



Public Health Update

Solid Waste Management Authority Hearing Officer Administrative Hearing - July 21, 2016

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 July 21, 2016 hearing, the following cases were adjudicated:

I. MATTERS REQUIRING HEARING OFFICER ACTION

A. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Joe Harrison** - NOV #SW15-1329/H3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about November 16, 2015 and November 17, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the private right-of-way located at Quiet Morning Street, Clark County, Nevada on or about November 16, 2015 and November 17, 2015. (*for possible action*)

Hearing officer found Joe Harrison in violation of 2) and imposed a penalty of \$500. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

2. **Siemens Industry, Inc.** - NOV #SW16-020/32- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about January 13, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the public right-of-way east of the intersection of Walnut Road and Welter Avenue, Clark County, Nevada on or about January 13, 2016. (*for possible action*)

Item continued to September 8, 2016 agenda.

3. **Valley Cremation & Burial** - NOV #SW15-1254/K5- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 1, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 1961 Whitney Mesa Drive, Henderson, Clark County, Nevada on or about December 1, 2015. (*for possible action*)

Item withdrawn by the Southern Nevada Health District.

4. **Pai Hung, Inc. and Nevada Real Estate Corp.** – NOV #SW15-1321/N7- For 1) causing or allowing sewage or accumulation of human excreta to overflow on property located at 5150 Spring Mountain Road, Clark County, Nevada on or about December 4, 2015 and December 17, 2015; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on November 13, 2015. *(for possible action)*

Hearing officer found Pai Hung, Inc. and Nevada Real Estate Corp. in violation and imposed a penalty of \$1,000 for each of 1) and 2). A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$3,600 as initially sought in the Notice of Violation.

5. **JVH Firm LLC** – NOV #SW16-029/C6- failure to comply with the Order issued by the Solid Waste Management Authority on January 20, 2016. *(for possible action)*

Hearing officer found JVH Firm LLC in violation and imposed a penalty of \$500. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$900 as initially sought in the Notice of Violation.

6. **Gary M. Bradley, Nancy A. Bradley and Charles Bradley** – NOV #SW14-1387/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on November 18, 2014 with extensions of the Order deadline extended to September 3, 2015. *(for possible action)*

Hearing officer found Gary M. Bradley, Nancy A. Bradley and Charles Bradley in violation 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 operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$900 as initially sought in the Notice of Violation.

7. **Mexican Gold & Oil Exploration Trust and Drake Rothstein** – NOV #SW15-828/C6- For failure to comply with the Order issued by the Solid Waste Management Authority on July 14, 2015 with extension of the order deadline extended to October 17, 2015. *(for possible action)*

Item continued to September 8, 2016 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. **Arvind Patel** – NOV #SW16-008/H3- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about December 31, 2015; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 3255 East Desert Inn Road, Clark County, Nevada on or about December 31, 2015. *(for possible action)*

Hearing officer found Arvind Patel in violation of 2) and imposed a penalty of \$600. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

2. **Eco Smart Sign LLC** – NOV #SW16-192/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 1, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 3030 South Jones Boulevard, Clark County, Nevada on or about March 1, 2016. *(for possible action)*

Hearing officer found Eco Smart Sign LLC in violation of 2) and imposed a penalty of \$900. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

3. **Reynaldo Bracamonte** – NOV #SW16-254/G4- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about March 25, 2016; 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 Louise Street and East Cincinnati Avenue, Clark County, Nevada on or about March 25, 2016. *(for possible action)*

Hearing officer found Reynaldo Bracamonte in violation of 2) and imposed a penalty of \$500. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev. Failure to comply will result in the original penalty of \$1,800 as initially sought in the Notice of Violation.

4. **Sofronio Soriano** – NOV #SW16-058/C6- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about January 29, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the property located at 3030 South Jones Boulevard, Clark County, Nevada on or about January 29, 2016. *(for possible action)*

Hearing officer found Sofronio Soriano in violation of 2) and imposed a penalty of \$500. A Cease and Desist order is issued to stop operating a solid waste disposal site without a permit from the solid waste management authority at this location or any other in Clark County, Nev.

C. NOTICES OF VIOLATION – FURTHER PROCEEDINGS

None.