



Public Health Update

Solid Waste Management Authority Hearing Officer Administrative Hearing – August 19, 2019

The Solid Waste Hearing Officer, under authority granted in Nevada Revised Statute (NRS) 444.629, conducts monthly hearings to settle cases involving illegal dumping and other solid waste matters. At the August 19, 2019 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Clemente Armando Rodriguez Gomez** – NOV #SW19-1409/Z3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about May 9, 2019; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 3224 North Michael Way, Las Vegas, Clark County, Nevada on or about May 9, 2019. (*for possible action*)

Item continued to September 12, 2019 agenda.

2. **Fastrack Construction Inc.** – NOV #SW19-1065/H3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about February 23, 2019; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at the southeast corner of Racetrack Road and Zurich Avenue, Henderson, Clark County, Nevada on or about February 23, 2019. (*for possible action*)

Hearing officer found Fastrack Construction Inc. in violation of 2) and imposed a penalty of \$1,000. Corrective action of removal and proper disposal of waste is ordered. 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. A Cease and Desist order is issued to stop placing, depositing, dumping or causing to be placed, deposited or dumped solid waste upon a property other than a 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. **Pham Delaware Realty LLC** – NOV #SW19-335/C6/C6- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on March 14, 2019. *(for possible action)*

Item dismissed without prejudice.

4. **Durant Property Investments, LLC.** – NOV #SW19-1201/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on March 27, 2019. *(for possible action)*

Hearing officer found Duran Property Investments, LLC in violation and imposed a penalty of \$750. Failure to comply will result in the original penalty of \$1,000 as initially sought in the Notice of Violation.

5. **3145 Maryland LLC** – NOV #SW19-1136/H3- For failure to comply with the Order issued by the Solid Waste Management Authority on March 19, 2019. *(for possible action)*

Hearing officer found 3145 Maryland LLC in violation and imposed a penalty of \$500. Failure to comply will result in the original penalty of \$1,000 as initially sought in the Notice of Violation.

6. **Meiji Sangyo Co. LTD** – NOV #SW19-745/G4- For failure to comply with the Order issued by the Solid Waste Management Authority on February 21, 2019. *(for possible action)*

Hearing officer found Meiji Sangyo Co. LTD in violation and imposed a penalty of \$1,000. A Cease and Desist order is issued to stop placing, depositing, dumping or causing to be placed, deposited or dumped solid waste upon a property other than a property designated or set aside for such purpose.

7. **Doretha Green, Demetrius Green and Joshua Green** – NOV #SW19-1393/P9- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about June 2, 2019; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at East Rome Boulevard and Statz Street, North Las Vegas, Clark County, Nevada on or about June 2, 2019. *(for possible action)*

Item continued to September 12, 2019 agenda.

- 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. **Diane Lewis and Kirk Lewis Children's Trust** – NOV #SW19-094/24- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about July 19, 2018; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 2, 2018. *(for possible action)*

Hearing officer found Diane Lewis and Kirk Lewis Children's Trust in violation of 2) and imposed a penalty of \$500. Failure to comply will result in the original penalty of \$2,000 as initially sought in the Notice of Violation.

2. **Luxe Logistics, Inc.** – NOV #SW19-1125/Z3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 22, 2019; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at 5610 Leggett Road, Las Vegas, Clark County, Nevada on or about March 22, 2019. *(for possible action)*

Hearing officer found Luxe Logistics, Inc. in violation of 2) and imposed a penalty of \$1,000. Corrective action of proper removal and disposal of waste is ordered. A Cease and Desist order is issued to stop placing, depositing, dumping or causing to be placed, deposited or dumped solid waste upon a property other than a 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. **Alvaro Miguel Moreno** – NOV #SW19-1337/P9- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about April 19, 2019; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at Haleh Avenue between Marnie Street and South Buffalo Drive, Clark County, Nevada on or about April 19, 2019. *(for possible action)*

Hearing officer found Alvaro Miguel Moreno in violation of 2) and imposed a penalty of \$500. Corrective action of removal and proper disposal of waste is ordered. A Cease and Desist order is issued to stop placing, depositing, dumping or causing to be placed, deposited or dumped solid waste upon a property other than a 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.

C. NOTICES OF VIOLATION – FURTHER PROCEEDINGS:

None