

HLS 



**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, April 20, 2017

NOTICE: 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 three (3) 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. NOTICES OF VIOLATION WITH CONTESTED FACTS:

1. **Lauren M. Dehaan** – NOV #SW16-580/N7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about July 2, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at the corner of South Durango Drive and West Cactus Avenue, Clark County, Nevada on or about July 2, 2016. **(for possible action)**

Proposed Penalties/ 1) \$900.00

Corrective Action: 2) \$900.00

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.

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.

2. **Silvereye Sustainability L.L.C.** – NOV #SW16-022/P9/P9- For failure to comply with the Order issued by the Solid Waste Management Authority Hearing Officer on September 8, 2016. **(for possible action)**

Proposed Penalties/ 1) \$1,400.00

Corrective Action: 2) Removal and proper disposal of waste.

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.

- 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. **C&D Construction Services Inc. dba Liberty Salvage Materials** – NOV #SW16-764/P9- For 1) violation of Solid Waste Management Authority Regulations (SWMAR) 2-3.01(A) for sorting, processing and storage of solid waste and recyclables in areas outside of the areas approved in the Solid Waste Management Facility permit for the facility located at 130 West Owens Avenue, North Las Vegas, Clark County, on July 15, 2016 and September 9, 2016; and 2) failure to comply with the Order issued by the Solid Waste Management Authority on August 25, 2016. **(for possible action)**

Penalty: 1) \$1,000.00

2) \$500.00

3) Removal and proper disposal of waste.

2. **FC Income Properties LLC** – NOV #SW16-618/N7- For failure to comply with the Order issued by the Solid Waste Management Authority on July 13, 2016, with extensions of the Order deadline to October 10, 2016. **(for possible action)**

Penalty: 1) \$900.00

3. **Zachary S. Montgomery** – NOV #SW17-035/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 10, 2017; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste inside the dumpster located at 9530 Corbett Avenue, Clark County, Nevada on or about January 10, 2017. **(for possible action)**

Penalty: 1) \$900.00

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.

4. **Clayton Carter and Nicole Carter** – NOV #SW16-1046/N7- For 1) operating a disposal site in Clark County, Nevada, without a permit issued by the solid waste management authority on or about October 13, 2016; and 2) placing, depositing or dumping or causing to be placed, deposited or dumped solid waste upon the vacant parcel located at South Durango Drive and West Cactus Avenue, Clark County, Nevada on or about October 13, 2016. (**for possible action**)

Penalty:                    1) \$500.00  
                                  2) Removal and proper disposal of waste.  
                                  3) 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. 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 three (3) 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

**THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE FOLLOWING LOCATIONS: 1) CLARK COUNTY GOVERNMENT CENTER, 500 S. Grand Central Parkway, Las Vegas, NV, 2) LAS VEGAS CITY HALL, 495 S. Main Street, Las Vegas, NV; 3) NORTH LAS VEGAS CITY HALL, 2250 Las Vegas Blvd North, North Las Vegas, NV; 4) HENDERSON CITY HALL, 200 Water Street, Henderson, NV; 5) BOULDER CITY, CITY HALL, 401 California Avenue, Boulder City, NV; and 6) MESQUITE CITY HALL, 10 E. Mesquite Boulevard, Mesquite, NV; SOUTHERN NEVADA HEALTH DISTRICT, 280 S. Decatur Boulevard, Las Vegas, NV 89107 and on the Nevada Public Notice website at <https://notice.nv.gov> . This Agenda is available on the Southern Nevada Health District Internet Website at <http://www.southernnevadahealthdistrict.org>. For copies of agenda backup material, please contact Amy Vega at (702) 759-0600, option 5. In addition, handouts are available at the date and time of the hearing at 280 S. Decatur Blvd, Las Vegas, Nevada.**

*NOTE: Disabled members of the public who require special accommodations or assistance at the hearing are requested to notify Amy Vega at the Southern Nevada Health District by calling (702) 759-0600, option 5.*