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**Solid Waste Management Authority
Hearing Officer On-Line Administrative Hearing**

AGENDA

Southern Nevada Health District
280 South Decatur Boulevard, Las Vegas, Nevada
WebEx Hearing - Calico Hills Conference Room
9:00 AM – Thursday, February 17, 2022

NOTICES:

1. **From a computer, use the Webex Event Link:**

<https://snhd.webex.com/snhd/onstage/g.php?MTID=e106b461ec70ca1365e60eb7eead2bea3>

Event Password: PmAqDZMs572

To call into the meeting dial 1-415-655-0001 and enter code: 2559 873 4338

For other governmental agencies who use video conferencing capability the Video Address is:

25598734338@snhd.webex.com

2. 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 five (5) 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. **NVRH, LLC dba Nevada Recycling/Henderson** – NOV #SW21-1112/P9- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about May 7, 2021; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at Interstate 215 near the Green Valley Parkway exit, Henderson, Clark County, Nevada on or about May 7, 2021. (**for possible action**)

Proposed Penalties/ 1) \$1,000.00

Corrective Action: 2) \$1,000.00

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.

2. **Pretty Rita Seui a.k.a. Pretty Brittany Seui** – NOV #SW22-286/G4- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about September 24, 2021; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 1001 Christy Lane, Clark County, Nevada on or about September 24, 2021. (**for possible action**)

Proposed Penalties/ 1) \$1,000.00

Corrective Action: 2) \$1,000.00

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. **Canyon Creek Villas Homeowners Association** – NOV #SW22-132/A0- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 2700 North Rainbow Boulevard, Buildings 17 and 18, Las Vegas, Clark County, Nevada on or about August 5, 2021, August 9, 2021, August 13, 2021, August 18, 2021, August 23, 2021, August 31, 2021, September 7, 2021, September 15, 2021, September 30, 2021, October 15, 2021, and November 1, 2021; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 6, 2021. **(for possible action)**

Proposed Penalties/ 1) \$11,000.00

Corrective Action: 2) \$1,000.00

- 3) Remediation of area affected by sewage overflow.
- 4) Contract with licensed plumber to assess the sewer lines via camera and repair all deficient plumbing elements.
- 5) Provide secure sewer clean out caps for all unsecured sewer cleanouts.
- 6) Submit copies of the camera assessment of the sewer lines and invoices from any and all plumbing work/repair.
- 7) Cease and desist causing or allowing to cause any sewage or accumulation of human excreta to overflow and deposit at this property or any other property in Clark County, Nevada.

4. **Westland Vellagio Ensenada LLC** – NOV #SW21-1135/56- For 1) causing or allowing sewage or accumulation of human excreta to overflow upon the property located at 3555 East Lake Mead Boulevard, Clark County, Nevada on or about June 1, 2021, June 2, 2021, June 8, 2021, June 16, 2021, and June 17, 2021; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on June 1, 2021. **(for possible action)**

Proposed Penalties/ 1) \$5,000.00

Corrective Action: 2) \$1,000.00

- 3) Contract with a certified, licensed plumbing company to have repairs and testing of all deficient plumbing elements and sewage lift station. Repair all underlying broken or deficient plumbing elements.
- 4) Remediation of area affected by sewage overflow.
- 5) Cease and desist causing or allowing to cause any sewage or accumulation of human excreta to overflow and deposit at this property or any other property in Clark County, Nevada.
- 6) Provide proof of written policies to prevent future sewer overflow events.
- 7) Provide documentation showing that all repairs were completed by a licensed and certified plumber.

5. **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)**

Proposed Penalties/ 1) \$1,000.00
Corrective Action: 2) \$1,000.00
3) Remediation of area affected by sewage overflow.
4) Cease and desist causing or allowing to cause any sewage or accumulation of human excreta to overflow and deposit at this property or any other property in Clark County, Nevada.

6. **Discount Dumpsters, LLC dba Western Elite** – NOV #SW21-1218/67- For 1) 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 June 23, 2021 and July 28, 2021; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on June 25, 2021. **(for possible action)**

Proposed Penalties/ 1) \$3,800.00
Corrective Action: 2) \$1,900.00
3) Immediately cease and desist operating outside of the plans approved for the design and operation of the permit issued on October 9, 2019.
4) Cease and desist operating a solid waste disposal site outside of the conditions approved in the permit issued by the Solid Waste Management Authority at this location or anywhere else in Clark County, Nevada.

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. **Barbara Ann Unowsky and Jonathan M. Unowsky** – NOV #SW22-012/38- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about July 6, 2021; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 4702 East Flamingo Road, Clark County, Nevada on or about July 6, 2021. **(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 five (5) 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

- VII. **THIS AGENDA HAS BEEN PUBLICLY NOTICED** on the Southern Nevada Health District's Website at <https://www.snhd.info/meetings>, <https://www.snhd.info/publicnotices> and the Nevada Public Notice website at <https://notice.nv.gov>, and a copy will be provided to any person who has requested one via U.S mail or electronic mail. All meeting notices include the time of the meeting, access instructions, and the meeting agenda. For copies of agenda backup material, please contact Jennifer Luther at 280 S. Decatur Blvd., Las Vegas, NV 89107 or by calling (702) 759-0533.

NOTE: Disabled members of the public who require special accommodations or assistance at the hearing are requested to notify Jennifer Luther at the Southern Nevada Health District by calling (702) 759-0533.