



Public Health Update

Solid Waste Management Authority Hearing Officer Administrative Hearing – August 13, 2020

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 13, 2020 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Pool and Spa Pros Las Vegas LLC** – NOV #SW20-457/24- For placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the private right of way located at Cedar Chase Drive, Henderson, Clark County, Nevada on or about October 3, 2019 and October 4, 2019. *(for possible action)*

Hearing officer found Pool and Spa Pros Las Vegas LLC in violation and imposed a penalty of \$750. 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 is ordered.

2. **Erasto Vazquez-Martinez** – NOV #SW20-1032/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about February 10, 2020; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 3210 North Rancho Drive, Las Vegas, Clark County, Nevada on or about February 10, 2020. *(for possible action)*

Hearing officer found Erasto Vazquez-Martinez in violation and imposed a penalty of \$1,000 for each of 1) and 2). 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 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, Nev.

3. **Guadalupe Yaneth Castaneda-Cornejo** – NOV #SW20-772/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 22, 2019; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right of way located at intersection of North Jim Steele Falls Street and West Box Canyon Falls Avenue, Las Vegas, Clark County, Nevada on or about December 22, 2019. *(for possible action)*

Hearing officer found Guadalupe Yaneth Castaneda-Cornejo in violation and imposed a penalty of \$1,000 for each of 1) and 2). 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 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, Nev.

4. **Oscar A. Rivas** – NOV #SW20-750/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 18, 2019; 2) causing or allowing sewage or accumulation of human excreta to overflow on property located at 2377 Exeter Drive, Clark County, Nevada, and along the public right of way of Exeter Drive, Tiffolo Lane, Radwick Drive and East Carey Avenue, Clark County, Nevada on or about December 18, 2019; and 3) failure to comply with the Order issued by the Solid Waste Management Authority on December 18, 2019. *(for possible action)*

Hearing officer found Oscar A. Rivas in violation and imposed a penalty of \$500 for each of 2) and 3). Reimbursement of \$800 for plumbing costs 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, Nev. 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 or any property in Clark County, Nev.

5. **Sackley Family Trust** – NOV #SW20-566/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 5, 2019; 2) causing or allowing sewage or accumulation of human excreta to overflow on property located at 2112 North Nellis Boulevard, Clark County, Nevada on or about December 5, 2019; and 3) failure to comply with the Order issued by the Solid Waste Management Authority on December 6, 2019. *(for possible action)*

Hearing officer found Sackley Family Trust in violation and imposed a penalty of \$1,000 for each of 1), 2) and 3). Proof of plumbing repair 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, Nev. 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 or any property in Clark County, Nev.

6. **The Westmark Group, Inc.** – NOV #SW20-797/K5- 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 January 7, 2020; and 2) failure to comply with container labeling requirement(s) governing Restricted Waste Management on or about January 7, 2020. *(for possible action)*

Hearing officer found The Westmark Group, Inc. in violation of 1) and imposed a penalty of \$2,000.

7. **Charles B. Siroonian dba Ecology Auto Parts** – NOV #SW20-1078/K5- For failure to submit an annual recycling survey to the Solid Waste Management Authority on or about February 18, 2020. *(for possible action)*

Hearing officer found Charles B. Siroonian dba Ecology Auto Parts in violation and imposed a penalty of \$1,000.

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. **A Track-Out Solution, LLC** – NOV #SW20-798/P9- For placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right of way the Las Vegas Beltway I-215 near the Valle Verde exit, Henderson, Clark County, Nevada on or about January 6, 2020. *(for possible action)*

Hearing officer found A Track-Out Solution, LLC in violation and imposed a penalty of \$500. 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 is ordered.

2. **JFFC L.L.C. dba Juan's Flaming Fajitas and Cantina** – NOV #SW20-672/A0- For failure to comply with the Order issued by the Solid Waste Management Authority on November 27, 2019. *(for possible action)*

Hearing officer found JFFC L.L.C. dba Juan's Flaming Fajitas and Cantina in violation and imposed a penalty of \$1,000.

3. **Christopher Michael Mize** – NOV #SW20-1081/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about February 24, 2020; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the properties located at 2309 and 2313 North Jones Boulevard, Las Vegas, Clark County, Nevada on or about February 24, 2020. *(for possible action)*

Hearing officer found Christopher Michael Mize in violation of 2) and imposed a penalty of \$500. 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 is ordered. 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.