

REQUEST FOR WAIVER

A waiver of section 74.1233(a)(1) of the Commission's rules is requested to permit this single move of this translator from the licensed location to the proposed tower location. This waiver, when granted, will provide FM translator fill-in service on a timely and economical basis, and will accomplish a Commission objective of providing new program services and in accord with the Local Community Radio Act and goals of the Federal Communications Commission.

A grant of this waiver is procedural only and does not involve a waiver of the FCC's substantive rules and fits within existing Commission precedent and policies. The use of this translator for AM cross-band service is in accordance with previously granted waivers of this section for the same purposes, and the licensee acknowledges acceptance of the usual license restrictions following the grant of this application.

In accordance with the previous waivers granted, the proposed facility is mutually exclusive with the licensed facility because the proposed 40 dBu (50:10) interfering contour overlaps the licensed 60 dBu (50:50) contour and the proposed 60dBu (50,50) contour overlaps the licensed 40dBu (50:10) contour as demonstrated in the Map of Contours attached in the Engineering Section of this application.