

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

## IN THE MATTER OF:

EnviroServe, Inc.  
9815 S Monroe Street, Suite 300  
Sandy, UT, 84070  
EPA ID. No. UTD089319719

**Respondent.**

**EXPEDITED SETTLEMENT  
AGREEMENT**

**Docket No. RCRA-08- 2025-0008**

**EXPEDITED SETTLEMENT AGREEMENT**

1. The U.S. Environmental Protection Agency (EPA) is authorized to enter into this Expedited Settlement Agreement (Agreement) pursuant to section 3008(a) of the Resource Conservation and Recovery Act (RCRA), and 40 C.F.R. § 22.13(b).
2. By copy of this Agreement, the EPA is providing the State of Utah with notice of the referenced violations of Subtitle C of RCRA as required by Section 3008(a)(2).
3. EnviroServe, Inc. (Respondent), was the operator of a hazardous waste transfer facility located at 1000 West Center Street, North Salt Lake, Utah (Facility) at the time of the EPA inspection on September 6, 2023 (Inspection). The EPA alleges that Respondent violated the following requirements of RCRA and the EPA-authorized Utah hazardous waste management program.
  - a. Utah Administrative Code R315-270-1(c)(2)(vi) allows a transporter to store manifested shipments of hazardous waste in containers at a transfer facility for a period of ten days or less, without obtaining a hazardous waste permit for the storage of hazardous waste.
    - i. During the Inspection, the EPA observed a 55-gallon drum containing Hetron FR 650 T-20 styrene hazardous waste, that Respondent received for transport on or about October 17, 2022. Respondent stored this drum of hazardous waste for more than 10 days without obtaining a hazardous waste permit from the Director of Waste Management and Radiation Control in violation of Utah Admin. Code R315-270-1(c)(2)(vi).
    - ii. During the Inspection, the EPA observed a 30-gallon drum containing coil cleanser hazardous waste (D002) at the Facility that

did not have a completed manifest. Respondent stored this drum of hazardous waste at the Facility without a manifest and without obtaining a hazardous waste permit from the Director of Waste Management and Radiation Control in violation of Utah Admin. Code R315-270-1(c)(2)(vi).

iii. During the Inspection, the EPA observed a 55-gallon drum containing A-60 Odorless 7119 hazardous waste (D001) at the Facility that did not have a manifest. Respondent stored this drum of hazardous waste at the Facility without a manifest and without obtaining a hazardous waste permit from the Director of Waste Management and Radiation Control in violation of Utah Admin. Code R315-270-1(c)(2)(vi).

4. The EPA and Respondent agree that settlement of this matter for a civil penalty of three thousand seven hundred and fifty dollars (\$3,750) is in the public interest.
5. In signing this Agreement, Respondent: (1) admits that Respondent is subject to RCRA and its implementing regulations; (2) admits that the EPA has jurisdiction over Respondent and Respondent's conduct as alleged herein, (3) neither admits nor denies the factual allegations contained herein; (4) consents to the assessment of this penalty; (5) waives the opportunity for a hearing to contest any issue of fact or law set forth herein; (6) waives its right to appeal the Final Order accompanying this Agreement pursuant to Section 3008(b) of RCRA; and (7) consents to electronic service of the filed Agreement and Final Order.
6. By signing this Agreement, Respondent waives any rights or defenses that respondent has or may have for this matter to be resolved in federal court, including but not limited to any right to a jury trial, and waives any right to challenge the lawfulness of the Final Order accompanying the Agreement.
7. By its signature below, Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government under 18 U.S.C. § 1001, that the alleged violations have been corrected, and Respondent has submitted true and accurate documentation of such correction.
8. Within thirty (30) calendar days of the effective date of this Agreement, Respondent must pay the civil penalty of \$3,750 using any method provided on the following website: <https://www.epa.gov/financial/makepayment>. Such payment shall identify Respondent by name and include the docket number assigned to this Agreement by the Regional Hearing Clerk.

9. No portion of the civil penalty or interest paid by Respondent pursuant to the requirements of this Agreement and Final Order shall be claimed by Respondent as a deduction for federal, state or local income tax purposes.
10. The undersigned representative of Respondent certifies that he or she is fully authorized to enter into the terms and conditions of this Agreement and to execute and legally bind Respondent to it. Payment of the civil penalty shall constitute full settlement of the civil claims alleged herein.
11. The EPA reserves all of its rights to take an enforcement action for any other past, present, or future violations by Respondent of RCRA, any other federal statute or regulation, or this Agreement.
12. Each party shall bear its own costs and fees, if any.
13. In accordance with 40 C.F.R. § 22.31(b), this Agreement is effective upon filing of the Final Order for this matter and thereafter binding on the EPA and Respondent.

**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 8,  
Complainant.**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
Kristin McNeill, Supervisor  
RCRA Enforcement Section  
Enforcement and Compliance Assurance Division

**EnviroServe, Inc.  
Respondent.**

Date: 8/25/2025

By: 

Printed Name: Mike McInnis