



## REGION 7

LENEXA, KS 66219

December 19, 2023

SENT VIA ELECTRONIC MAIL  
RECEIPT CONFIRMATION REQUESTED

Mr. Marc Artozqui, Director of Sales and Operations  
GKAT Reclamation, LLC  
1745 NE 58<sup>th</sup> Avenue  
Des Moines, Iowa 50313  
Marc@gkatreclamation.com

RE: Notice of Non-Compliance Letter  
GKAT Reclamation  
EPA RCRA Identification Number: IAR000525840

Dear Mr. Artozqui:

On October 18 and 20, 2022, a representative of the U.S. Environmental Protection Agency inspected GKAT Reclamation's 58<sup>th</sup> Avenue facility. The inspection was conducted under the authority of Section 3007 of the Resource Conservation and Recovery Act.

The EPA has reviewed the Notice of Preliminary Findings provided to you during the inspection, the inspection report, and your December 9, 2022, response to the NOPF. Based on the information reviewed, the EPA has determined that the issues identified in the NOPF were violations, and that you have adequately addressed those violations.

On June 22, 2023, the EPA issued an information request letter to GKAT Reclamation regarding storage and processing of cathode ray tubes at the company's facilities. GKAT Reclamation responded to that information request on July 24, 2023. During a conference call on September 15, 2023, representatives of GKAT Reclamation and the EPA discussed your information request response and the company's plan to cumulatively recycle at least 75 percent of the materials the company has received at its three facilities in Des Moines in accordance with Title 40 Code of Federal Regulations § 261.1(c)(8). GKAT Reclamation indicated that it will be unable to recycle 75 percent of the materials at its Valley West facility during the 2023 calendar year. GKAT Reclamation indicated that it would comply with the 75 percent recycling requirement on a facility-by-facility basis starting in 2024. The EPA has determined that failure to recycle 75 percent of the received material at the Valley West location constitutes speculative accumulation and is therefore a violation. GKAT Reclamation has agreed to take steps to

adequately address this violation in the future.

Therefore, no further submittals are required at this time. Please note that the EPA reserves its right to pursue appropriate enforcement actions, including penalties, for violations discovered because of this investigation, regardless of whether the violations were subsequently corrected.

Please remember that GKAT Reclamation is responsible for maintaining compliance with all applicable hazardous waste regulations. An electronic copy of the federal regulations can be found at [www.ecfr.gov](http://www.ecfr.gov). If there are any questions regarding this letter, please contact Edwin G. Buckner PE of my staff at (913) 551-7621, or by email at [buckner.edwin@epa.gov](mailto:buckner.edwin@epa.gov).

Sincerely,

David Cozad  
Director  
Enforcement and Compliance Assurance Division

Enclosure

cc: Mike Sullivan, Supervisor, Contaminated Sites Section, Iowa Department of Natural Resources  
[Michael.Sullivan@dnr.iowa.gov](mailto:Michael.Sullivan@dnr.iowa.gov)

## Information on Regulatory Changes

This document is provided to make you aware of changes to the hazardous waste regulations. Because of the differences in state regulations and how these changes are implemented throughout EPA Region 7 states (Iowa, Kansas, Missouri, and Nebraska), we have grouped the information by state.

**Iowa** (For additional information contact EPA Region 7 at (913-551-7248))

- Revisions to the federal hazardous waste regulations went into effect in May 2017 and can be found at <https://www.epa.gov/hwgenerators/final-rule-hazardous-waste-generator-improvements>.
- The electronic manifest system launched nation-wide on June 30, 2018. This system allows users to generate, track, receive, and submit manifests electronically. For information on e-manifest, please visit our websites:
  - National website: <https://www.epa.gov/e-manifest>.
  - EPA Region 7 website: <https://www.epa.gov/ks/e-manifest>.
- The EPA's Hazardous Waste Pharmaceutical Rule (Pharmaceutical Rule) includes a revised listing for P075, nicotine among other significant changes. The following website includes a link to the final rule and FAQs: <https://www.epa.gov/hwgenerators/final-rule-management-standards-hazardous-waste-pharmaceuticals-and-amendment-p075>.
  - The sewer ban portion of the Pharmaceutical Rule bans all sewerage of hazardous waste pharmaceuticals by healthcare facilities and reverse distributors and is effective nationwide on August 21, 2019.
  - The entire Pharmaceutical Rule became effective on August 21, 2019.