

Enclosure

2019 OCT 31 PM 3: 27

CLEAN AIR ACT VEHICLE AND ENGINE  
EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO. CAA-07-2019-0267

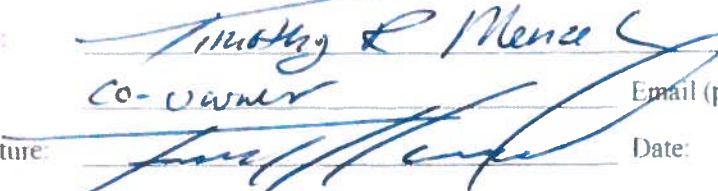
**Respondent:** Menzel Enterprises, Iowa, Inc.  
605 S. 18<sup>th</sup> Street, Suite C  
West Des Moines, Iowa 50265

1. The parties enter into this Clean Air Act Vehicle and Engine Expedited Settlement Agreement (Agreement) in order to settle the civil violation(s) discovered as a result of the inspection(s) specified in Table 1, attached, incorporated into this Agreement by reference. The civil violation(s) that are the subject of this Agreement are described in Table 2, attached, incorporated into the Agreement by reference, regarding the vehicle(s)/engine(s) specified therein.
2. Respondent admits to being subject to the Clean Air Act (CAA) and its associated regulations and that the United States Environmental Protection Agency (EPA) has jurisdiction over the Respondent and the Respondent's conduct described in Table 2. Respondent neither admits nor denies the findings detailed therein, and waives any objections Respondent may have to the EPA's jurisdiction.
3. Respondent certifies that payment of the penalty has been made in the amount of **\$11,800** and Respondent has followed the instructions in "CAA Vehicle and Engine Expedited Settlement Agreement Instructions," attached, incorporated into this Agreement by reference. Respondent certifies that the required remediation, specified in Table 3 and incorporated into this Agreement by reference, has been carried out.
4. By its first signature below, the EPA approves the findings resulting from the inspection(s) and alleged violation(s) set forth in Table 1 and Table 2. Respondent acknowledges that this Agreement is binding on the parties signing below, and becomes effective on the date of the EPA Delegated Official's ratifying signature.
5. The parties consent to service of this Agreement by electronic delivery at the Respondent's e-mail noted below.

**APPROVED BY EPA:**

 Date: 9/26/19  
 DeAndre Singletary, Acting Director  
 Enforcement and Compliance Assurance Division, EPA Region 7

**APPROVED BY RESPONDENT:**

Name: Timothy R Menzel  
 Title: Co-owner Email (print): Actarkowski@axley.com  
 Signature:  Date: 10-25-19

**RATIFIED BY EPA:**

 Date: 10-28-19  
 DeAndre Singletary, Acting Director  
 Enforcement and Compliance Assurance Division, EPA Region 7

*p.c.  
D.S.  
C.S.*

In the matter of Menzel Enterprises, Iowa, Inc.  
CAA-07-2019-0267

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Expedited Settlement Agreement (ESA) was sent by first class mail, on October 31, 2019 to:

Timothy Menzel, Co-Owner  
Menzel Enterprises, Iowa, Inc.  
605 S. 18<sup>th</sup> Street, Suite C  
West Des Moines, IA 50265

And via email to the following:

Sara Hertz Wu, Region 7  
Jodi Harper, Region 7

Dated: 29 October 2019   
 Lisa Haugen  
Hearing Clerk, Region 7