

# NOTICE OF PROPOSED CONSTRUCTION OR ALTERATION

## § 77.7 Form and time of notice.

(a) If you are required to file notice under §77.9, you must submit to the FAA a completed FAA Form 7460-1, Notice of Proposed Construction or Alteration. FAA Form 7460-1 is available at FAA regional offices and on the Internet.

(b) You must submit this form at least 45 days before the start date of the proposed construction or alteration or the date an application for a construction permit is filed, whichever is earliest.

(c) If you propose construction or alteration that is also subject to the licensing requirements of the Federal Communications Commission (FCC), you must submit notice to the FAA on or before the date that the application is filed with the FCC.

(d) If you propose construction or alteration to an existing structure that exceeds 2,000 ft. in height above ground level (AGL), the FAA presumes it to be a hazard to air navigation that results in an inefficient use of airspace. You must include details explaining both why the proposal would not constitute a hazard to air navigation and why it would not cause an inefficient use of airspace.

(e) The 45-day advance notice requirement is waived if immediate construction or alteration is required because of an emergency involving essential public services, public health, or public safety. You may provide notice to the FAA by any available, expeditious means. You must file a completed FAA Form 7460-1 within 5 days of the initial notice to the FAA. Outside normal business hours, the nearest flight service station will accept emergency notices.

## § 77.9 Construction or alteration requiring notice.

If requested by the FAA, or if you propose any of the following types of construction or alteration, you must file notice with the FAA of:

(a) Any construction or alteration that is more than 200 ft. AGL at its site.

(b) Any construction or alteration that exceeds an imaginary surface extending outward and upward at any of the following slopes:

(1) 100 to 1 for a horizontal distance of 20,000 ft. from the nearest point of the nearest runway of each airport described in paragraph (d) of this section with its longest runway more than 3,200 ft. in actual length, excluding heliports.

(2) 50 to 1 for a horizontal distance of 10,000 ft. from the nearest point of the nearest runway of each airport described in paragraph (d) of this section with its longest runway no more than 3,200 ft. in actual length, excluding heliports.

(3) 25 to 1 for a horizontal distance of 5,000 ft. from the nearest point of the nearest landing and takeoff area of each heliport described in paragraph (d) of this section.

(c) Any highway, railroad, or other traverse way for mobile objects, of a height which, if adjusted upward 17 feet for an Interstate Highway that is part of the National System of Military and Interstate Highways where overcrossings are designed for a minimum of 17 feet vertical distance, 15 feet for any other public roadway, 10 feet or the height of the highest mobile object that would normally traverse the road, whichever is greater, for a private road, 23 feet for a railroad, and for a waterway or any other traverse way not previously mentioned, an amount equal to the height of the highest mobile object that would normally traverse it, would exceed a standard of paragraph (a) or (b) of this section.

(d) Any construction or alteration on any of the following airports and heliports:

(1) A public use airport listed in the Airport/Facility Directory, Alaska Supplement, or Pacific Chart Supplement of the U.S.

Government Flight Information Publications;

(2) A military airport under construction, or an airport under construction that will be available for public use;

(3) An airport operated by a Federal agency or the DOD.

(4) An airport or heliport with at least one FAA-approved instrument approach procedure.

(e) You do not need to file notice for construction or alteration of:

(1) Any object that will be shielded by existing structures of a permanent and substantial nature or by natural terrain or topographic features of equal or greater height, and will be located in the congested area of a city, town, or settlement where the shielded structure will not adversely affect safety in air navigation;

(2) Any air navigation facility, airport visual approach or landing aid, aircraft arresting device, or meteorological device meeting FAA-approved siting criteria or an appropriate military service siting criteria on military airports, the location and height of which are fixed by its functional purpose;

(3) Any construction or alteration for which notice is required by any other FAA regulation.

(4) Any antenna structure of 20 feet or less in height, except one that would increase the height of another antenna structure.

Mail Processing Center  
Federal Aviation Administration  
Southwest Regional Office  
Obstruction Evaluation Group  
10101 Hillwood Parkway  
Fort Worth, TX 76177  
Fax: (817) 222-5920

Website: <https://oeaaa.faa.gov>

Please Type or Print on This Form



U.S. Department of Transportation  
Federal Aviation Administration

Failure To Provide All Requested Information May Delay Processing of Your Notice

## Notice of Proposed Construction or Alteration

FOR FAA USE ONLY

Aeronautical Study Number

### 1. Sponsor (person, company, etc. proposing this action):

Attn. of

Name: Michael Roebuck- Ron Clark Development

Address: 7500 West 78th Street

City: Edina State: MN Zip: 55439

Telephone: 952-947-3000 Fax:

### 2. Sponsor's Representative (if other than #1):

Attn. of

Name: Jeffrey B Wrede- Momentum Design Group, LLC.

Address: 755 Prior Avenue North, Suite 301A

City: Saint Paul State: MN Zip: 55104

Telephone: 612-554-9992 Fax: N/A

3. Notice of: ☒ New Construction ☐ Alteration ☐ Existing

4. Duration: ☐ Permanent ☒ Temporary ( 36 months, days)

5. Work Schedule: Beginning July 1, 2020 End July 1, 2023

6. Type: ☐ Antenna Tower ☒ Crane ☐ Building ☐ Power Line  
☐ Landfill ☐ Water Tank ☐ Other

### 7. Marking/Painting and/or Lighting Preferred:

☒ Red Lights and Paint ☐ Dual - Red and Medium Intensity  
☐ White-Medium Intensity ☐ Dual - Red and high Intensity  
☐ White -High Intensity ☐ Other

8. FCC Antenna Structure Registration Number (if applicable):

9. Latitude: 44° 51' 29" N  
93° 13' 11" W

10. Longitude:

11. Datum: ☐ NAD 83 ☒ NAD 27 ☐ Other

12. Nearest: City: Bloomington State: MN

13. Nearest Public-use (not private-use) or Military Airport or Heliport:

Minneapolis/St. Paul International Airport

14. Distance from #13. to Structure: 1/8 Mile

15. Direction from #13. to Structure: Southeast

16. Site Elevation (AMSL): 806.0 ft.

17. Total Structure Height (AGL): 160 ft.

18. Overall Height (#16 + #17) (AMSL): 966.0' ft.

19. Previous FAA Aeronautical Study Number (if applicable):

-OE

20. Description of Location: (Attach a USGS 7.5 minute Quadrangle Map with the precise site marked and any certified survey)

14-16 Appletree Square, Bloomington, MN 55425.  
Southeast quadrant of 34th Avenue South and American Boulevard East, east of Crown Plaza Suites hotel, encompassing the existing 6 story parking ramp, the surface parking lot south of the ramp, and the vacant lot to the east of the ramp.

### 21. Complete Description of Proposal:

Development and construction of three parcels and one outlot (approx 8 acres) which includes two new multi-family apartment buildings and one remodeled precast concrete parking structure.

Building MR will be constructed on the northeast portion of the site and house Market-Rate apartment users. This building will be 6 stories in height with an additional 2 levels of below grade for parking.

Bldg WF will be constructed on the southwest portion of the site and house Workforce Affordable apartment users. This building will be 5 stories in height with an additional 2 levels of below grade for parking.

The existing 6 story concrete parking ramp shall be re-modeled and shall remain in the same location and same size as the current configuration. No significant new work is anticipated with this structure.

Frequency/Power (kW)

Notice is required by 14 Code of Federal Regulations, part 77 pursuant to 49 U.S.C., Section 44718. Persons who knowingly and willingly violate the notice requirements of part 77 are subject to a civil penalty of \$1,000 per day until the notice is received, pursuant to 49 U.S.C., Section 46301(a)

I hereby certify that all of the above statements made by me are true, complete, and correct to the best of my knowledge. In addition, I agree to mark and/or light the structure in accordance with established marking & lighting standards as necessary.

Date: JAN 28, 2020 Typed or Printed Name and Title of Person Filing Notice: Jeffrey B. Wrede

Signature: [Signature]