



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, June 13, 2024

SNHD STAFF PRESENT:

Donna Houston, Sr. EH Specialist
Jennifer Luther, Sr. Admin Assistant
Edward Wynder, Associate General Counsel
Andy Chaney, EH Supervisor
Talibah Abdul-Wahid, Law Clerk
Will Thompson, EH Supervisor

Lynn Cintron, Sr. Admin Assistant
Bruno Stephani, EH Supervisor
Rebecca Dunne, EH Specialist
Nick Bieser, EH Specialist
Itchel Santos-Perez, EH Specialist

PUBLIC PRESENT:

I. **CALL TO ORDER:**

The Hearing Officer, Henry Melton, called the meeting to order at 9:02 a.m.

II. **PUBLIC COMMENT:** None

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

A. APPROVAL OF MINUTES FOR HEARING OFFICER MEETINGS

1. May 9, 2024 SWMA Hearing – *MINUTES APPROVED*

B. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Ladonna Marie Gamas** – NOV #SW24-424/Z3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about January 3, 2024; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 3260 North Durango Drive, Las Vegas, Clark County, Nevada on or about January 3, 2024.

The case was continued to the July 11, 2024 Hearing.

2. **SO FETCH! CANINE SALON AND WELLNESS SPA L.L.C.** – NOV #SW24-452/Z3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about January 9, 2024; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the private right of way gutter in front of 9184 Starling Wing Place and trailing southeast to the storm inlet, Las Vegas, Clark County, Nevada on or about January 9, 2024.

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 SO FETCH! CANINE SALON AND WELLNESS

SPA L.L.C. in violation of 2) and imposed an administrative 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 \$2,000 as initially sought in the Notice of Violation.

3. **Brenda Diana Polvado** – NOV #SW24-609/K6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about February 20, 2024; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 7171 West Craig Road, which contains 7131 West Craig Road, Las Vegas, Clark County, Nevada on or about February 20, 2024.

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 Brenda Diana Polvado in violation of 2) and imposed an administrative 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 \$2,000 as initially sought in the Notice of Violation.

4. **Theresa McCormick** – NOV #SW24-387/T8- For 1) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the Public Right of Way located at South Bruce Street and East Warm Springs Road, Clark County, Nevada on or about December 19, 2023; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on December 19, 2023.

Case called. The Southern Nevada Health District called Environmental Health Specialist Itchel Santos-Perez, who was sworn in and explained receiving the complaint and starting the investigation regarding a parked motorhome leaking sewage. EHS Santos-Perez testified that she visited the site where the motorhome was parked and found urine and solid waste around the motorhome. The sewer cap on the motorhome was open. EHS Santos-Perez testified that she knocked on the door of the motorhome and issued a field order to the respondent, Theresa McCormick, instructing her to clean and disinfect the affected area within four hours. EHS Santos-Perez testified that when she returned to follow up the motorhome was gone, and there was fresh urine/sewage on the ground as well as additional miscellaneous solid waste left behind. EHS Santos-Perez placed caution tape around the area to keep people and vehicles out of the sewage. EHS Santos-Perez described the photos taken on subsequent follow up visits to the site and testified that she finally found the public right of way fully remediated by Clark County Public Works during her visit on May 21, 2024. EHS Santos-Perez explained how sewage is an environmental concern to the public and how Theresa McCormick failed to comply with the Order issued on December 19, 2023. After summation, Hearing Officer rendered decision. Hearing Officer Melton found Theresa McCormick in violation of 1) and 2) and imposed a penalty of \$1,000 for each violation, for a total administrative penalty of \$2,000. The Hearing Officer further ordered respondent to 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. NON-CONTESTED NOTICES OF VIOLATION:

1. **Vanessa Priscilla Trujillo** – NOV #SW24-423/13- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 30, 2023; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the 3,561.55 acre vacant parcel located south of the intersection of East Horizon Ridge Parkway and Kind Avenue, Henderson, Clark County, Nevada on or about December 30, 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 Vanessa Priscilla Trujillo in violation of 2) and imposed an administrative 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 \$2,000 as initially sought in the Notice of Violation.

D. NOTICES OF VIOLATION – FURTHER PROCEEDINGS:

None.

IV. REPORT TO HEARING OFFICER

None

V. Public Comment: None

VI. ADJOURNMENT – *ADJOURNED BY THE HEARING OFFICER AT 9:41 A.M.*