



Maricopa County

News Release

**Environmental Services
Department**

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**MARICOPA COUNTY ENVIRONMENTAL SERVICES DEPARTMENT ENFORCEMENT
PROCEEDINGS FOR NOVEMBER 2004**

(Phoenix)-- The Environmental Services Department initiated legal action against the following facilities/establishments or individuals in November 2004 for violations of the Environmental Health Code and the Maricopa County Air Pollution Control Regulations:

NAME	REASON
Great China Buffet 6005 E. Southern Avenue #105 Mesa, AZ 85206	<u>Permit Revocation</u> - Permit revocation letter was issued due to serious and/or repetitive violations of the Maricopa County Environmental Health Code. Examples of violations: <ul style="list-style-type: none"> • Improper food temperatures • Cross-contamination risk Note: This establishment qualified to sign a stipulation agreement.
AM/PM Mini Market #82017 363 S. Gilbert Rd. Mesa, AZ 85204	<u>Permit Revocation</u> – Two permit revocation letters were issued against the retail grocery and eating/drinking operations due to serious and/or repetitive violations of the Maricopa County Environmental Health Code. Examples of violations: <ul style="list-style-type: none"> • Rodent problems
On The Beach 9617 N. Metro Parkway #MM3 Phoenix, AZ 85051	<u>Permit Revocation</u> - Permit revocation was issued due to serious and/or repetitive violations of the Maricopa County Environmental Health Code. Examples of violations: <ul style="list-style-type: none"> • Improper food temperatures • Cross-contamination risk
Panaderia y Tortilleria Guerrero 2829 N. 32 nd Street, Suite 103 Phoenix, AZ 85008	<u>Permit Revocation</u> - Permit revocation was issued due to serious and/or repetitive violations of the Maricopa County Environmental Health Code. Examples of violations: <ul style="list-style-type: none"> • Improper food temperatures • Improper employee practices

<p>Carniceria Super Flash 2829 N. 32nd St., Suite 103 Phoenix, AZ 85008</p>	<p><u>Permit Revocation</u> - Permit revocation was requested due to serious and/or repetitive violations of the Maricopa County Environmental Health Code. Examples of violations:</p> <ul style="list-style-type: none"> • Insect problems • Improper employee practices
<p>Luz Maria Baez</p>	<p><u>Citations</u> - Two Citations were issued for operating a mobile food establishment without a permit from Maricopa County Environmental Services Department and for selling food from unapproved sources. Pre-trial conference was scheduled for December 8, 2004. Defendant failed to appear and warrant was issued.</p>
<p>Oscar Ortega</p>	<p><u>Citations</u> - Two Citations were issued for conducting a meat distribution operation without a permit from Maricopa County Environmental Services Department and for selling food from unapproved sources. Pre-trial conference was scheduled for December 20, 2004.</p>
<p>Jorge Martinez</p>	<p><u>Citations</u> - Two Citations were issued for operating a mobile food establishment without a permit from Maricopa County Environmental Services Department and for selling food from unapproved sources. Arraignment was scheduled for December 1, 2004. Defendant failed to appear and warrant was issued.</p>
<p>Mariscos Playas de Oro 5821 N. 67th Avenue, Suite #101 Glendale, AZ 85301</p>	<p><u>Cease and Desist Order</u> – A Cease and Desist Order was issued for operating a food establishment without qualifying for the required permit from Maricopa County Environmental Services Department.</p>
<p>La Salsita 4333 W. Thomas Rd. Phoenix, AZ 85031</p>	<p><u>Cease and Desist Order</u> – A Cease and Desist Order was issued for operating a food establishment without qualifying for the required permit from Maricopa County Environmental Services Department.</p>
<p>China Star of Phoenix 4201 W. Bell Rd. Phoenix, AZ 85023</p>	<p><u>Cease and Desist Order</u> – A Cease and Desist Order was requested for operating without the required permit from Maricopa County Environmental Services Department. Cease and Desist order was halted because violations were corrected and establishment qualified for permit.</p>

Molly's Tamales	<u>Cease and Desist Order</u> – A Cease and Desist Order was requested for operating a food establishment without qualifying for the required permit from Maricopa County Environmental Services Department.
Alpine Cleaners 1638 N. 40 th St. Phoenix, AZ 85008	<u>Order of Abatement by Consent</u> – No Air Quality Permit Penalty \$1,500.
New Harquahala Generating Plant 2530 N. 491 st Ave. Tonopah, AZ 85354	<u>Order of Abatement by Consent</u> – Exceeded Emission Limits Penalty \$108,665.
Panda Gila River P.O. Box 798 Gila Bend, AZ 85337	<u>Order of Abatement by Consent</u> – Exceeded Emission Limits Penalty \$422,890.
Arthur Porter Construction 11201 N. 23 rd Ave. #200, Phoenix, AZ 85029	<u>Settlement Agreement</u> – Fugitive Dust Emission Penalty \$2,640.
MASTEC North America 3806 S. 16 th St. Phoenix, AZ 85040	<u>Settlement Agreement</u> – No Dust Permit Penalty \$2,900.
M T Builders 8603 E. Royal Palm Rd. #250 Scottsdale, AZ 85258	<u>Settlement Agreement</u> – Fugitive Dust Emission Penalty \$1,600.
J M H Construction 5939 W. Bell Rd. Glendale, AZ 85308	<u>Settlement Agreement</u> – No Dust Permit Penalty \$160.
Wall & Sons Construction 287 E. Frye Rd. Chandler, AZ 85225	<u>Settlement Agreement</u> – No Dust Permit Penalty \$183.
Sundt Construction 1501 W. Fountainhead Pkwy. Tempe AZ 85282	<u>Settlement Agreement</u> – Fugitive Dust Emission Penalty \$3,920.

The Environmental Services Department uses one of the following methods of legal action to enforce the Environmental Health Code and the Maricopa County Air Pollution Control Regulations:

- **A Permit Revocation** may be initiated against a facility/establishment that has not demonstrated compliance or has been found in violation of any applicable code or rule. Permit revocation may also be initiated against trailer parks, hotels, semi-public swimming pools, and retail food establishments.

•**A Permit Suspension** may occur immediately for serious environmental health code violations, which pose a major health hazard, or for air quality violations. The facility/establishment would not be permitted to operate.

•**Citations** are issued for violations of the health code or air pollution control regulations. The citation directs the defendant to appear for arraignment in Justice Court.

•**Cease and Desist Orders** are issued for serious violations of the environmental health code. The violation must be corrected immediately and a hearing may be requested. Disregarding the order will result in injunctive action in Maricopa County Superior Court.

•**Order of Abatement** is issued to individuals or corporations for violations of the Maricopa County air pollution control regulations.

•**Settlement Agreement** means the violation was resolved by the County Attorney's Office.

