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

AGENDA

Southern Nevada Health District
280 South Decatur Boulevard, Las Vegas, Nevada
Red Rock Trail Conference Room
9:00 AM – Thursday, September 12, 2024

NOTICES:

1. 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.**

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. APPROVAL OF MINUTES FOR HEARING OFFICER MEETINGS

1. July 11, 2024 SWMA Hearing

B. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Edwin Royston** – NOV #SW24-716/K6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about March 28, 2024; and 2) causing or allowing sewage or accumulation of human excreta to overflow on the public right of way located at Reverend Wilson Avenue between Concord Street and La Salle Street, North Las Vegas, Clark County, Nevada on or about March 28, 2024. **(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 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.
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.

2. **Jose Eduardo Murga Samano** – NOV #SW24-858/K6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about May 21, 2024; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 6363 Clarice Avenue, Las Vegas, Clark County, Nevada on or about May 21, 2024. **(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. **3285 S Nellis LLC** – NOV #SW24-436/T8- For 1) failure to comply with the Order issued by the Solid Waste Management Authority on January 24, 2024. **(for possible action)**

Proposed Penalties/ 1) \$1,000.00
Corrective Action: 2) Removal and proper disposal of waste.

4. **Nava Trust and Gonzalez Christian Trust** – NOV #SW24-342/T8- For 1) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 10675 Haven Street, Clark County, Nevada on or about November 22, 2023; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on November 22, 2023 with extensions of the Order deadline to December 15, 2023. **(for possible action)**

Proposed Penalties/ 1) \$1,000.00

Corrective Action: 2) \$1,000.00

3) Removal and proper disposal of waste.

4) Connect all buildings on the property to a properly installed and approved sewage disposal system within nine (9) months. Approval and connection must be completed within nine (9) months. Provide proof of approval and connection to SNHD within ninety (90) days of completion. Provide a progress and status report to SNHD no later than ninety (90) days after the issuance of the Hearing Officer's Order.

5) 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.

5. **Michael C. Corsetti** – NOV #SW24-722/R4- For 1) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 5735 South Durango Road, Unit A, Clark County, Nevada on or about April 23, 2024; and 2) disposing of, abandoning or dumping 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 April 23, 2024. **(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.

6. **Tides On Wynn Owner, LLC** – NOV #SW24-607/32- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 3880 Wynn Road, Unit 415, Las Vegas, Clark County, Nevada on or about February 22, 2024; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on February 22, 2024. **(for possible action)**

Proposed Penalties/ 1) \$1,000.00

Corrective Action: 2) \$1,000.00

3) Removal and proper disposal of sewage contaminated materials and agricultural lime.

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.

C. 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. **Nevada Oil Solutions, LLC dba U.S. Oil Solutions** – NOV #SW24-668/B2- 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 or about February 7, 2024, March 11, 2024, and April 17, 2024; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on March 14, 2024. **(for possible action)**

Penalty:

- 1) \$500.00
- 2) \$500.00
- 3) \$500.00
- 4) \$500.00
- 5) 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.

D. 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>, as well as posted in the main lobby of the Southern Nevada Health District at 280 S. Decatur Boulevard, Las Vegas, Nevada. 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 call (702) 759-0584. In addition, handouts will be available at each hearing date and time.

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) 759-0584.