,000 as initially sought in the Notice of Violation.

2. **Steven Lee Ranney** – NOV #SW22-177/67- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about August 18, 2021; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located northwest of West Regena Avenue and Goldfield Street, North Las Vegas, Clark County, Nevada on or about August 18, 2021. *(for possible action)*

Hearing officer found Steven Lee Ranney in violation of 2) and imposed a penalty of \$500. 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 is ordered. 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:

1. **Kenechi Trust et al** – NOV #SW21-957/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on April 16, 2021. *(for possible action)*

Hearing officer order dated October 19, 2021 is vacated.