



## Public Health Update

### Solid Waste Management Authority Hearing Officer Administrative Hearing – March 14, 2019

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 March 14, 2019 hearing, the following cases were adjudicated:

#### I. MATTERS REQUIRING HEARING OFFICER ACTION

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

1. **Maria Luisa Acab Caguicla** – NOV #SW19-440/32- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about October 9, 2018; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 2285 Tree Line Drive, Clark County, Nevada on or about October 9, 2018. (*for possible action*)

Hearing officer found Maria Luisa Acab Caguicla in violation and imposed a penalty of \$500 for each of 1) and 2). 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. 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.

2. **Afsheen Aghdasizad** – NOV #SW19-664/32- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about October 30, 2018; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 2285 Tree Line Drive, Clark County, Nevada on or about October 30, 2018. (*for possible action*)

Hearing officer found Afsheen Aghdasizad in violation and imposed a penalty of \$750 for each of 1) and 2). 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. 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.

3. **Kerry Chrusch and Elisabeth M. Chrusch** – NOV #SW19-296/24- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about September 2, 2018; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right of way located near the intersection of San Marin Street and Barletta Avenue, Clark County, Nevada on or about September 2, 2018. *(for possible action)*

Hearing officer found Kerry Chrusch and Elisabeth M. Chrusch in violation and imposed a penalty of \$1,000 for each of 1) and 2). 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. 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.

4. **La Villa MHP LLC** – NOV #SW19-256/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on August 30, 2018. *(for possible action)*

Hearing officer found La Villa MHP LLC in violation and imposed a penalty of \$2,500. Corrective action of removal and proper disposal of waste is ordered.

5. **Pham Delaware Realty LLC** – NOV #SW19-335/C6- For 1) failure to comply with the Order issued by the Solid Waste Management Authority on October 24, 2018. *(for possible action)*

Hearing officer found Pham Delaware Realty LLC in violation and imposed a penalty of \$2,500. Corrective action of removal and proper disposal of waste is ordered.

6. **Charles B. Siroonian dba Ecology Auto Parts** – NOV #SW18-661/K5- For 1) for failure to provide an approved annual updated plan for cost of closure for Solid Waste Management Facility on or about June 1, 2018; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on June 27, 2018 with extensions of the Order deadline to October 1, 2018. *(for possible action)*

Hearing officer found Charles B. Siroonian dba Ecology Auto Parts in violation and imposed a penalty of \$500 for each of 1) and 2). Failure to comply will result in the original penalty of \$2,000 as initially sought in the Notice of Violation.

7. **Teresa O. Romo** – NOV #SW18-138/A0- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about February 8, 2018; and and 2) failure to comply with the Order issued by the Solid Waste Management Authority on February 8, 2018 with extensions of the Order deadline to July 10, 2018. *(for possible action)*

Hearing officer found Teresa O. Romo in violation and imposed a penalty of \$1,500 for each of 1) and 2). 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 issued by the solid waste management authority at this location or anywhere else in Clark County.

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. **Yue Wang** – NOV #SW19-488/N7- 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, 2018; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right of way located at Windansea Street and West Saddle Avenue, Clark County, Nevada on or about October 20, 2018. (*for possible action*)

Hearing officer found Yue Wang 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.

2. **Gary W. Poe** – NOV #SW19-576/Z3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about November 10, 2018; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located northeast of West El Campo Grande Avenue and North Tee Pee Lane, Clark County, Nevada on or about November 10, 2018. (*for possible action*)

Hearing officer found Gary W. Poe 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. Failure to comply will result in the original penalty of \$2,000 as initially sought in the Notice of Violation.

3. **Tyrone D. Shields** – NOV #SW19-685/Z3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 5, 2018; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 2219 North Rancho Drive, Las Vegas, Clark County, Nevada on or about December 5, 2018. (*for possible action*)

Hearing officer found Tyrone D. Shields in violation of 2) and 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.