

de BRN



**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, May 8, 2025

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. March 13, 2025 SWMA Hearing

B. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Paradise Spa Owners' Association** – NOV #SW25-174/K6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about September 25, 2024; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on October 2, 2024. **(for possible action)**

Proposed Penalties/ 1) \$1,000.00

Corrective Action: 2) \$1,000.00

3) Removal and proper disposal of waste.

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.

2. **JDH Enterprises LLC** – NOV #SW25-515/G4- 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, 2025; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 228 South 16th Street, Las Vegas, Clark County, Nevada on or about January 3, 2025. **(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. **Timothy Halifax and Evelyn Halifax** – NOV #SW24-870/K6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about June 6, 2024; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on June 12, 2024 with extensions of the Order deadline to August 26, 2024. **(for possible action)**

Proposed Penalties/ 1) \$1,000.00

Corrective Action: 2) \$1,000.00

3) Removal and proper disposal of waste.

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.

4. **Prochazka Family 1991 Trust, Roger Prochazka, Trustee, and Shirley Prochazka, Trustee** – NOV #SW25-059/A0- For 1) causing or allowing sewage or accumulation of human excreta to overflow from the sewer riser cleanout for 3851 Pennwood Avenue onto the Las Vegas Public Right-of-Way located at the southwest corner of Pennwood Avenue and South Valley View Boulevard, adjacent to 3001 South Valley View Boulevard, Las Vegas, Clark County, Nevada on or about July 26, 2024; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on July 26, 2024. **(for possible action)**

Proposed Penalties/ 1) \$1,000.00

Corrective Action: 2) \$1,410.00

3) Implement written training policies and procedures to prevent future events and take immediate action for any sewer overflows including 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.

5. **Ethan Sanchez** – NOV #SW25-356/R4- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about November 21, 2024 and December 23, 2024; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right of way located at the cul-de-sac west of South Fort Apache Road and West Long Boat Key Avenue, Clark County, Nevada on or about November 21, 2024 and December 23, 2024. **(for possible action)**

Proposed Penalties/ 1) \$1,000.00

Corrective Action: 2) \$1,000.00

3) \$1,000.00

4) \$1,000.00

5) 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.

6) 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. **Villa Del Oro Owners Association** – NOV #SW25-470/Z3- For 1) causing or allowing sewage or accumulation of human excreta to overflow on the property located at Villa Del Oro Owners Association Common Area near 4565 and 4571 Sirius Avenue, and Clark County right of way sidewalk along Sirius Avenue curbside west of Arville Street, Clark County, Nevada on or about December 11, 2024; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on December 11, 2024. **(for possible action)**

Proposed Penalties/ 1) \$1,000.00
Corrective Action: 2) \$1,000.00
3) \$192.75
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.
5) Implement policies and procedures to respond immediately to sanitary sewer overflows, clear the blockage in the sewer line and begin remediation.

7. **Jiho Song** – NOV #SW25-233/G4- For 1) failure to comply with the Order issued by the Solid Waste Management Authority on November 6, 2024. **(for possible action)**

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

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. **David Santalucia** – NOV #SW25-250-/H3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the Solid Waste Management Authority on or about October 4, 2024; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 7320 South Rainbow Boulevard, Clark County, Nevada on or about October 4, 2024. **(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.

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.