



Solid Waste Management Authority  
Hearing Officer Administrative Hearing  
***MEETING MINUTES***

**Southern Nevada Health District**  
280 South Decatur Boulevard, Las Vegas, Nevada 89107  
Red Rock Trail Conference Room  
9:00 AM – Thursday, May 11, 2023

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**SNHD STAFF PRESENT:**

Donna Houston, Sr. EH Specialist  
Jennifer Luther, Sr. Admin Assistant  
Edward Wynder, Associate General Counsel  
Erik Anderson, Sr. EH Specialist

Andy Chaney, EH Supervisor  
Bruno Stephani, EH Supervisor  
Nick Bieser, EH Specialist

**PUBLIC PRESENT:**

Frank Scoggins (SW22-416/K5)

I. **CALL TO ORDER:**

The Hearing Officer, Henry Melton, called the meeting to order at 9:00 a.m.

II. **PUBLIC COMMENT:**

Hearing Officer Melton opened the public comment period. Frank Scoggins introduced himself as Head of Security for Darling Ingredients, a company that picks up and recycles used cooking oil. Mr. Scoggins stated that the respondent of case SW22-426/K5, Rene Galaz, ran an organized oil theft ring. Mr. Scoggins commended Senior EH Specialist Erik Anderson for his work with SNHD, Metro, and the DA's office which led to the arrest of two of Galaz's employees. He further stated that Darling Ingredients was losing approximately 100,000 pounds of used cooking oil per week from theft, and after the arrests the thefts dropped drastically. Mr. Scoggins said he appreciated Erik's assistance and also asked for the Hearing Officer to consider increasing the penalty requested in the case. After no further members of the public presented to provide public comment, the public comment period was closed.

III. **MATTERS REQUIRING HEARING OFFICER ACTION:**

A. **APPROVAL OF MINUTES FOR HEARING OFFICER MEETINGS**

1. April 13, 2023 SWMA Hearing – ***MINUTES APPROVED***

B. **NOTICES OF VIOLATION WITH CONTESTED FACTS:**

1. **King Communications LLC** – NOV #SW23-293/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 19, 2022; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located east of 10135 West Quail Avenue, Clark County, Nevada on or about September 19, 2022.

SNHD and the respondent reached a compromised settlement of the case. The details of the agreement were stated on the record and approved and ordered by Hearing Officer Melton. Hearing officer found King Communications LLC in violation of 1) and 2) and imposed a penalty of \$500 for each violation. 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, Nevada. A Cease and Desist order is issued to stop 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. Failure to comply will result in the original penalty of \$2,000 as initially sought in the Notice of Violation.

2. **Donuts of Las Vegas, L.L.C. d/b/a Subway and Winchells #1943** – NOV #SW23-514/38 - For 1) causing or allowing sewage or accumulation of human excreta to overflow on the property located at 830 North Rancho Drive, Las Vegas, Clark County, Nevada on or about January 23, 2023; 2) causing or allowing sewage or accumulation of human excreta to overflow on the property located at 830 North Rancho Drive, Las Vegas, Clark County, Nevada on or about January 31, 2023; and 3) failure to comply with the Order issued by the Solid Waste Management Authority on January 23, 2023.

SNHD and the respondent reached a compromised settlement of the case. The details of the agreement were stated on the record and approved and ordered by Hearing Officer Melton. Hearing officer found Donuts of Las Vegas, L.L.C. d/b/a Subway and Winchells #1943 in violation of 1), 2), and 3) and imposed a penalty of \$500 for each violation. A Cease and Desist order is issued to stop 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. Failure to comply will result in the original penalty of \$3,000 as initially sought in the Notice of Violation.

C. NON-CONTESTED NOTICES OF VIOLATION:

1. **Rene David Galaz and Grecia Armida Solis** – NOV #SW22-416/K5- For 1) operating or authorizing the operation of a Solid Waste Management Facility without a permit from the Solid Waste Management Authority on or about November 3, 2021; 2) operating or authorizing the operation of a Solid Waste Management Facility without a permit from the Solid Waste Management Authority on or about December 9, 2021; 3) operating or authorizing the operation of a Solid Waste Management Facility without a permit from the Solid Waste Management Authority on or about January 6, 2022; 4) operating or authorizing the operation of a Solid Waste Management Facility without a permit from the Solid Waste Management Authority on or about January 26, 2022; 5) operating or authorizing the operation of a Solid Waste Management Facility without a permit from the Solid Waste Management Authority on or about February 4, 2022; and 6) failure to comply with the Order issued by the Solid Waste Management Authority on November 12, 2021 with extensions of the Order deadline to January 26, 2022, and February 4, 2022.

The respondent did not contest the Notice of Violation, agreeing to the facts alleged and accepting the proposed penalty. Hearing Officer Melton found Rene David Galaz and Grecia Armida Solis in violation of 1), 2), 3), 4), 5), and 6) and imposed a penalty of \$1,000 for each violation. 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, Nevada.

2. **PMR USA, Inc.** – NOV #SW22-917/P9- For 1) operating or authorizing the operation of a Solid Waste Management Facility without the prior approval of the Solid Waste Management Authority on or about May 3, 2022; 2) operating or authorizing the operation of a Solid Waste Management Facility without the prior approval of the Solid Waste Management Authority on or about July 11, 2022; 3) operating or authorizing the operation of a Solid Waste Management Facility without the prior approval of the Solid Waste management Authority on or about September 7, 2022; and 4) failure to comply with the Order issued by the Solid Waste Management Authority on May 10, 2022 with extensions of the Order deadline to July 6, 2022.

The respondent did not contest the Notice of Violation, agreeing to the facts alleged and accepting the proposed penalty. Hearing Officer Melton found PMR USA, Inc. in violation of 1), 2), 3), and 4) and imposed a penalty of \$1,000 for each violation.

3. **Hector Zuniga-Hernandez** – NOV #SW23-426/G4- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about December 9, 2022; 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right-of-way on the northwest corner of East Carey Avenue and Marco Street, Clark County, Nevada on or about December 9, 2022; and 3) disposing of, abandoning or dumping a motor vehicle battery, motor vehicle tire or motor vehicle oil at a site which has not been issued a permit for that purpose on or about December 9, 2022.

SNHD and the respondent reached a compromised settlement of the case. The details of the agreement were stated on the record and approved and ordered by Hearing Officer Melton. Hearing officer found Hector Zuniga-Hernandez in violation of 2) and imposed a penalty of \$500. A Cease and Desist order is issued to stop 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. Failure to comply will result in the original penalty of \$3,000 as initially sought in the Notice of Violation.

D. NOTICES OF VIOLATION – FURTHER PROCEEDINGS:

None

IV. REPORT TO HEARING OFFICER

None

V. Public Comment:

VI. ADJOURNMENT – *ADJOURNED BY THE HEARING OFFICER AT 9:24 A.M.*