

Bobby Magness

From: Tony Bianchi <TBianchi@gatewayairport.com>
Sent: Wednesday, March 6, 2019 10:13 AM
To: Bobby Magness
Subject: RE: Building Height Issue...

Hi Bobby:

Thank you for reaching out.

The bottom line is airspace is an FAA matter as the airport does not control it. However, the airport looks to protect it from penetrations and incompatible uses. That is why we request going through the 7460 process for the FAA review, as the FAA makes that determination, not the airport.

If you filed and have rec'd a 'No Hazard' determination letter from the FAA that is acceptable to the airport.

An increase of a few feet should not impact the determination as typically a height buffer is added into the analysis. If the proposed height was close to being a penetration the FAA would request additional survey data of the site for a more precise determination. Based on our internal height modeling, the proposed project height does not penetrate any airspace surface, however the FAA has the capability to review the project height and scale to see if there is any impact to navigation and communications around the airport. Those factors I cannot model in-house, so we rely on the FAA determination.

With this project's location in the Airport Overflight Area III (AOA III), the airport does not object to the proposed use.

Do you have a copy of the FAA No Hazard determination, or was there an FAA case number assigned that I could research?

The FAA No Hazard determination letter is what the airport would request as a case condition for FAA Part 77 compliance.

With that determination the airport would not object to the proposal or height variance.

Please let me know if you have further questions.

Thanks,

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