

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 9

FILED

May 8, 2025

2:30 P.M.

U.S. EPA REGION IX
HEARING CLERK

IN THE MATTER OF:)	Docket No.
)	RCRA-09-2025-0035
Relucent Metals Solutions)	
1415 N Dutton Ave)	
Santa Rosa, CA 95401)	EXPEDITED SETTLEMENT
EPA ID. No. CAR000383687)	AGREEMENT AND
)	
Respondent.)	FINAL ORDER
)	
)	

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 of the Resource Conservation and Recovery Act ("RCRA") and 40 C.F.R. § 22.13(b).
2. By copy of this letter, EPA is providing the State of California with notice of the referenced violations of Subtitle C of RCRA as required by Section 3008(a)(2).
3. Relucent Metals Solutions ("Respondent") is the owner or operator of the facility located at 1415 N Dutton Ave, in Santa Rosa, California, EPA Identification Number CAL000398998 (the "Facility"). EPA alleges that the Respondent was inspected on October 29, 2024, and found to have violated the following RCRA requirements and EPA's approved and authorized California hazardous waste management program.
 - a. Failure to Perform a Waste Determination: The Respondent failed to comply with the waste determination requirements in violation of Title 22 California Code of Regulations ("CCR") § 66262.11 [40 Code of Federal Regulations ("CFR") § 262.11].
 - b. Failure to Determine Generator Category: The Respondent failed to determine its generator category in violation of Title 22 CCR § 66162.13 [40 CFR § 262.13].
 - c. Failure to Close a Hazardous Waste Container: The Respondent failed to meet the conditions for exemption for satellite accumulation; specifically, failed to keep a Satellite Accumulation Area (SAA) hazardous waste container closed at all times, except when adding, removing or consolidating waste in violation of Title 22 CCR § 66262.15(a)(4) [40 CFR § 262.15(a)(4)].
 - d. Failure to Inspect Weekly: The Respondent failed to inspect Central Accumulation Areas (CAAs) at least weekly in violation of Title 22 CCR § 66262.17(a)(1)(E) [40 CFR § 262.17(a)(1)(v)].

- e. Failure to Place Signs Near Ignitable Waste: The Respondent failed to conspicuously place "No Smoking" signs in a location where there is a hazard from ignitable waste in violation of Title 22 CCR § 66262.17(a)(1)(F)(2) [40 CFR § 262.17(a)(1)(vi)(B)].
 - f. Failure to Label a Hazardous Waste Container: The Respondent failed to meet the requirements to accumulate hazardous waste on site without a permit or interim status; specifically, failure to properly label a CAA container in violation of Title 22 CCR § 66262.17(a)(5) [40 CFR § 262.17(a)(5)].
 - g. Failure to Develop Training Program: Failure to meet the requirements to accumulate hazardous waste on site without a permit or interim status; specifically, failure to ensure that facility personnel successfully complete the training program through classroom, computer-based, or electronic instruction or on-the-job training that teaches facility personnel to perform their duties in a way that ensures the facility's compliance with the requirements of Title 22 CCR Division 4.5 Chapter 12 and Title 8 CCR section 5192, subsection (p) in violation of Title 22 CCR § 66262.17(a)(7)(A) [40 CFR § 262.17(a)(7)(i)].
 - h. Failure to Train Personnel: The Respondent failed to meet the requirements to accumulate hazardous waste on site without a permit or interim status; specifically, failure to ensure that facility personnel take part in an annual review of the initial training and to complete training within six months of assignment in violation of Title 22 CCR § 66262.17(a)(7)(B)-(C) [40 CFR § 262.17(a)(7)(ii)-(iii)].
 - i. Failure to Obtain EPA Identification Number: The Respondent failed to receive an EPA identification number from the Administrator by applying to the Department of Toxic Substances Control (DTSC) using EPA form 8700-12 prior to offering hazardous waste for transportation and failed to re-notify the Department in even-numbered years in violation of Title 22 CCR § 66262.18 [40 CFR § 262.18].
 - j. Failure to submit a Biennial Report: The Respondent failed to complete and submit a Biennial Report, using U.S. EPA Form 8700-13A/B to the Department of Toxic Substances Control by March 1, 2024, for the 2023 reporting year in violation of Title 22 CCR § 66262.41(b) [40 CFR § 262.41(b)].
4. EPA and Respondent agree that settlement of this matter for civil penalties of Thirteen Thousand Seven Hundred and Fifty Dollars (\$13,750) 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 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 issues 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 files ESA. By signing this consent 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 consent agreement.

6. By its signature below Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that: the alleged violations have been corrected; Respondent has submitted true and accurate documentation of such correction; and, Respondent has submitted proof of payment of the civil penalty.
7. The undersigned representative of Respondent certifies that he or she is fully authorized to enter into the terms and conditions of this Expedited Settlement Agreement and Final Order and to execute and legally bind Respondent to it.
8. EPA reserves all 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.
9. Each party shall bear its own costs and fees, if any.
10. This Agreement is binding on the parties signing below, and in accordance with 40 C.F.R. § 22.31(b), is effective upon filing.
11. No portion of the civil penalty or interest paid by Respondent pursuant to the requirements of this CAFO shall be claimed by Respondent as a deduction for federal, states or local income tax purposes.
12. Entry of the Final Order shall constitute full settlement of the civil claims alleged herein.

IT IS SO AGREED,

Jen Grigas
Name (print):

General manager
Title (print):

[Signature]
Signature

Date: 17-APR-2025

APPROVED BY EPA:

**AMY MILLER-
BOWEN**

Digitally signed by AMY MILLER-
BOWEN
Date: 2025.05.01 08:34:24 -07'00'

5/1/25

Date: _____

Amy Miller, Division Director
Enforcement and Compliance Assurance Division
U.S. EPA Region 9

FINAL ORDER

It is hereby ordered that this Expedited Settlement Agreement and Final Order be entered.

Beatrice Wong
Regional Judicial Officer
U.S. EPA - Region IX

CERTIFICATE OF SERVICE

I hereby certify the foregoing Expedited Settlement Agreement and Final Order in the matter of Relucent Metals Solutions (Docket No. RCRA-09-2025-0035) was filed by the Regional Hearing Clerk, U.S. EPA, Region IX, 75 Hawthorne Street, San Francisco, CA 94105, and that a true and correct copy of the same was served on the parties, via electronic mail, as indicated below:

RESPONDENT(S): Jen Griggs
General Manager
Relucent Metals Solutions
1415 N Dutton Ave
Santa Rosa, CA 95401
Jen@Relucent.com

COMPLAINANT: Andrew Helmlinger
Assistant Regional Counsel
U.S. EPA – Region IX
Hazardous Waste Section I (ORC-3-1)
75 Hawthorne Street
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Regional Hearing Clerk
U.S. EPA – Region IX