



Public Health Update

Solid Waste Management Authority Hearing Officer Administrative Hearing – January 9, 2020

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 January 9, 2020 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Adrian Luis Jimenez** – NOV #SW20-410/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about September 23, 2019; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 4734 West Horse Drive, North Las Vegas, Clark County, Nevada on or about September 23, 2019. (*for possible action*)

Hearing officer found Adrian Luis Jimenez in violation and imposed a penalty of \$1,000 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 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. 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, Nevada.

2. **Helen Reeve** – NOV #SW20-177/C6- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 1000 West Washington Avenue, Las Vegas, Clark County, Nevada on or about August 8, 2019; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 8, 2019. (*for possible action*)

Hearing officer found Helen Reeve in violation and imposed a penalty of \$1,000 for each of 1) and 2). Remediation of the area affected by sewage overflow is ordered. It is ordered to contract with a licensed plumber to identify and repair all deficient plumbing elements. 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 or any property in Clark County, Nevada.

3. **Ona Marie Brown** – NOV #SW19-1657/24- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about June 4, 2019; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right of way located at north of Aspen Peak Loop and Wiesner Way, Henderson, Clark County, Nevada on or about June 4, 2019. (*for possible action*)

Hearing officer found Ona Marie Brown in violation and imposed a penalty of \$1,000 for each of 1) and 2). 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. 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, Nevada.

4. **Moe Family Trust** – NOV #SW20-074/H3- For failure to comply with the Order issued by the Solid Waste Management Authority on July 23, 2019. *(for possible action)*

Hearing officer found the Moe Family Trust in violation and imposed a penalty of \$500.

5. **Tesoro NV LLC** – NOV #SW20-112/H3- For failure to comply with the Order issued by the Solid Waste Management Authority on July 25, 2019. *(for possible action)*

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

6. **Polo's Scrap** – NOV #SW20-253/K5- For operating or authorizing the operation of a Solid Waste Management Facility outside of the approved conditions of the Solid Waste Management Permit issued by the Solid Waste Management Authority on or about August 15, 2019. *(for possible action)*

Hearing officer found Polo's Scrap in violation and imposed a penalty of \$500. Compliance with the plans approved for the design and operation of the permit issued Oct. 23, 2013 and most recently updated on June 18, 2018 is ordered.

- 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. **Titan Solar Power NV Inc.** – NOV #SW20-466/G4- 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, 2019; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 2777 North Lamb Boulevard, Clark County, Nevada on or about October 9, 2019. *(for possible action)*

Hearing officer found Titan Solar Power NV Inc. 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.

2. **USA Coach Services** – NOV #SW20-134/B5- For causing or allowing sewage or accumulation of human excreta to overflow on property located at 5875 Polaris Avenue, Clark County, Nevada on or about July 24, 2019. *(for possible action)*

Hearing officer found USA Coach Services in violation and imposed a penalty of \$1,000. 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 or any property in Clark County, Nevada.

3. **Red Rock Metal Recycling, Inc.** - NOV #SW20-416/K5- For failure to maintain a Solid Waste Management Facility in a neat and orderly fashion on or about August 23, 2019 and September 24, 2019. *(for possible action)*

Hearing officer found Red Rock Metal Recycling, Inc. in violation and imposed a penalty of \$1,000. It is ordered to maintain the facility known as Red Rock Metal Recycling, Inc. in a neat and orderly fashion.

C. NOTICES OF VIOLATION - FURTHER PROCEEDINGS:

None.