

Federal Aviation Administration

Notice Criteria Tool

Notice Criteria Tool - Desk Reference Guide V_2018.2.0

The requirements for filing with the Federal Aviation Administration for proposed structures vary based on a number of factors: height, proximity to an airport, location, and frequencies emitted from the structure, etc. For more details, please reference CFR Title 14 Part 77.9.

You must file with the FAA at least 45 days prior to construction if:

- your structure will exceed 200ft above ground level
- your structure will be in proximity to an airport and will exceed the slope ratio
- your structure involves construction of a traverseway (i.e. highway, railroad, waterway etc.) and once adjusted upward with the appropriate vertical distance would exceed a standard of 77.9(a) or (b)
- your structure will emit frequencies, and does not meet the conditions of the FAA Co-location Policy
- your structure will be in an instrument approach area and might exceed part 77 Subpart C
- your proposed structure will be in proximity to a navigation facility and may impact the assurance of navigation signal reception
- your structure will be on an airport or heliport
- filing has been requested by the FAA

If you require additional information regarding the filing requirements for your structure, please identify and contact the appropriate FAA representative using the Air Traffic Areas of Responsibility map for Off Airport construction, or contact the FAA Airports Region / District Office for On Airport construction.

The tool below will assist in applying Part 77 Notice Criteria.

Latitude: 30 Deg 52 M 46 S [N] [W]

Longitude: 83 Deg 28 M 12 W [E] [W]

Horizontal Datum: NAD83 [N] [W]

Site Elevation (ft): 10 [nearest foot]

Structure Height: 100 [nearest foot]

Traverseway: No Traverseway [N] [W]

Additional height is added to certain structures under 77.9(c) User can increase the default height adjustment for Traverseway, Private Roadway and Waterway

Is structure on airport: No Yes

Results

You do not exceed Notice Criteria.

Does Not Exceed Notice was received for North Corner of project on 11/15/2022

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You must file with the FAA at least 45 days prior to construction if:

- your structure will exceed 200ft above ground level
- your structure will be in proximity to an airport and will exceed the slope ratio
- your structure involves construction of a traverseway (i.e. highway, railroad, waterway etc.) and once adjusted upward with the appropriate vertical distance would exceed a standard of 77.9(a) or (b)
- your structure will emit frequencies, and does not meet the conditions of the FAA Co-location Policy
- your structure will be in an instrument approach area and might exceed part 77 Subpart C
- your proposed structure will be in proximity to a navigation facility and may impact the assurance of navigation signal reception
- your structure will be on an airport or heliport
- filing has been requested by the FAA

If you require additional information regarding the filing requirements for your structure, please identify and contact the appropriate FAA representative using the Air Traffic Areas of Responsibility map for Off Airport construction, or contact the FAA Airports Region / District Office for On Airport construction.

The tool below will assist in applying Part 77 Notice Criteria.

Latitude: 30 Deg 52 M 49 S [N] [W]

Longitude: 83 Deg 28 M 29 W [E] [W]

Horizontal Datum: NAD83 [N] [W]

Site Elevation (ft): 10 [nearest foot]

Structure Height: 147 [nearest foot]

Traverseway: No Traverseway [N] [W]

Additional height is added to certain structures under 77.9(c) User can increase the default height adjustment for Traverseway, Private Roadway and Waterway

Is structure on airport: No Yes

Results

You do not exceed Notice Criteria.

Does Not Exceed Notice was received for East Corner of project on 11/15/2022

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You must file with the FAA at least 45 days prior to construction if:

- your structure will exceed 200ft above ground level
- your structure will be in proximity to an airport and will exceed the slope ratio
- your structure involves construction of a traverseway (i.e. highway, railroad, waterway etc.) and once adjusted upward with the appropriate vertical distance would exceed a standard of 77.9(a) or (b)
- your structure will emit frequencies, and does not meet the conditions of the FAA Co-location Policy
- your structure will be in an instrument approach area and might exceed part 77 Subpart C
- your proposed structure will be in proximity to a navigation facility and may impact the assurance of navigation signal reception
- your structure will be on an airport or heliport
- filing has been requested by the FAA

If you require additional information regarding the filing requirements for your structure, please identify and contact the appropriate FAA representative using the Air Traffic Areas of Responsibility map for Off Airport construction, or contact the FAA Airports Region / District Office for On Airport construction.

The tool below will assist in applying Part 77 Notice Criteria.

Latitude: 30 Deg 56 M 53 S [N] [W]

Longitude: 83 Deg 29 M 0 S [E] [W]

Horizontal Datum: NAD83 [N] [W]

Site Elevation (ft): 10 [nearest foot]

Structure Height: 170 [nearest foot]

Traverseway: No Traverseway [N] [W]

Additional height is added to certain structures under 77.9(c) User can increase the default height adjustment for Traverseway, Private Roadway and Waterway

Is structure on airport: No Yes

Results

You do not exceed Notice Criteria.

Does Not Exceed Notice was received for West Corner of project on 11/15/2022

Federal Aviation Administration

Notice Criteria Tool

Notice Criteria Tool - Desk Reference Guide V_2018.2.0

The requirements for filing with the Federal Aviation Administration for proposed structures vary based on a number of factors: height, proximity to an airport, location, and frequencies emitted from the structure, etc. For more details, please reference CFR Title 14 Part 77.9.

You must file with the FAA at least 45 days prior to construction if:

- your structure will exceed 200ft above ground level
- your structure will be in proximity to an airport and will exceed the slope ratio
- your structure involves construction of a traverseway (i.e. highway, railroad, waterway etc.) and once adjusted upward with the appropriate vertical distance would exceed a standard of 77.9(a) or (b)
- your structure will emit frequencies, and does not meet the conditions of the FAA Co-location Policy
- your structure will be in an instrument approach area and might exceed part 77 Subpart C
- your proposed structure will be in proximity to a navigation facility and may impact the assurance of navigation signal reception
- your structure will be on an airport or heliport
- filing has been requested by the FAA

If you require additional information regarding the filing requirements for your structure, please identify and contact the appropriate FAA representative using the Air Traffic Areas of Responsibility map for Off Airport construction, or contact the FAA Airports Region / District Office for On Airport construction.

The tool below will assist in applying Part 77 Notice Criteria.

Latitude: 30 Deg 55 M 49 S [N] [W]

Longitude: 83 Deg 28 M 29 W [E] [W]

Horizontal Datum: NAD83 [N] [W]

Site Elevation (ft): 10 [nearest foot]

Structure Height: 100 [nearest foot]

Traverseway: No Traverseway [N] [W]

Additional height is added to certain structures under 77.9(c) User can increase the default height adjustment for Traverseway, Private Roadway and Waterway

Is structure on airport: No Yes

Results

You do not exceed Notice Criteria.

Does Not Exceed Notice was received for South Corner of project on 11/15/2022

Federal Aviation Administration

Notice Criteria Tool

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You must file with the FAA at least 45 days prior to construction if:

- your structure will exceed 200ft above ground level
- your structure will be in proximity to an airport and will exceed the slope ratio
- your structure involves construction of a traverseway (i.e. highway, railroad, waterway etc.) and once adjusted upward with the appropriate vertical distance would exceed a standard of 77.9(a) or (b)
- your structure will emit frequencies, and does not meet the conditions of the FAA Co-location Policy
- your structure will be in an instrument approach area and might exceed part 77 Subpart C
- your proposed structure will be in proximity to a navigation facility and may impact the assurance of navigation signal reception
- your structure will be on an airport or heliport
- filing has been requested by the FAA

If you require additional information regarding the filing requirements for your structure, please identify and contact the appropriate FAA representative using the Air Traffic Areas of Responsibility map for Off Airport construction, or contact the FAA Airports Region / District Office for On Airport construction.

The tool below will assist in applying Part 77 Notice Criteria.

Latitude: 30 Deg 57 M 41 S [N] [W]

Longitude: 83 Deg 27 M 21 W [E] [W]

Horizontal Datum: NAD83 [N] [W]

Site Elevation (ft): 10 [nearest foot]

Structure Height: 153 [nearest foot]

Traverseway: No Traverseway [N] [W]

Additional height is added to certain structures under 77.9(c) User can increase the default height adjustment for Traverseway, Private Roadway and Waterway

Is structure on airport: No Yes

Results

You do not exceed Notice Criteria.

Does Not Exceed Notice was received for Substation Location of project on 11/15/2022

FAA CASE FOR MORVEN SOLAR

When completing FAA Clearance, standard practice for solar farms is to submit the Substation Location and the North, East, South, & West corners' coordinates into the FAA Notice Criteria Tool that can be found within FAA's official website at <https://oeaa.faa.gov>. If the Notice Criteria Tool states "You do not Exceed Notice Criteria", then the point is considered to have FAA clearance. This is what was received for the Substation Location and each corner of the project. Therefore, since the Substation and all corners of the project have received FAA clearance, the entire project site is considered to have FAA clearance.

PINEGATE RENEWABLES

130 ROBERTS STREET
ASHEVILLE, NC 28801

SHEET NAME:
APPENDIX - FAA DOCUMENTS

SHEET NUMBER:
APP-108

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