

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of	)	
	)	MB Docket No. _____
Amendment of Section 73.622,	)	RM- _____
Digital Television Table of Allotments for	)	
KSNB-TV, Superior, Nebraska	)	
(Facility 21161)	)	

To: Office of the Secretary, Federal Communications Commission  
Attn: Chief, Media Bureau

**AMENDED PETITION FOR RULEMAKING**

Gray Television Licensee, LLC (“Gray”), licensee of television station KSNB-TV, Superior, Nebraska (Facility ID 21161; Channel 4) (“KSNB”) hereby requests that the Commission institute a rulemaking proceeding for the purpose of amending the DTV Table of Allotments (the “DTV Table”) contained in Section 73.622(i) of the Commission’s rules.<sup>1</sup> Specifically, Gray requests that the Commission amend the DTV Table to: (1) delete Channel 4 at Superior, Nebraska, and add Channel 4 at York, Nebraska; and (2) change the digital allotment for KSNB from Channel 4 to Channel 24 at York consistent with the technical parameters set forth in the attached Engineering Statement. As set forth herein, grant of this Petition will create a preferential arrangement of allotments by expanding the availability of free, over-the-air television service.

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<sup>1</sup> See 47 C.F.R. §§ 1.401, 73.622(i). Gray filed its initial Petition for Rulemaking on July 28, 2020. This amendment reflects a reduction in the tower height for the proposed KSNB facility and corresponding changes,

To the extent necessary, Gray requests that the Commission waive its freezes on the filing and processing of petitions for digital channel substitutions and community of license changes for KSNB based on the showing of good cause contained herein.<sup>2</sup> Gray also requests that the Commission waive any provisions in its rules that prevent the Commission from considering the community of license change and the digital channel substitution as a single consolidated proposal.

## I. INTRODUCTION AND BACKGROUND

Gray is the licensee of full power television station KSNB. Gray is also the licensee of KOLN(TV), Lincoln, Nebraska (Facility ID 7890) (“KOLN”). The instant Petition is part of a coordinated effort by Gray to improve service to viewers in the Lincoln & Hastings-Kearney

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<sup>2</sup> See *Freeze on the Filing of Petitions for Digital Channel Substitutions, Effective Immediately*, Public Notice, 26 FCC Rcd. 7721 (MB 2011) (“*Channel Substitution Freeze Notice*”); *Freeze on the Filing of Certain TV and DTV Requests for Allotment or Service Area Changes*, Public Notice, 19 FCC Rcd. 14810 (MB 2004) (“*Allotment Freeze Notice*”). The FCC lifted the freeze on petitions for community of license changes in 2018 for proposals, such as the instant proposal, that do not require a change in technical specifications. See *Media Bureau Partially Lifts Freeze on Filing Petitions for Rulemaking*, 33 FCC Rcd. 151 (MB 2018). Because a proposal to change KSNB’s community of license from Superior to York would not require a change in KSNB’s technical specifications, no waiver of this freeze is needed. Gray acknowledges, however, that a waiver of the channel substitution freeze and the allotment freeze may still be necessary. In any event, both the channel substitution freeze and the allotment freeze have served their purpose, and enforcement of these freezes in the instant circumstances is not in the public interest. The Media Bureau implemented the channel substitution freeze to “permit the Commission to evaluate its reallocation and repacking proposals and their impact on the Post-Transition Table of DTV Allotment” in advance of the incentive auction. *Channel Substitution Freeze Notice* at 1. The intent of the allotment freeze, meanwhile, was “to ensure a stable television database” in preparing for the digital transition. *Allotment Freeze Notice* at 2. Now, with the digital transition and repack complete, the Commission can no longer justify these freezes. Moreover, waiver of the freezes in this instance will serve the public interest by providing a more efficient allocation of television service. As explained below, Gray acquired KSNB in February 2013, when both the channel substitution freeze and the allotment freeze were already in effect. As such, Gray never had an opportunity to apply for the community of license change or channel substitution that it is requesting in this Petition. Finally, as a former failing station, the prior owner did not have the resources to pursue and implement a community of license change or channel substitution.

designated market area (the “Lincoln DMA”). Gray has filed an application to modify KOLN’s technical facilities (the “KOLN Modification”),<sup>3</sup> which Gray is amending concurrently herewith, and the Commission should consider this Petition together with the KOLN Modification.

The urgency of these efforts is necessitated by two factors: (1) the imminent failure of KSNB’s existing technical facilities; and (2) the collapse of KOLN’s tower during an ice storm in January 2020, necessitating a complete rebuild of KOLN’s technical facility.

Gray acquired KSNB pursuant to a failing station waiver in 2013.<sup>4</sup> In the three years prior to Gray’s acquisition, the station was silent almost as often than it was broadcasting,<sup>5</sup> and it incurred hundreds of thousands of dollars in net losses.<sup>6</sup> As a result, the former owner had very limited resources and constructed KSNB’s digital facility on Low VHF Channel 4 with older, repurposed equipment that never worked as well as predicted using the FCC’s standard contour prediction methodologies.

Soon after acquiring KSNB in 2013, Gray determined that KSNB’s digital facilities were grossly inadequate and incapable of serving most viewers in the station’s predicted service area.<sup>7</sup> But, because of the various broadcast application freezes that have been in effect since before Gray acquired KSNB, Gray has not pursued any meaningful upgrade proposals. Moreover, in recent years, Gray’s engineering resources have been devoted fully to the repack. With the

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<sup>3</sup> See File No. 0000118570.

<sup>4</sup> See BALCDT-20121121A00.

<sup>5</sup> See BLSTA-20101222AAP (requesting authority to be silent); BLSTA-20100203AAW (same).

<sup>6</sup> See Exhibit 18 in BALCDT-20121121A00.

<sup>7</sup> Because so few viewers are able to receive KSNB with an over-the-air antenna, Gray has been rebroadcasting KSNB’s programming on multicast channels for KOLN and satellite stations KGIN and KNHL.

repack now complete, Gray can put off KSNB no longer. The station's repurposed Channel 4 equipment, which was unsuitable for digital broadcasting when it was installed, is failing and not expected to last another 6 months. Indeed, the equipment has lasted this long only due to creative repairs by a contract engineer who has now retired. In short, Gray must invest significant capital funds now to rebuild KSNB from scratch.

Meanwhile, on January 18, 2020, KOLN's 1,500-foot tower near Beaver Crossing, Nebraska collapsed during an ice storm. As a result, KOLN, which is the market's CBS network affiliate, has been forced to remain silent for over six months.<sup>8</sup> Although KOLN has restored service through fiber optic connections to MVPDs, carriage on a commonly owned low-power station, and carriage on the digital multicast channel of another station in the market, its over-the-air coverage has suffered.<sup>9</sup> Gray is in the process of rebuilding this tower and the KOLN technical facility.

The silver lining to the KOLN tower collapse is it presents a once-in-a-generation opportunity to rebuild and invest in Gray's Lincoln DMA stations to ensure that they are best positioned to serve viewers for decades to come. Accordingly, this Petition seeks authority for KSNB to operate on Channel 24, and for Gray to relocate the station from its current tower to the KOLN tower (once rebuilt). In advance of this technical change, Gray proposes to change KSNB's community of license from Superior, Nebraska to York, Nebraska. While the change in community of license would leave Superior, Nebraska without a first local service, it would

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<sup>8</sup> See *10/11 Signal Available to Most Viewers After Tower Collapse*, 1011now.com (updated Jan. 21, 2020), <https://www.1011now.com/content/news/KOLN-TV-tower-in-Beaver-Crossing-collapses-due-to-ice-storm-567106121.html>; LMS File No. 0000098791.

<sup>9</sup> KOLN is currently providing a signal to all the major MVPDs in the market via fiber. Gray has also arranged for carriage of KOLN's programming on low power station KCWH (also licensed to Gray) and on a multicast stream of ABC network affiliate KLKN (licensed to KLKN Lincoln License LLC).

allow York, Nebraska to gain a first local service. As shown below, allocating the station to York, Nebraska results in a more preferential arrangement of allotments. Meanwhile, the channel substitution serves the public interest by resolving the significant VHF-related reception problems in certain areas of KSNB's predicted service area.

Combining the channel substitution with the move to the KOLN tower is crucial to ensure KSNB's long-term viability and to bolster the Station's service to its local audience. Additionally, because Gray must already reconstruct KOLN's facilities, rebuilding KSNB's facilities at the same time and location with the same vendors is an efficient use of resources and will not divert any additional resources from stations still completing construction of their permanent post-incentive auction facilities. In fact, Gray will save several hundred thousand dollars by not duplicating efforts and requiring second trips from tower crews, transmitter installers, and other vendors. With broadcasters already suffering through a historic collapse of the advertising market, these savings from constructing KOLN and KSNB together will be critical for Gray's leading news stations in the Lincoln DMA to continue serving local viewers during the COVID-19 pandemic.

## **II. COMMUNITY OF LICENSE CHANGE**

Under the Commission's community of license change policies and Section 1.420(i) of the FCC's Rules, *see* 47 C.F.R. § 1.420(i), the Commission may modify a station's license to specify a new community of license without affording interested parties an opportunity to file competing expressions of interest if: (a) the proposed community of license is an identifiable community; (b) the new allotment would be mutually exclusive with the old allotment; and (c) looking at the totality of factors, the new allotment would result in a preferential arrangement of

allotments.<sup>10</sup> As demonstrated below, the instant Proposal is consistent with the Commission’s television allotment objectives and satisfies all three prongs of this analysis.

**A. York Is a Community Deserving of a DTV Channel Allotment.**

York, Nebraska, which currently has no local television allotment, is the largest city within and the seat of York County. York sits at the crossroads of Interstate 80, a major east-west highway, and U.S. Route 81, a major north-south highway.<sup>11</sup> According to the United States Census Bureau, York has a population of 7,869. Allotment of Channel 4 to York and a corresponding change in KSNB’s community of license to York would bring a first local television transmission service to this vibrant community.

With its location at the “Crossroads of the Midwest,” York is the hub of economic activity for the area. York has both a thriving downtown retail area and an active commercial sector. Industrial companies located in York include an ethanol plant, aerospace component manufacturer, and companies that trade both nationally and internationally. York is also known as an educational center, serving as the home of York College, three large public schools, three parochial grade schools, an alternative school, Epworth Village (a 125-year-old housing/educational/treatment facility for youth), and the Region V program for developmentally

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<sup>10</sup> See *Modification of FM and TV Authorizations to Specify a New Community of License*, Report and Order, 4 FCC Rcd. 4870 (1989) (“*Allotment Report and Order*”), recon. granted in part, 5 FCC Rcd. 7094 (1990); see also *LaGrange and Rollingwood, Texas*, Memorandum Opinion and Order, 10 FCC Rcd. 3337 (1995). By its terms, Section 1.420(i) only applies to amendments to the analog Television Table of Allotments in Section 73.606 of the FCC’s rules. See 47 C.F.R. § 1.420(i) (discussing proceedings “to amend §73.606(b)”). Nevertheless, the Media Bureau has traditionally applied the requirements of Section 1.420(i) to petitions for modification of the DTV Table of Allotments. See, e.g., *WEDW, Bridgeport and Stamford, Connecticut*, Report and Order, 34 FCC Rcd. 2198 (2019) (“We note that Section 1.420(i) of the rules provides that the Commission, during a rulemaking proceeding to amend the Table of Allotments, may modify a station’s license to specify a new community of license without affording other interested parties an opportunity to file competing expressions of interest.”).

<sup>11</sup> See Exhibit A (York City characteristics).

challenged individuals. York has its own health services, with a hospital, a nursing home, assisted living facilities, a specialty clinic, and a number of general practitioners, hospice care, and home health providers.

The City of York provides ample employment opportunities for its residents. Although it is located only around 50 miles from Lincoln, almost 70% of York residents work in York and more than 85% work in York County. Education and health care are the largest sectors of employment in York, followed by retail, arts entertainment and recreation, and manufacturing.

York has a fully autonomous municipal government with a mayor, a city council, and professional police, fire, and parks departments. The city also has a number of recreational facilities, including a 394-seat movie theater, the Yorkshire Playhouse, five city parks, a new family aquatic center, a number of baseball diamonds and sand volleyball courts, a community center, two museums, and a lake.

KSNB's current facilities on Channel 4 provide a 35 dBu signal over York,<sup>12</sup> and the Station is distributed to residents in the area through Charter, Windstream, DirecTV, and Dish.

**B. The New Allotment Is Mutually Exclusive With the Existing Allotment.**

Gray's proposal satisfies the requirement that a licensee may petition for a new community of license only where "the amended allotment would be mutually exclusive with the licensee's" present allotment.<sup>13</sup> The proposed community of license change is mutually exclusive with KSNB's current allotment because KSNB's current 35 dBu contour encompasses York. Therefore, no other station could be licensed to York on Channel 4.<sup>14</sup>

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<sup>12</sup> See Engineering Statement of Joseph M. Davis, attached hereto as Exhibit B ("Davis Engineering Statement"), Figures 2-3.

<sup>13</sup> 47 C.F.R. § 1.420(i).

<sup>14</sup> See, e.g., *In the Matter of Amendment of Section 73.622(i)*, Report and Order, DA 19-149, 2019 WL 1075350, at \*1, ¶ 1 (MB Mar. 6, 2019) (recognizing exclusivity of proposed

To the extent the Commission determines that the proposed community of license change is not mutually exclusive because Gray is concurrently requesting a channel substitution, Gray hereby requests a waiver of the mutual exclusivity requirement in Section 1.420(i).<sup>15</sup> The Commission may waive any provision of its rules if it determines good cause has been shown.<sup>16</sup> Here, the substantial public interest benefits from improved service for viewers in the Lincoln DMA combined with the unique circumstances of KSNB and KOLN – including the KOLN tower collapse, the imminent failure of KSNB’s equipment, and the unique opportunity and pressing need to rebuild both stations as soon as possible – provide good cause to change KSNB’s community of license to York and to concurrently process and approve Gray’s channel substitution.

A change in KSNB’s community of license is consistent with the objectives of Section 1.420(i). The Commission adopted the current version of Section 1.420(i) in 1989 to provide “a

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reallotment where it was “based on the technical specifications currently authorized for the station”). Because KSNB currently provides service to York, no technical change is required to accommodate the requested reallotment, and the Commission can reallocate Channel 4 to York before Gray completes the requested relocation and channel change.

<sup>15</sup> Although the Media Bureau has traditionally applied Section 1.420 of the Commission’s rules to changes to the DTV Table, it is not clear that these extra regulatory hurdles apply here. By its plain terms Section 1.420(i) applies to petitions to change the old analog table of allotments. *See supra* n.10. And, nothing in Section 73.623, which governs changes to the DTV Table, refers to Section 1.420 or requires mutual exclusivity for any petition to modify the DTV Table.

<sup>16</sup> *See* 47 CFR § 1.3. The Commission may exercise its discretion to waive a rule where the particular facts make strict compliance inconsistent with the public interest. *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990) (“*Northeast Cellular*”). In addition, the Commission may take into account considerations of hardship, equity, or more effective implementation of overall policy on an individual basis. *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D.C. Cir. 1969), *cert. denied* 409 U.S. 1027 (1972); *Northeast Cellular*, 897 F.2d at 1166. Waiver of the Commission’s rules is appropriate if special circumstances warrant a deviation from the general rule, and such deviation will serve the public interest. *Northeast Cellular*, 897 F.2d at 1166.

procedure whereby licensees and permittees of FM and television broadcast authorizations could request a new community of license in rule making proceedings to amend the FM and television tables of allotments without subjecting the licensee or permittee to the risk of losing its authorization to competing applicants.”<sup>17</sup> In adopting this more flexible approach, the Commission wanted to make it easier for existing broadcasters to upgrade their facilities and improve service to the public.<sup>18</sup> Yet, at the same time, the FCC did not want to preclude future applicants from later having an opportunity to apply for a new station to serve the same community.<sup>19</sup> The mutual exclusivity requirement ensured that only petitions that did not “deprive potential [future] applicants of opportunities” would be accepted.<sup>20</sup> The Commission also concluded that the *Ashbacker* doctrine<sup>21</sup> does not mandate mutual exclusivity. “*Ashbacker* applies only to parties whose applications are mutually exclusive and not to prospective applicants.”<sup>22</sup> Thus, mutual exclusivity is not a statutory requirement or other unwaivable obligation. Instead, it is a rule – like many others – that can be waived upon a showing of good cause.

On balance, allowing KSNB to change its community of license without being subject to competing applications would serve the public interest, convenience, and necessity. First, as set

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<sup>17</sup> *Allotment Report and Order* ¶ 1.

<sup>18</sup> *See id.* ¶ 22.

<sup>19</sup> *See id.* ¶ 24.

<sup>20</sup> *See id.* (“[P]otential applicants already are precluded from requesting such a new allotment because of the mutual exclusivity with the existing one”).

<sup>21</sup> *Ashbacker Radio Corp. v. FCC*, 326 U.S. 327 (1945).

<sup>22</sup> *Allotment Report and Order* ¶ 23 (citing *Reuters Ltd. v FCC*, 781 F.2d 946, 951 (D.C. Cir. 1986)). The Commission also cited the D.C. Circuit’s decision *Maxcell Telecom Plus, Inc. v. FCC*, 815 F.2d 1551, 1561 (D.C. Cir. 1987), to explain that only “bona fide applications” that have been “submitted and accepted pursuant to the Commission’s Rules” are entitled to *Ashbacker* protections.

forth more fully in Section II.C, *infra*, the proposed reallocation will result in a preferential arrangement of allotments by providing a first local television service to York, Nebraska. Second, the proposed reallocation will facilitate the relocation of KSNB to KOLN's tower on Channel 24 as set forth in Section III, *infra*, which will substantially improve the ability of viewers to receive KSNB's signal and create a net gain of 186,317 viewers. Because Gray is seeking to restore over-the-air service on KOLN as soon as possible, time is of the essence to allow for the collocation of KOLN and KSNB without service interruptions and additional cost. Third, even after the reallocation and relocation of KSNB, at least four UHF channels (and additional VHF channels) will remain available for a future station to be licensed to York.<sup>23</sup> Thus, the reallocation will not deprive future, hypothetical applicants of consideration if they seek to serve York. Accordingly, the requested reallocation is consistent with the objectives of Section 1.420(i), and strict compliance with the mutual exclusivity requirement would not serve the public interest.

Waiving the mutual exclusivity requirement for this Petition also serves the public interest because it is more efficient for the Commission to process a single consolidated proposal versus multiple petitions to achieve the same outcome, and in these unique circumstances – with the KOLN tower collapse and the looming failure of KSNB's equipment – efficiency is of utmost concern. If the Commission were to insist on strict compliance with Section 1.420(i), Gray would file the same proposal broken into multiple pieces over the course of eight to twelve months. KSNB's current 35 dBu contour already encompasses York. Thus, Gray could file a petition requesting only that the Commission change KSNB's community of license to York. The Commission's staff would write a notice of proposed rulemaking and have it published in

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<sup>23</sup> See Davis Engineering Statement at 5 & Tables 2-4.

the Federal Register. After completion of the notice-and-comment period, the staff would write a decision approving the change, and Gray would file a modification of license to implement the change. Upon grant of the modification of license application, Gray would next file a second petition proposing the channel substitution at York, starting the multi-month process all over again. A single consolidated proposal is far more efficient and, importantly, ensures that the Commission's staff can process a single petition and the ensuing implementing applications before KSNB's failing equipment stops working altogether and the station is forced to go off the air.

The proposal also satisfies the requirement that it provide the required principal community coverage to its new community of license.<sup>24</sup>

**C. The Proposed Change Would Serve the Public Interest.**

Generally, the Commission will grant a proposed reallocation when the change will result in a preferential arrangement of allotments.<sup>25</sup> The Commission will consider a proposal to change the DTV Table to be in the public interest if it satisfies one of the Commission's five allotment priorities.<sup>26</sup>

Here, the proposal represents a preferential arrangement of allotments under the Commission's second allotment priority because it will result in a first local television service for

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<sup>24</sup> See 47 C.F.R. § 73.622; Davis Engineering Statement at 3 & Figure 1.

<sup>25</sup> See generally *Amendment of Section 3.606 of the Commission's Rules and Regulations*, Sixth Report and Order, 41 F.C.C. 148, 167-173 (1952).

<sup>26</sup> *Id.* The five allotment priorities are: (1) to provide at least one television service to all parts of the United States; (2) to provide each community with at least one television broadcast station; (3) to provide a choice of at least two television services to all parts of the United States; (4) to provide each community with at least two television broadcast stations; and (5) to assign any remaining channels to communities based on population, geographic location, and the number of television services available to the community from stations located in other communities. *Id.*

York, which is the seat of and the largest community in York County. Although the proposal will result in the loss of the first local television service for Superior, the Commission will permit the removal of a community's first local service where such removal serves the public interest.<sup>27</sup> The Commission has identified providing a first reception service to a significantly sized population as an example of where removal of a first local service could serve the public interest.<sup>28</sup>

On balance, the public will benefit from a grant of the Petition and a reallocation of this allotment to York. According to the United States Census Bureau, Superior has a population of just 1,929 – less than one-fourth the population of York.<sup>29</sup> There are significant disparities in the employment opportunities in York and Superior. While almost 70% of York's residents work in York, only 31.5% of Superior's residents work in Superior. And unlike York, which has several distinct commercial industries including manufacturing, construction, finance, and retail, workers from Superior are mostly limited to the education, health, retail, and arts sectors.

The disparities between York and Superior extend well beyond population size and employment opportunities. York is the county seat and hub of York County. Meanwhile, Nelson, not Superior, is the county seat of Nuckolls County (which itself has just 4,275 residents). Given its small size, Superior can offer only limited community services, with a four person police department that requires supplementation from the Nuckolls County Sheriff Department and a volunteer fire service. York, by contrast, has 17 full-time police officers and a professional fire department with a full time chief, training/safety officer, and shift personnel. Superior's public

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<sup>27</sup> *In the Matter of Amendment of Section 73.622(i) Digital Television Broad. Stations (Block Island & Newport, Rhode Island)*, Report and Order, 33 FCC Rcd. 8773, 8776 ¶ 7 (2018) (“*Block Island Order*”) (citing *Modification of FM and TV Authorizations to Specify a New Community of License*, Order on Reconsideration, 5 FCC Rcd. 7094 (1990)).

<sup>28</sup> *Id.*

<sup>29</sup> See Exhibit C (Superior City characteristics).

school district serves a 262 square mile area of Nuckolls, Webster, and Thayer counties with a single elementary school and a combined middle/high school. York, meanwhile, has its own school district with separate elementary, middle, and high schools. And while Superior offers basic recreational services with two public parks and a public pool,<sup>30</sup> York has six parks in addition to a state-of-the-art baseball and softball complex with two championship fields and six standard fields, a dog park, an aquatic center, an indoor community center, two museums (a historical museum and a children's museum), an arboretum, and a city auditorium.

Finally, as discussed above, the community of license change will not adversely affect the service provided to Superior. First, KSNB's eventual move to KOLN's tower is irrelevant to the consideration of its community of license change. KSNB currently provides a 35 dBu signal to the proposed community of license, York, without the need to relocate its facilities.

Accordingly, the Commission should evaluate the community of license change separate from the technical changes. Even if the relocation was relevant, however, any predicted loss of service resulting from KSNB's eventual relocation is merely theoretical and does not reflect real-world conditions. As discussed in Section III *infra*, given the known problems with low VHF reception and with KSNB's current ill-suited facilities, KSNB does not provide a reliable over-the-air signal to residents of Superior today. Nevertheless, as demonstrated by the Davis Engineering Statement, residents in Superior receive service from four other stations and will receive better service from both KSNB and KOLN as a result of the proposed technical changes.<sup>31</sup>

For the foregoing reasons, a waiver of the Commission's general prohibition on removing a community's first local service is justified, and the FCC should amend the DTV Table to delete

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<sup>30</sup> See Recreation, City of Superior, <https://cityofsuperior.org/live-here/recreation/> (last visited July 23, 2020).

<sup>31</sup> See Davis Engineering Statement at 3-4 & Figures 2-3.

Channel 4 at Superior, Nebraska, and add Channel 4 at York, Nebraska.<sup>32</sup>

### III. CHANNEL CHANGE

The Commission also should grant the concurrently requested channel substitution, which will serve the public interest by allowing for a more efficient allocation of television channels. The FCC has described the goal of the DTV Table as ensuring the provision of digital television service “to the American people in an expeditious and efficient manner.”<sup>33</sup> In considering channel substitution requests, the Commission considers the petitioner’s public interest justification and whether the proposal would comply with the principal community coverage requirements of Section 73.625(a).<sup>34</sup>

Here, the requested reallocation of KSNB from low VHF Channel 4 to UHF Channel 24 is in the public interest because it will resolve significant over-the-air reception problems in KSNB’s existing service area.<sup>35</sup> With viewers increasingly reliant on over-the-air signals to receive the most valued video content,<sup>36</sup> providing a strong broadcast signal is more important

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<sup>32</sup> See *Block Island Order* ¶¶ 6-8.

<sup>33</sup> See, e.g., *In the Matter of Amendment of Section 73.622(B), Table of Allotments, Digital Television Broadcast Stations (Nampa, Idaho)*, Report and Order, 19 FCC Rcd. 4491, 4493 (2004); *In the Matter of Amendment of Section 73.622(B), Table of Allotments, Digital Television Broadcast Stations (In the Matter of Amendment of Section 73.622(B), Table of Allotments, Digital Television Broadcast Stations (Albany, New York))*, 19 FCC Rcd. 4329, 4331 (2004); see also *In the Matter of Advanced Television Systems & Their Impact Upon the Existing Television Broadcast Service*, 12 FCC Rcd. 14588 ¶ 76 (1997).

<sup>34</sup> See, e.g., *In Re Amendment of Section 73.622(b), Table of Allotments, Digital Television Broad. Stations, Ontario, CA*, Notice of Proposed Rulemaking, 16 FCC Rcd. 2276 (2001); *In Re Amendment of Section 73.606(b), Table of Allotments, Television Broad. Stations, Moscow, Idaho*, Notice of Proposed Rulemaking, 17 FCC Rcd. 19447 (2002).

<sup>35</sup> See *In Re Amendment of Section 73.622(b), Table of Allotments, Digital Television Broadcast Stations, Missoula, Mt.*, Notice of Proposed Rulemaking, 16 FCC Rcd. 2232 (2001) (finding that proposal to substitute channels to improve signal coverage and eliminate interference “warrants consideration”).

<sup>36</sup> See, e.g., Phil Kurz, *New Research Reveals Resurgence in OTA Antenna Viewing*, TVTechnology (Apr. 29, 2019), available at <https://www.tvtechnology.com/news/new-research->

than it has been in decades. Yet, the challenges with digital reception of low VHF signals are well-documented. Ten years ago, the Commission recognized the deleterious effects manmade noise has on the reception of low VHF signals, finding that “the propagation characteristics of these channels allow undesired signals and noise to be receivable at relatively farther distances, nearby electrical devices tends to emit noise in this band that can cause interference, and reception of VHF signals requires physically larger antennas ... relative to UHF channels.”<sup>37</sup> And an IEEE Transactions report concluded that there is a “shortfall of at least . . . 10 dB in the low VHF range.”<sup>38</sup>

KSNB’s real world experience confirms these observations. Although the FCC’s low VHF propagation models predict that viewers can receive a 28 dBu signal from KSNB well west of Hastings and east of Nebraska City, in practice viewers in Superior and other locations within KSNB’s predicted contour are unable to receive a reliable over-the-air signal, particularly when using indoor antennas. By moving from low VHF Channel 4 to UHF Channel 24, KSNB will be able to deliver a more reliable over-the-air signal to viewers throughout its coverage area.

The reallocation would not affect the ability of KSNB to comply with the principal community coverage requirements of Section 73.625(a). As demonstrated in the Davis

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reveals-resurgence-in-ota-antenna-viewing (finding that viewers consume 19% of viewing time over the air); *The Evolving Over-the-Air Home*, Nielsen Local Watch Report (Jan. 14, 2019), available at <https://www.nielsen.com/wp-content/uploads/sites/3/2019/04/q2-2018-local-watch-report.pdf> (finding that more than 14% of TV households lack cable or satellite service).

<sup>37</sup> See *Matter of Innovation in the Broadcast Television Bands: Allocations, Channel Sharing and Improvements to VHF*, Notice of Proposed Rulemaking, 25 FCC Rcd. 16498 ¶ 42 (2010) (recognizing that “VHF channels have certain characteristics that have posed challenges for their use in providing digital television service.”)

<sup>38</sup> Oded Bendov, Yiyan Wu, Charles W. Rhodes, and John F.X. Browne, *Planning Factors for Fixed and Portable DTTV Reception*, IEEE Transactions of Broadcasting, Vol. 50, No. 3 (Sept. 2004).

Engineering Statement, KSNB will easily provide a 48 dBu digital service contour over York, Nebraska (its new community of license).<sup>39</sup>

Finally, the proposed modifications to KSNB and KOLN will result in a preferential arrangement of allotments. The Commission evaluates loss of service on a case-by-case basis, paying particular attention to whether any white or gray loss areas will be created.<sup>40</sup> Here, relocating KSNB and expanding KOLN's signal, as proposed, will create a net gain of 186,317 viewers. As shown in the Davis Engineering Statement, although the proposal will result in small white and gray areas, this is offset by two factors.<sup>41</sup> First, although the combined proposal will result in a loss area involving 8,920 persons, including the loss of a first television service to 14 viewers, most of the loss area has four or more other services. These losses are easily offset by the overall service gain for 202,654 persons, including a first local television service for 150 viewers and an additional service for more than 10,000 viewers who are currently underserved.<sup>42</sup> Moreover, the viewers who are predicted to lose service already are on the fringes of KSNB's current contour and likely cannot actually receive KSNB given its low VHF channel and the poor quality of its technical facilities. As such, Gray's proposals will result in a substantial

---

<sup>39</sup> See Davis Engineering Statement at 3 & Figure 1. Gray acknowledges that its request to change KSNB's channel is contingent on a change in KSNB's community of license. If Gray's community of license change is denied, it cannot satisfy Section 73.625(a).

<sup>40</sup> See, e.g., *In the Matter of Innovation in the Broad. Television Bands: Allocations, Channel Sharing & Improvements to VHF*, Notice of Proposed Rulemaking, 25 FCC Rcd. 16498, 16507 (2010).

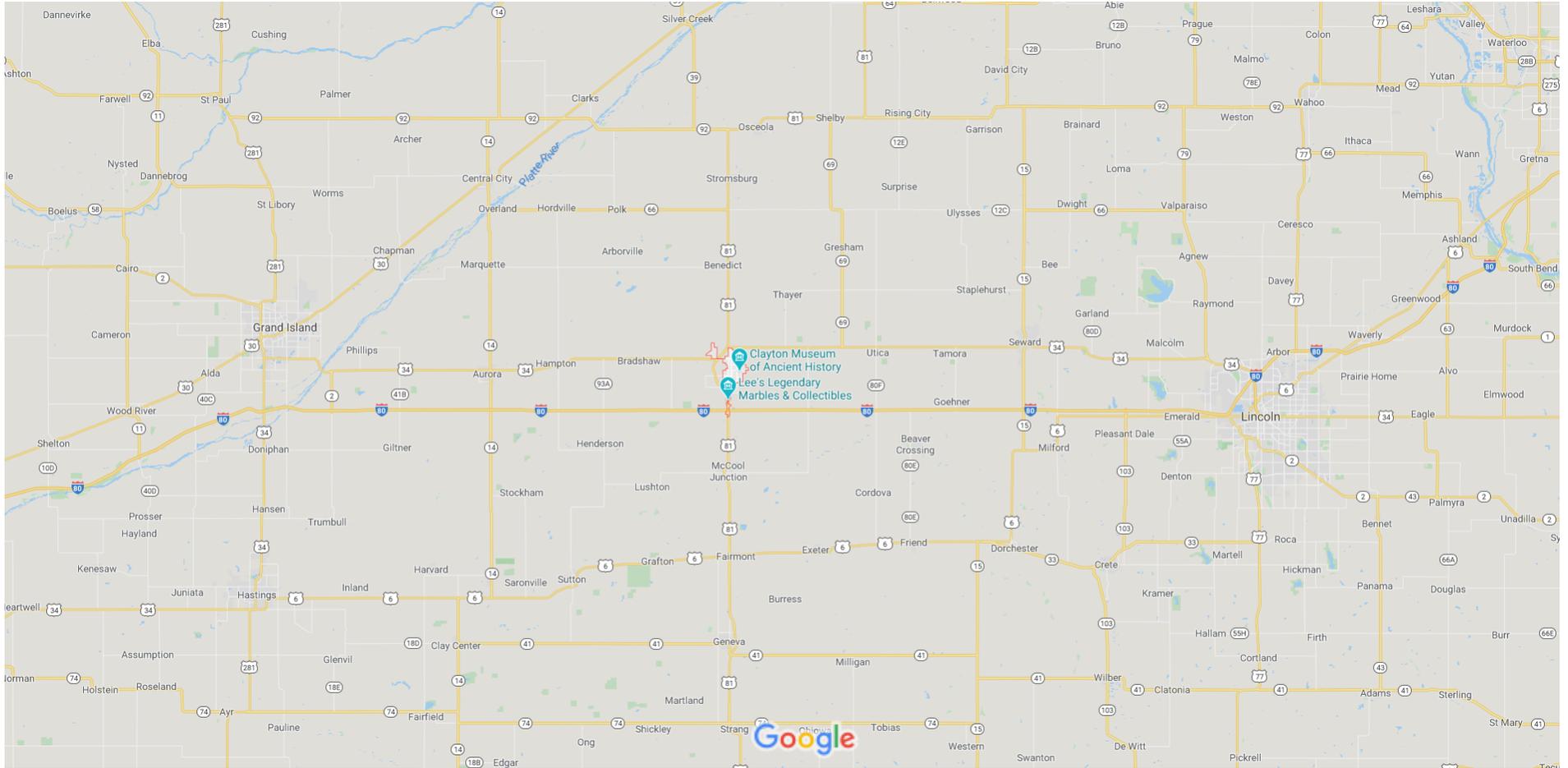
<sup>41</sup> See Davis Engineering Statement at 3-5 & Figures 2-3.

<sup>42</sup> See *Sparta and Buckhead, Georgia*, Memorandum Opinion and Order, 16 FCC Rcd 2169 (MMB 2001) (finding new gray area "to be *de minimis* in light of the overall population gain"); *Seabrook, Huntsville, Bryan, Victoria, Kenedy, and George West, Texas*, Memorandum Opinion and Order, 10 FCC Rcd. 9360 (1995) (recognizing minor loss of service is *de minimis*).



EXHIBIT A  
York City Characteristics

# Google Maps York



Map data ©2020 Google 5 mi



**Note:** This is a modified view of the original table produced by the U.S. Census Bureau.

**Note:** This download or printed version may have missing information from the original table.

## TOTAL POPULATION

### Survey/Program:

American Community Survey

### Universe:

Total population

### Year:

2010

### Estimates:

5-Year

### Table ID:

B01003

Although the American Community Survey (ACS) produces population, demographic and housing unit estimates, it is the Census Bureau's Population Estimates Program that produces and disseminates the official estimates of the population for the nation, states, counties, cities, and towns and estimates of housing units for states and counties.

Source: U.S. Census Bureau, 2014-2018 American Community Survey 5-Year Estimates

Data are based on a sample and are subject to sampling variability. The degree of uncertainty for an estimate arising from sampling variability is represented through the use of a margin of error. The value shown here is the 90 percent margin of error. The margin of error can be interpreted roughly as providing a 90 percent probability that the interval defined by the estimate minus the margin of error and the estimate plus the margin of error (the lower and upper confidence bounds) contains the true value. In addition to sampling variability, the ACS estimates are subject to nonsampling error (for a discussion of nonsampling variability, see ACS Technical Documentation ). The effect of nonsampling error is not represented in these tables.

While the 2014-2018 American Community Survey (ACS) data generally reflect the February 2013 Office of Management and Budget (OMB) definitions of metropolitan and micropolitan statistical areas; in certain instances the names, codes, and boundaries of the principal cities shown in ACS tables may differ from the OMB definitions due to differences in the effective dates of the geographic entities.

Estimates of urban and rural populations, housing units, and characteristics reflect boundaries of urban areas defined based on Census 2010 data. As a result, data for urban and rural areas from the ACS do not necessarily reflect the results of ongoing urbanization.

### Explanation of Symbols:

An "\*\*\*" entry in the margin of error column indicates that either no sample observations or too few sample observations were available to compute a standard error and thus the margin of error. A statistical test is not appropriate.

An "-" entry in the estimate column indicates that either no sample observations or too few sample observations were available to compute an estimate, or a ratio of medians cannot be calculated because one or both of the median estimates falls in the lowest interval or upper interval of an open-ended distribution, or the margin of error associated with a median was larger than the median itself.

An "-" following a median estimate means the median falls in the lowest interval of an open-ended distribution.

An "+" following a median estimate means the median falls in the upper interval of an open-ended distribution.

An "\*\*\*\*" entry in the margin of error column indicates that the median falls in the lowest interval or upper interval of an open-ended distribution. A statistical test is not appropriate.

An "\*\*\*\*\*" entry in the margin of error column indicates that the estimate is controlled. A statistical test for sampling variability is not appropriate.

An "N" entry in the estimate and margin of error columns indicates that data for this geographic area cannot be displayed because the number of sample cases is too small.

An "(X)" means that the estimate is not applicable or not available.

Supporting documentation on code lists, subject definitions, data accuracy, and statistical testing can be found

on the American Community Survey website in the Technical Documentation section.

Sample size and data quality measures (including coverage rates, allocation rates, and response rates) can be found on the American Community Survey website in the Methodology section.

York city, Nebraska

Estimate

Total	7,869
-------	-------



Note: This is a modified view of the original table produced by the U.S. Census Bureau.

Note: This download or printed version may have missing information from the original table.

### TOTAL POPULATION

**Survey/Program:**

Decennial Census

**Universe:**

Total population

**Year:**

2010

**Table ID:**

P1

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see <http://www.census.gov/prod/cen2010/doc/sf1.pdf>. NOTE: For information on confidentiality protection, nonsampling error, and definitions, see <http://www.census.gov/prod/cen2010/doc/sf1.pdf>. Source: U.S. Census Bureau, 2010 Census. Source: U.S. Census Bureau, 2010 Census.

York city, Nebraska

Total

7,766



Note: This is a modified view of the original table produced by the U.S. Census Bureau.

Note: This download or printed version may have missing information from the original table.

## COMMUTING CHARACTERISTICS BY SEX

### Survey/Program:

American Community Survey

### Year:

2018

### Estimates:

5-Year

### Table ID:

S0801

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see <http://www.census.gov/prod/cen2010/doc/sf1.pdf>. NOTE: For information on confidentiality protection, nonsampling error, and definitions, see <http://www.census.gov/prod/cen2010/doc/sf1.pdf>. Source: U.S. Census Bureau, 2010 Census. Source: U.S. Census Bureau, 2010 Census.

	York city, Nebraska					
	Total		Male		Female	
	Estimate	Margin of Error	Estimate	Margin of Error	Estimate	Margin of Error
Workers 16 years and over	3,840	+/-246	1,914	+/-144	1,926	+/-178
MEANS OF TRANSPORTATION						
Car, truck, or van	90.3%	+/-3.3	89.6%	+/-4.9	91.0%	+/-3.5
Drove alone	78.8%	+/-3.8	75.2%	+/-6.9	82.3%	+/-4.4
Carpooled	11.5%	+/-3.0	14.4%	+/-5.4	8.7%	+/-3.8
In 2-person carpool	9.4%	+/-2.8	11.6%	+/-4.7	7.2%	+/-3.4
In 3-person carpool	2.0%	+/-1.8	2.5%	+/-3.1	1.5%	+/-1.6
In 4-or-more person carpool	0.1%	+/-0.2	0.3%	+/-0.5	0.0%	+/-1.0
Workers per car, truck, or van	1.07	+/-0.02	1.10	+/-0.04	1.05	+/-0.03
Public transportation (excluding taxicab, motorcycle, or other means of transportation)	0.3%	+/-0.5	0.2%	+/-0.5	0.4%	+/-0.8
Walked	3.8%	+/-2.2	4.9%	+/-3.7	2.8%	+/-2.4
Bicycle	0.6%	+/-0.7	0.5%	+/-0.8	0.7%	+/-1.1
Taxicab, motorcycle, or other means of transportation	0.2%	+/-0.3	0.5%	+/-0.6	0.0%	+/-1.0
Worked at home	4.7%	+/-2.1	4.4%	+/-2.5	5.1%	+/-2.4
PLACE OF WORK						
Worked in state of residence	98.3%	+/-1.2	97.6%	+/-1.7	99.0%	+/-1.6
Worked in county of residence	86.8%	+/-3.6	85.4%	+/-4.9	88.1%	+/-4.9
Worked outside county of residence	11.5%	+/-3.3	12.2%	+/-4.5	10.9%	+/-4.5
Worked outside state of residence	1.7%	+/-1.2	2.4%	+/-1.7	1.0%	+/-1.6
Living in a place	100.0%	+/-0.5	100.0%	+/-1.0	100.0%	+/-1.0
Worked in place of residence	68.5%	+/-4.9	63.0%	+/-7.6	73.9%	+/-5.4
Worked outside place of residence	31.5%	+/-4.9	37.0%	+/-7.6	26.1%	+/-5.4
Not living in a place	0.0%	+/-0.5	0.0%	+/-1.0	0.0%	+/-1.0
Living in 12 selected states	0.0%	+/-0.5	0.0%	+/-1.0	0.0%	+/-1.0
Worked in minor civil division	0.0%	+/-0.5	0.0%	+/-1.0	0.0%	+/-1.0
Worked outside minor civil division	0.0%	+/-0.5	0.0%	+/-1.0	0.0%	+/-1.0
Not living in 12 selected states	100.0%	+/-0.5	100.0%	+/-1.0	100.0%	+/-1.0
Workers 16 years and over who work	3,658	+/-237	1,830	+/-144	1,828	+/-174
TIME LEAVING HOME TO GO TO WORK						
12:00 a.m. to 4:59 a.m.	1.9%	+/-1.2	3.3%	+/-2.2	0.4%	+/-0.7
5:00 a.m. to 5:29 a.m.	1.6%	+/-1.4	1.8%	+/-2.0	1.3%	+/-2.0
5:30 a.m. to 5:59 a.m.	6.4%	+/-2.4	6.8%	+/-3.5	6.1%	+/-3.7
6:00 a.m. to 6:29 a.m.	10.6%	+/-3.0	15.1%	+/-5.9	6.1%	+/-3.4
6:30 a.m. to 6:59 a.m.	15.3%	+/-3.4	18.4%	+/-5.0	12.3%	+/-3.7
7:00 a.m. to 7:29 a.m.	10.8%	+/-2.8	7.2%	+/-3.2	14.3%	+/-4.3
7:30 a.m. to 7:59 a.m.	17.2%	+/-4.2	19.3%	+/-6.0	15.2%	+/-5.1
8:00 a.m. to 8:29 a.m.	8.6%	+/-3.1	6.6%	+/-3.0	10.7%	+/-5.3

8:30 a.m. to 8:59 a.m.	3.8%	+/-2.0	1.5%	+/-1.4	6.2%	+/-4.0
9:00 a.m. to 11:59 p.m.	23.8%	+/-4.9	20.1%	+/-6.8	27.4%	+/-6.0
▼ TRAVEL TIME TO WORK						
Less than 10 minutes	48.7%	+/-5.7	44.6%	+/-7.2	52.8%	+/-6.9
10 to 14 minutes	19.9%	+/-4.3	22.6%	+/-6.1	17.3%	+/-5.4
15 to 19 minutes	9.4%	+/-2.8	7.8%	+/-3.8	11.0%	+/-4.0
20 to 24 minutes	4.3%	+/-2.2	5.7%	+/-3.4	3.0%	+/-2.0
25 to 29 minutes	2.2%	+/-1.3	3.2%	+/-2.5	1.2%	+/-1.3
30 to 34 minutes	6.2%	+/-2.4	6.2%	+/-3.2	6.3%	+/-4.0
35 to 44 minutes	1.0%	+/-1.0	1.2%	+/-1.4	0.8%	+/-1.3
45 to 59 minutes	3.4%	+/-2.0	3.8%	+/-3.4	2.9%	+/-2.2
60 or more minutes	4.8%	+/-2.2	4.9%	+/-2.7	4.7%	+/-2.9
Mean travel time to work (minutes)	15.4	+/-2.7	16.6	+/-3.9	14.2	+/-2.6
▼ VEHICLES AVAILABLE						
▼ Workers 16 years and over in household	3,727	+/-248	1,840	+/-147	1,887	+/-173
No vehicle available	0.6%	+/-0.9	0.0%	+/-1.1	1.2%	+/-1.8



Note: This is a modified view of the original table produced by the U.S. Census Bureau.

Note: This download or printed version may have missing information from the original table.

## INDUSTRY BY SEX FOR THE CIVILIAN EMPLOYED POPULATION 16 YEARS AND OVER

**Survey/Program:**

American Community Survey

**Year:**

2018

**Estimates:**

5-Year

**Table ID:**

S2403

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see <http://www.census.gov/prod/cen2010/doc/sf1.pdf>.NOTE:

For information on confidentiality protection, nonsampling error, and definitions, see <http://www.census.gov/prod/cen2010/doc/sf1.pdf>.Source: U.S.

Census Bureau, 2010 Census.Source: U.S. Census Bureau, 2010 Census.

	York city, Nebraska							
	Total		Male		Percent Male		Female	
	Estimate	Margin of Error	Estimate	Margin of Error	Estimate	Margin of Error	Estimate	Margin of Error
∨ Civilian employed population 16 years and over	3,930	+/-242	1,948	+/-150	49.6%	+/-2.7	1,982	+/-170
∨ Agriculture, forestry, fishing and hunting, and mining	135	+/-72	111	+/-64	82.2%	+/-20.3	24	+/-32
Agriculture, forestry, fishing and hunting	135	+/-72	111	+/-64	82.2%	+/-20.3	24	+/-32
Mining, quarrying, and oil and gas extraction	0	+/-13	0	+/-13	-	**	0	+/-13
Construction	219	+/-84	199	+/-79	90.9%	+/-10.0	20	+/-23
Manufacturing	361	+/-105	290	+/-100	80.3%	+/-9.7	71	+/-36
Wholesale trade	170	+/-92	133	+/-86	78.2%	+/-19.8	37	+/-35
Retail trade	498	+/-162	196	+/-97	39.4%	+/-12.3	302	+/-103
∨ Transportation and warehousing, and utilities:	180	+/-93	139	+/-83	77.2%	+/-18.7	41	+/-37
Transportation and warehousing	87	+/-49	71	+/-45	81.6%	+/-21.8	16	+/-21
Utilities	93	+/-77	68	+/-69	73.1%	+/-32.1	25	+/-31
Information	78	+/-61	29	+/-34	37.2%	+/-31.3	49	+/-45
∨ Finance and insurance, and real estate and rental an	252	+/-107	132	+/-61	52.4%	+/-15.3	120	+/-70
Finance and insurance	198	+/-95	110	+/-56	55.6%	+/-19.8	88	+/-64
Real estate and rental and leasing	54	+/-51	22	+/-25	40.7%	+/-20.7	32	+/-30
∨ Professional, scientific, and management, and adm	300	+/-104	140	+/-77	46.7%	+/-18.2	160	+/-71
Professional, scientific, and technical services	135	+/-58	40	+/-32	29.6%	+/-20.1	95	+/-50
Management of companies and enterprises	42	+/-50	42	+/-50	100.0%	+/-35.6	0	+/-13
Administrative and support and waste managemen	123	+/-70	58	+/-45	47.2%	+/-27.1	65	+/-51
∨ Educational services, and health care and social ass	981	+/-199	238	+/-84	24.3%	+/-6.8	743	+/-164
Educational services	448	+/-149	116	+/-57	25.9%	+/-10.2	332	+/-124
Health care and social assistance	533	+/-132	122	+/-57	22.9%	+/-9.1	411	+/-113
∨ Arts, entertainment, and recreation, and accommoda	365	+/-112	90	+/-69	24.7%	+/-16.4	275	+/-92
Arts, entertainment, and recreation	35	+/-43	0	+/-13	0.0%	+/-39.3	35	+/-43
Accommodation and food services	330	+/-100	90	+/-69	27.3%	+/-17.4	240	+/-77
Other services, except public administration	268	+/-102	158	+/-78	59.0%	+/-15.8	110	+/-54
Public administration	123	+/-60	93	+/-50	75.6%	+/-17.7	30	+/-26

# City of York, Nebraska

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100 E. 4th Street  
York, NE 68467

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- Phone: 402-363-2600

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- [Health Services](#)
- [History](#)
- [Job Opportunities](#)

- [York Chamber of Commerce](#)
- [York County Development Corporation](#)
- [About York](#)
- [City Highlights](#)



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## City Highlights

The City of York is located at the "Crossroads of the Midwest," at the intersection of Interstate 80 and the "Pan American Highway" designated locally as US Highway 81).

Located in the midst of the most productive and fertile farmland in America, York is the hub of economic activity for the area. With a thriving downtown retail area, York also has an active commercial sector located near the intersection of the two major roadways. Industrial companies located in York include an ethanol plant, aerospace component manufacturer and companies that trade both nationally and internationally.

York is also known as an educational center, being the home of York College since its founding in 1890. It also has three large public institutions (elementary, middle and high school), as well as three parochial grade schools, an alternative school, Epworth Village (a 125-year-old housing/educational/treatment facility for youth), and the Region V program (for developmentally challenged individuals).

Recreation in York is abundant, as the community boasts a 394-seat movie theater, the Yorkshire Playhouse (located in a historical downtown building, providing live entertainment), five city parks, a new family aquatic center, a number of baseball diamonds and sand volleyball courts, a community center, two museums and a lake.

Healthcare facilities are abundant in York, with one hospital, a nursing home, assisted living facilities, a specialty clinic, a number of general practitioners, hospice care, home health providers, and more.

New streets have been constructed in recent years, and the water/wastewater facilities are consistently updated. High speed internet access is available, as are all other technological amenities. The municipal airport has been updated in the past few years, with runways extended and lighting/facilities improved.

The City of York has much to offer, when it comes to quality of life, public facilities, job and business opportunities. The York community welcomes your interest in joining us!

### Additional Information About York Nebraska

- [York County Development Corporation](#)
- [Industrial Profile](#)
- [York Area Chamber of Commerce](#)
- [York County Visitors Bureau](#)
- [York News Times](#)
- [York County Government](#)
- [York College](#)
- [York Public Schools](#)
- [York County Agriculture](#)
- [Wessels Living History Farm](#)
- News
- Services

### Latest News

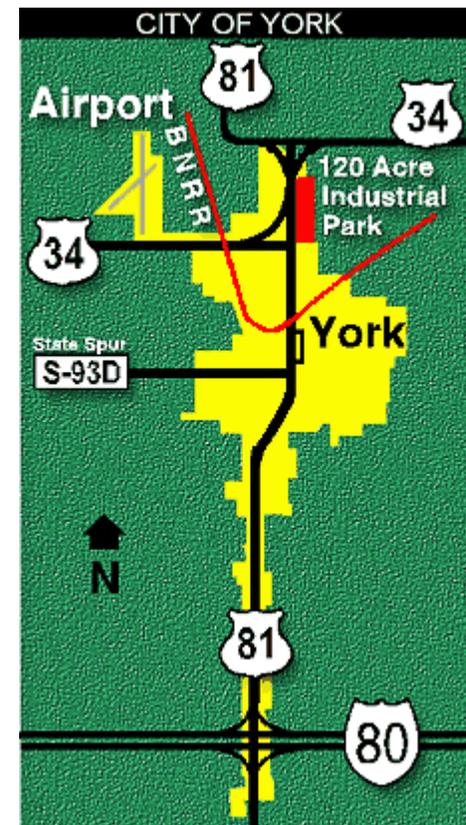
- [2020 Complex Sponsorships](#)  
Monday, November 18, 2019
- [17-18 YPR annual comparisons](#)  
Tuesday, October 16, 2018

[Employment](#) | [Accessibility Statement](#) | [Privacy Policy](#) | [Terms of Use](#)

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## Contact Us

### York Community Center

211 E 7th St  
York, NE 68467

[Get Directions](#) | [Location Details](#)

- Phone: (402) 363-2630
- Fax: (402) 363-0347
- Hours: M-F 6:00 a.m. - 7:00 p.m.  
Sat 1:00 p.m. - 5:00 p.m.  
Sun CLOSED

## In This Department

### Boards & Commissions

- [Advisory Board of Park and Recreation Commissioners](#)
- [Tree Board](#)

## Topics of Interest

- [Community / Family Events](#)
- [Community / Family Events](#)
- [Facilities](#)
- [Family Aquatic Center](#)
  - [Family Aquatic Center Admission](#)
  - [Family Aquatic Center Events](#)
- [Internships & Employment](#)
- [Parks & Playgrounds](#)
  - [Interactive Map of City Parks](#)
- [Programs & Leagues](#)
  - [Adult & Senior Programs](#)
  - [Community Events](#)
  - [Summer Games](#)

- [Youth Programs](#)
- [York Ballpark Complex](#)

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## Facilities

[Photos of Community Center, FAC, Auditorium and Childrens Muesum](#)

**We are starting the process to be able to open our facilities again soon!**

City Parks: will open June 1

Community Center: will open early June (more details to come)

Youth/Adult Summer Programs: will start back mid June or early July (more details to come)

Family Aquatic Center: no decision on opening yet, waiting on guidance from the Governor

Ballpark Complex: no decision on opening yet

Facilities in York, NE:

- [Family Aquatic Center](#)
- [Levitt Stadium](#)
- Miller Park
- [Beaver Creek Park](#)
- [Mincks Park](#)
- [Harrison Park](#)
- [Foster Park](#)
- Skate Park

Click the links below to for maps, hours and more information about facilities in York.

- [Community Center](#)
- [Anna Bemis Palmer Museum](#)
- [City Auditorium](#)
- [Children's Museum](#)
- [Ballpark Complex](#)

- 

[News](#)

## Latest News

- [2019 Tournaments](#)  
Friday, April 19, 2019
- [Auditorium Open Recreation](#)  
Thursday, November 05, 2015
- [Auditorium facility rental form](#)  
Thursday, November 13, 2014

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## Contact Us

- Hours: CLOSED FOR THE YEAR Open Daily: 1-8 p.m. Thrifty Thursday: Open until 9 p.m. and half price admission after 5 p.m. Holiday Hours: July 4th: FAC is open 1-5 p.m.

## In This Department

### Boards & Commissions

- [Advisory Board of Park and Recreation Commissioners](#)
- [Tree Board](#)

## Topics of Interest

- [Community / Family Events](#)
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## Family Aquatic Center



This beautiful facility opened in 2005, and boasts water slides, climbing walls, deck geysers, turtle slide, zero-depth area with spray features, one meter diving board, and an eight lane 50-meter lap pool. The water is heated, lifeguards are on duty, and we have a full service concessions area for patrons to enjoy their favorite food and drink.

Thank you for visiting us during the summer season of 2019! Please hang on to your key tags to use again in the 2020 summer season. The opening day for the York Family Aquatic Center will be on Memorial Day, which is Monday, May 25, 2020. See you next year!

[Click here for FAC Admission Prices](#)

[Click here for FAC Programs & Events](#)

**We are starting the process to be able to open our facilities again soon!**

City Parks: will open June 1

Community Center: will open early June (more details to come)

Youth/Adult Summer Programs: will start back mid June or early July (more details to come)

Family Aquatic Center: no decision on opening yet, waiting on guidance from the Governor

Ballpark Complex: no decision on opening yet

### **Swimming Lessons**

YPR will be offering public swim lessons in three sessions. All sessions will be: Monday, Tuesday, Thursday, and Friday. Class size is limited. For any questions and registration information, contact the Community Center until the Family Aquatic Center is open.

**Who:** Anyone who wants to learn

**Where:** Family Aquatic Center

**Session Fee:** \$35.00

**Session 1: June 1-12**

Beginner: 11:00-11:30 am (2 classes): [Online Registration](#)

Primary: 11:45 am-12:15 pm: [Online Registration](#)

Secondary: 11:45 am-12:15 pm: [Online Registration](#)

Advanced: 11:45 am-12:15 pm: [Online Registration](#)

**Session 2: June 15-26**

Beginner: 11:00-11:30 am: [Online Registration](#)

Primary: 11:45 am-12:15 pm (2 classes): [Online Registration](#)

Secondary: 11:00-11:30 am: [Online Registration](#)

Advanced: 11:45 am-12:15 pm: [Online Registration](#)

Professional: 11:00-11:30 am: [Online Registration](#)

**Session 3: July 6-17**

Beginner: 11:00-11:30 am: [Online Registration](#)

Primary: 11:45 am-12:15 pm (2 classes): [Online Registration](#)

Secondary: 11:00-11:30 am: [Online Registration](#)

Advanced: 11:45 am-12:15 pm: [Online Registration](#)

Professional: 11:00-11:30 am: [Online Registration](#)

## Swimming Lessons Levels

### Beginner–

Participants will learn water safety and basic swimming fundamentals. Upon completion, participants will be able to blow bubbles, bob, front and back float with assistance and enter and exit the water.

### Primary-

Participants will continue to learn and begin to practice water safety while building on previous skills learned. Upon completion, participants will be able to submerge whole body, front and back glide with assistance and have knowledge of the kicks and arm motions.

### Secondary-

Participants will practice water safety while continuing to improve skills learned in the Primary. Upon completion, participants will be able to front and back crawl, jump into chest deep water and front and back glide, and continue to learn the elementary backstroke and breast stroke.

### Advanced-

Participants will be taking their skills to deeper water and practicing water safety at a higher level. Upon completion, participants will be able to tread water for 30 seconds, jump into deeper water, front crawl with head in the water and dive. Participants will also master elementary backstroke, back crawl, and breaststroke. Advanced participants will be able to go off the diving board.

### Professional-

Participants will be fine tuning the skills that they have learned from the previous levels. Participants are good swimmers and fill confident around water. Upon completion, participants will be able dive for objects in the deep end, change direction while swimming the front/back stroke, breaststroke, and elementary backstroke. They will learn the butterfly. They will be able to tread water for an extended period of time.

## Private Swim Lessons

Private swim lessons are taught by lifeguards to ensure that you are the best swimmer you can be. You must contact the FAC to schedule a time.

**When:** Weekdays

**Time:** 9:30-11:00 am (FAC), during open public swim (FAC), or other times (Community Center Pool)

**Who:** Anyone who wants to learn

**Where:** FAC or Community Center Pool

**Fee:** Teacher sets own rate

## Water Babies

This program is for children 6 months to 4 years of age and their parents. It will build swimming readiness by emphasizing fun and safety in the water. Swim diapers must be used unless potty trained. Two class times are available; please indicate which class you would prefer on the registration form.

**When:** Monday-Friday, June 1-5

**Time:** 6:00-6:30 pm & 6:30-7:00 pm

**Who:** 6 Months-4 Years Old

**Where:** Family Aquatic Center

**Fee:** \$25.00

[6:00-6:30 Class: Online Registration](#)

[6:30-7:00 Class: Online Registration](#)

### **FAC at the FAC**

Sign up for the Fitness Aquatic Challenge at the Family Aquatic Center this summer for a little motivation while you work out during the summer months! This challenge will involve lap swimming and water walking with a few other water exercises thrown in. Finishers will receive a t-shirt.

### **Aqua'cize**

Splashing, stretching, and twisting, and even laughing, hooting, and hollering are often heard during this class! Aqua'cize blends it all together into a challenging, safe, and water-based workout that is body-toning, cardio-conditioning, and most of all, exhilarating beyond belief.

**When:** Tuesdays, beginning May 26

**Time:** 5:30-6:15 pm

**Where:** Family Aquatic Center

**Fee:** FAC Membership, Daily Fee, or Fitness Punch Card (\$30.00/10 Classes)

### **Water Aerobics**

Move your summer workout to the swimming pool! Water Aerobics is a great way to tone up your body, develop muscles and improve your health.

**When:** Mondays & Wednesdays, beginning May 27

**Time:** 5:30-6:15 pm

**Where:** Family Aquatic Center

**Fee:** FAC Membership, Daily Fee, or Fitness Punch Card (\$30.00/10 Classes)

### **Toddler Time (May 26–August 4)**

The FAC zero-depth area is reserved just for toddlers and their parents/guardians for playtime! Parents/guardians must be within an arm's reach at all times. Swim diapers are required if necessary.

**When:** Mondays, Tuesdays, Thursdays, & Fridays

**Time:** 12:00-1:00 pm

**Who:** Toddlers (5 Years Old & Under) & Their Parents/Guardians

**Where:** Family Aquatic Center

**Fee:** FAC Membership, Daily Fee, or Coupon for Parent/Guardian

### **Water Walking (May 26–August 5)**

Water Walking is the latest exercise craze of the summer! The FAC will provide the resistance for a great workout.

**When:** Daily

**Time:** 12:00-1:00 pm

**Where:** Family Aquatic Center

**Fee:** FAC Membership, Daily Fee, or Coupon

### **Adult Lap Swim (May 26–August 5)**

The FAC is open for adult lap swim. Swim over your lunch hour for a quick workout!

**When:** Weekdays

**Time:** 12:00-1:00 pm

**Where:** Family Aquatic Center

**Fee:** FAC Membership, Daily Fee, or Coupon

### **Thrifty Thursdays (May 28–July 30)**

The FAC will stay open an extra hour until 9:00 pm every Thursday with a special half price admission discount from 5:00-9:00 pm. Come and enjoy the pool on these special nights!

### **Floaty Fridays (May 29–August 7)**

Patrons will be able to use floaties every Friday at the FAC. The FAC will supply a limited amount of inner-tubes, so feel free to bring your own! In cases where the pool is heavily populated, floaties may have to be removed from the water for safety reasons.

### **Opening Day: Family Aquatic Center's Birthday Party!**

The Family Aquatic Center is turning 15 years old this year, so let's celebrate with a birthday party on opening day! As always, there will be free admission, but there will also be gifts for the first 50 people through the door. Plus, what is a birthday party without cake and cookies?

**When:** Monday, May 25

**Time:** 1:00-4:50 pm

**Fee:** FREE

### **Float 4 Life**

This is a class designed for young kids to learn how to survival float if they were to ever fall into water when no one else is around. Our trained staff will teach every child how to self-rescue. Session 3 will be in July.

**When:** Session 1: June 1-12, Session 2: June 15-26 (Monday-Friday, no Wednesdays)

**Time:** 12:15-12:30 pm, 2:50-3:00 pm, 5:50-6:00 pm

**Who:** Infants, Toddlers, Kids – Anyone who wants to learn

**Where:** Family Aquatic Center

**Fee:** FREE

\*To fully gain the benefits of this class, participating in all 8 sessions is recommended.

\*For more information, watch videos online to see how this class works.

NO REGISTRATION REQUIRED

### **Midnight Swim**

Come to the Family Aquatic Center for a midnight swim! Swim under the stars, play water games in the dark, and enjoy the perfect summer night.

**When:** Friday, June 12

**Time:** 10:00 pm-12:00 am

**Who:** Everyone

**Where:** Family Aquatic Center

**Fee:** FAC Admission

### **Father's Day Special**

What a great way to spend time with Dad on his special day at the Family Aquatic Center. Dad will get in FREE with a child!

**When:** Sunday, June 21

**Time:** 1:00-4:50 pm

### **FAC Family Fun Night**

This night will be full of activities, relays, contests, and games. Make sure you bring your entire family!

**When:** Thursday, June 25

**Time:** 6:30-8:00 pm

**Who:** Everyone

**Where:** Family Aquatic Center

**Fee:** Half-Price Daily Fee or Season Pass

### **Float 4 Life**

This is a class designed for young kids to learn how to survival float if they were to ever fall into water when no one else is around. Our trained staff will teach every child how to self-rescue.

**When:** Session 3: July 6-17 (Monday-Friday, no Wednesdays)

**Time:** 12:15-12:30 pm, 2:50-3:00 pm, 5:50-6:00 pm

**Who:** Infants, Toddlers, Kids – Anyone who wants to learn

**Where:** Family Aquatic Center

**Fee:** FREE

\*To fully gain the benefits of this class, participating in all 8 sessions is recommended.

\*For more information, watch videos online to see how this class works.

## NO REGISTRATION REQUIRED

### **Parents Night Out**

Parents, can't find a babysitter? Kids, do you enjoy pool parties, pizza, movies, and games with friends? Now everybody wins with Parents Night Out!

**When:** Thursday, July 9

**Time:** 5:30-9:00 pm

**Who:** 5 Years Old-5<sup>th</sup> Grade

**Where:** Family Aquatic Center

**Fee:** \$10.00

**Registration Deadline:** Monday, July 6

[Online Registration](#)

### **Beach Party**

The YPR Department can't take you on a trip to the beach, but we will bring the beach to you! We will be playing water limbo, having a water balloon fight, running through sprinklers, and more. Bring your own towels; there is fun to be had by all!

**When:** Friday, July 17

**Time:** 1:00-5:00 pm

**Who:** Everyone

**Where:** Family Aquatic Center

**Fee:** FAC Admission

### **Dive-In Movie**

YPR will be showing a movie on a projector screen at the Family Aquatic Center. Float in the pool as you watch a classic movie and enjoy popcorn!

**When:** Saturday, July 18

**Time:** 9:00 pm

**Who:** Everyone

**Where:** Family Aquatic Center

**Fee:** FREE

### **Kooky Carnival**

Come out to the Family Aquatic Center to enjoy carnival food, lots of fun carnival games, and competitions. Score points to get tickets, then cash your tickets in for prizes! Don't miss out on this awesome family event.

**When:** Thursday, July 23

**Time:** 6:00-8:00 pm

**Who:** Everyone

**Where:** Family Aquatic Center

**Fee:** Half-Price Daily Fee or Season Pass

### **Midnight Swim**

Come to the Family Aquatic Center for a midnight swim! Swim under the stars, play water games in the dark, and enjoy the perfect summer night.

**When:** Friday, July 31

**Time:** 10:00 pm-12:00 am

**Who:** Everyone

**Where:** Family Aquatic Center

**Fee:** FAC Admission

### **Soggie Doggie Day**

Let your dog have a chance to enjoy the FAC like you did all summer! This day will be reserved just for your four-legged friends. Your dog will get to enjoy swimming in the pool before it is drained for the summer.

**When:** Sunday, August 30

**Time:** 4:30-6:00 pm

**Fee:** \$5.00/Dog

\*Open to all dogs that can swim and are compatible with other dogs. Dogs must be leashed when not in the water. All dogs must have current vaccinations. Warning: FAC has slotted gutter grates that may be hazardous to dog's feet when exiting pool. Dogs should exit from the zero-depth area. People are not allowed to swim; they can be in the water only to attend to their dog.

- News
- Services

## Latest News

- [17-18 YPR annual comparisons](#)  
Tuesday, October 16, 2018
- [Family Aquatic Center Events](#)  
Friday, March 28, 2014

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## Contact Us

[Terri Carlson](#), Director



[Department Home](#)

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## Holthus Convention Center



The Holthus Convention Center is the perfect venue to host your next event. With its convenient location on Highway 81, just north of the I-80 York interchange, this beautiful 40,000 square foot facility is versatile enough to meet all your needs. From weddings, meetings and banquets to trade shows and conferences, we can help you plan any event.

The Grand Ballroom is the main focal point of the venue and is sure to impress. With its built-in stage and state of the art audio/video system with retractable big screens, this room can accommodate up to 1500 guests with theatre style seating. The Grand Ballroom can also be divided into five separate rooms that can be operated independently for greater event flexibility. If you require less space, choose from one of our six additional smaller meeting rooms to meet your needs.



With numerous options for meeting space, the Holthus Convention Center will be capable of hosting numerous events at one time without the fear of interference. Two separate kitchens will allow for multiple events to be catered simultaneously, with clients having the freedom to choose a caterer of their choice.



No matter what the occasion, the Holthus Convention Center can accommodate your needs.

[Visit the Convention Center's Website.](#)

### Key Features:

- Located just off of the 1-80 and Highway 81 interchange
- 40,000 square feet of event space
- Host events with up to 1500 guests (meeting style) or 800 (banquet style)
- Grand Ballroom with built-in stage and dressing rooms
- Eleven total ballrooms/meeting rooms to choose from
- Wireless internet
- Video conferencing
- On-site Audio Visual Systems
- 700 lodging rooms within five blocks of venue
- Opening Fall 2014

**For questions or to book an event please contact:**

Terri Carlson

Director, Holthus Convention Center

O: 402.363.2675 | M: 402.239.8771

E: [tercarlson@cityofyork.net](mailto:tercarlson@cityofyork.net)

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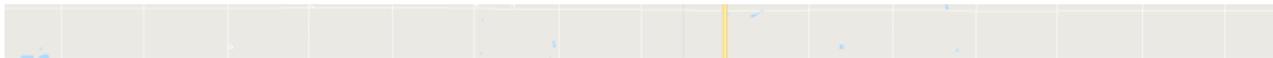
- Phone: 402-363-2600

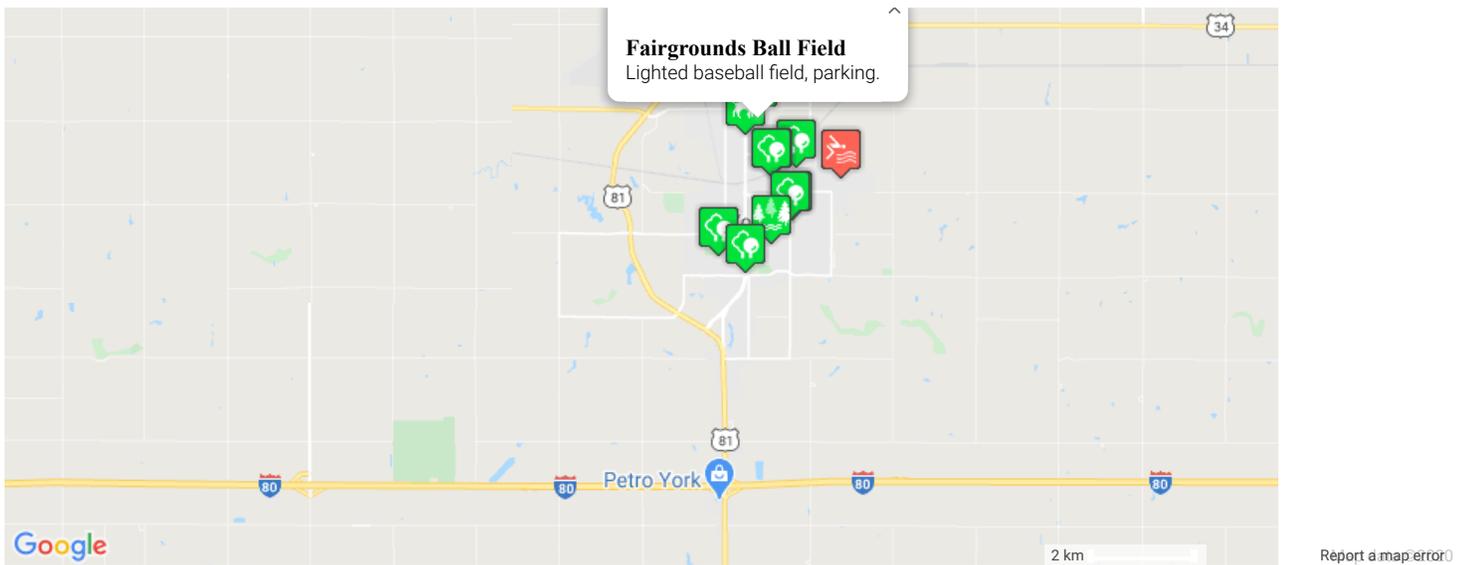
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## Parks and Playgrounds

## Parks and Playgrounds

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## MAP DETAILS

**[Minck's Park and Family Aquatic Center](#)**[Click Here for More Information](#)**[Fairgrounds Ball Field](#)**

Lighted baseball field, parking.

**[Miller Park](#)**

Three regulation lighted softball fields with electronic scoreboards, modern playground equipment, picnic pavilion with grill and electrical plug-ins, security lighting, restrooms, and off-street parking.

[Click Here for More Information](#)**[Harrison Park](#)**

Picnic pavilion with grill and electrical plug-ins, modern playground equipment, hiking and biking trails, sand volleyball courts, horseshoe pits, restrooms, parking.

[Click Here for More Information](#)**[Beaver Creek Park](#)**

Lighted hiking and biking trail, playground equipment, lighted baseball field with electronic scoreboard, picnic facilities with grills, two lighted tennis courts, restrooms, off-street parking.

[Click Here for More Information](#)**[Foster Park Arboretum](#)**

State recognized arboretum with numerous Nebraska hearty species of trees, shrubs and flowerbeds. Vine covered arbor, walkways.

[Click Here for More Information](#)**[Duke Park](#)**

Kids lighted softball and baseball field, picnic area, playground equipment, restrooms, off-street parking.

[Click Here for More Information](#)**[Middle School Athletic Field](#)**

Lighted baseball and football field, restrooms, parking.

[Click Here for More Information](#)**[York Dog Park](#)**

York's newest park is a fenced in area of over 2 acres for off-leash dogs.

[Click Here For More Information](#)

**[Levitt Stadium](#)**

Home of many seasonal sports including baseball, football, and soccer with electronic scoreboard, concessions stand, restrooms, and off-street parking.

[Click Here for More Information](#)

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**[East Hill Park](#)**

Three lighted tennis courts, picnic pavilion with grill and electrical plug-ins, modern playground equipment, sand volleyball court, restrooms, and off-street parking.

[Click Here for More Information](#)

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## Contact Us

2300 E 12th St  
York, NE 68467

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- Mobile: (402) 710-8074

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- [City Insurance Committee](#)
- [Community Redevelopment Authority Advisory Group](#)
- [General Pension Board](#)
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## York Ballpark Complex



For more photos please click the link: [Slide Show](#)

The York Ballpark Complex opened in March of 2017. The York Ballpark Complex is the newest place for everyone to "play ball." This state-of-the-art baseball/softball complex has two championship fields and six standard fields. Seven of the eight fields are multi-purpose fields, meaning both baseball and softball can be played. The eighth field meets regulation dimensions and has a grass infield for baseball.

The Ballpark Complex is the home of York High School softball, York College softball, York College baseball (fall season), Knights baseball, Fusion softball, Optimist baseball, and T-ball; a total of 37 local teams. Along with the local baseball/softball programs, the Ballpark Complex hosts weekend tournaments from April-October. Last year, it hosted 13 tournaments, with 17 already scheduled for the 2019 season. It is estimated that 1,693 games were played in 2018, and 54,176 people walked through the gates of the Ballpark Complex!

The Ballpark Complex also includes a controlled entry with ticket booth, playground, and four batting cages. There are two multi-use facility with concession stand, restrooms, press box, and an umpire lounge. The Ballpark Complex is a state attraction and an asset to the community of York!

## 2020 York Ballpark Complex Tournament Schedule

### April

**3-5: USSSA Softball**

**10-12: (Easter weekend) - Open**

**17-19: USSSA Softball**

**24-26: Marc Haggadone**

### May

**1-3: USSSA Softball**

**8-10: USSSA Softball**

**15-17: Nebraska USA Softball**

**22-24: USSSA Softball:**

**29-31: Nebraska USA Softball**

### June

**5-7: USSSA Softball**

**12-14: USSSA Softball**

**19-21: Marc Haggadone**

**20 @ Miller: Nebraska USA Softball**

**26-28: USSSA Softball**

### July

**3-5: USSSA Softball**

**10-12: SLS League Tournament**

### October

**2-4: Nebraska USA Softball**

[Field Information](#)

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**No pets are allowed in the York Ballpark Complex. If you have a service pet or emotional care pet you must provide the appropriate documentation to the admission staff, and your pet must have the proper identification showing (vest, tags, etc).**

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- Documents & Reports

### Latest News

- [2020 Complex Sponsorships](#)  
Monday, November 18, 2019
- [Complex Bidding](#)  
Wednesday, December 26, 2018
- [Complex Info Flyer](#)  
Wednesday, December 26, 2018

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### Fire Station

815 N Grant Ave  
York, NE 68467

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- Phone: (402) 363-2610

## In this Department

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## Fire Department



York Fire Department provides Fire and EMS protection out of a central downtown station located at 815 N. Grant Avenue. The York Fire Department is a combination department staffed by The Fire Chief, a Training/Safety Officer, and 12 Shift personnel which are complimented by a dedicated Volunteer Staff.

The department provides fire protection for the City of York and by inter-local agreement for the York Rural Fire District. The department houses, staffs and maintains all fire apparatus owned by the City of York and the York Rural Fire District.

The York Fire Department provides an Advanced Life Support level of pre-hospital care for the City of York and surrounding communities through an inter-local agreement designating the department as the county ambulance service. Inter-Facility transfers are also provided for the 2 hospitals located within York County.

- Department Services

## Department Services

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# CITY OF YORK PARKS & RECREATION

## City Parks

### Parks

- Beaver Creek
- Dog Park
- Duke Park
- East Hill
- Foster Park Arboretum
- Harrison Park
- Miller Park
- Mincks Park
- Skate Park
- Ballpark Complex



### Shelter

### Reservations:

Available at East Hill, Harrison  
and Mincks upon request

### Park

### Reservations:

Available at Foster Park upon  
request. \$100 maintenance fee for an  
event.

### Ball Field

### Reservations:

Available at East Hill, Complex,  
Miller Park, and Beaver Creek

## Contact:

Cheree Folts  
Director of Parks and  
Recreation  
402-363-2630  
cfolts@cityofyork.net



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# YORK PUBLIC SCHOOLS

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[contact@yorkdukes.org](mailto:contact@yorkdukes.org)

**Mitch Bartholomew, Superintendent**

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EXHIBIT B  
Davis Engineering Statement

**Engineering Statement**  
prepared for  
**Gray Television Licensee, LLC**  
KSNB-TV Facility ID 21161  
Ch. 24 York, NE

This engineering statement has been prepared on behalf of *Gray Television Licensee, LLC* (“*Gray*”), licensee of KSNB-TV (Facility ID 21161, Superior, NE) in support of a *Petition for Rulemaking* to amend §73.622(i) by changing KSNB-TV’s digital television channel assignment and principal community. KSNB-TV is licensed to operate on Channel 4 at Superior NE (BLCDT-20121001AOP). As described herein, *Gray* requests substitution of Channel 24 at York, NE in lieu of Channel 4 at Superior, NE. This statement provides revised engineering parameters and analysis to amend *Gray’s* original *Petition for Rulemaking*, LMS file number 0000118815.

The substitution would allow KSNB-TV to utilize a shared transmitting location with *Gray’s* full-service television station KOLN, Facility ID 7890, Channel 10, Lincoln NE). The KOLN tower site is located 23.5 km from the licensed KSNB-TV site.

The tower structure supporting the KOLN antenna collapsed on January 18, 2020 during an ice storm and KOLN is presently silent (file# 0000098791). *Gray* intends on rebuilding the KOLN tower structure at Beaver Crossing, NE, the location of the tower collapse. The KOLN tower structure corresponds to FCC Antenna Structure Registration (“ASR”) number 1041796, having an overall height above ground level (“AGL”) of 1500 feet (457.2 meters). The proposed KOLN replacement tower will be built to match the original tower’s height AGL.<sup>1</sup> *Gray* is contemporaneously submitting an amended minor change application (file# 0000118570) for a Construction Permit to authorize KOLN to increase its effective radiated power (“ERP”) while

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<sup>1</sup>As described in the original KOLN minor modification application, *Gray* had proposed to build a replacement tower that increases the height by 150 feet (45.7 meters) to an overall height AGL of 1650 feet (483.7 meters), an increase of 10 percent. The FAA was notified of the proposed height increase (2020-ACE-5172-OE, submitted July 17, 2020) and issued a Notice of Presumed Hazard on September 29, 2020. Rather than pressing the FAA for further study and public circularization of the height increase, and to expedite the process, *Gray* now seeks to rebuild the KOLN tower to its original height of 1500 feet AGL (457.2 meters) corresponding to the existing ASR number 1041796. The original KSNB-TV *Petition for Rulemaking* (file# 0000118815) incorporated the former KOLN proposal for increased tower height.

maintaining its licensed antenna HAAT, thus expanding the KOLN noise limited service contour (“NLSC”) area.

The replacement KOLN tower is being designed to support additional appurtenances, including a side-mounted antenna for KSNB-TV. The existing KSNB-TV Channel 4 operation is in the Low-Band VHF spectrum and has proven to be ineffective for satisfactory viewer reception as discussed herein and elsewhere in the petition. The use of Channel 24 would place KSNB-TV in the UHF spectrum which is known to provide robust signal levels for home reception. In addition to moving to the more effective UHF spectrum, the proposed Channel 24 operation would allow *Gray* to consolidate these full-service facilities to a shared tower structure.

*Gray* has determined that many viewers experience significant difficulty in receiving KSNB-TV’s signal. Problems with digital Low-Band VHF reception by stations in many markets were widely publicized since the 2009 digital transition date. It has been established that indoor reception is difficult for digital Low-Band VHF stations such as KSNB-TV due to the longer wavelength signal’s inability to readily pass through buildings (the windows are smaller than the wavelength size), the ineffectiveness of many indoor antennas many of which were designed to emphasize the shorter wavelengths for UHF reception, and high levels of manmade and environmental noise.

A summary of the licensed Channel 4 and proposed Channel 24 technical parameters is provided in the following.

**Licensed Channel 4 Parameters (BLCDT-20121001AOP)**

Facility ID	State and City		DTV								
			Chan	ERP (kW)	HAAT (m)	Antenna ID	Latitude (DDMMSS) NAD-83	Longitude (DDMMSS) NAD-83	Area (sq km)	Population (2010)	% Interf. Received
21161	NE	SUPERIOR	4	23.5	271	NON-D	40-45-07	97-27-05	40,289.1	656,650	0.00

**Antenna C/R AMSL: 751.4 meters**

**Proposed Channel 24 Parameters**

Facility ID	State and City		DTV								
			Chan	ERP (kW)	HAAT (m)	Antenna ID	Latitude (DDMMSS) NAD-83	Longitude (DDMMSS) NAD-83	Area (sq km)	Population (2010)	% Interf. Received
21161	NE	YORK	24	260	430	NON-D	40-48-11	97-10-53	30,247.9	660,737	0.30

**Antenna C/R AMSL: 935.9 meters**

A map is supplied as Figure 1, which depicts the standard predicted coverage contours. This map includes the boundaries of York, NE. As demonstrated thereon, the proposed facility complies with §73.625(a)(1) as the entire community of York will be encompassed by the 48 dBμ contour.

The concurrent change in principal community to York is necessary because the proposed transmitting location (a relocation of 23.5 km) cannot provide adequate principal community service to the existing community of Superior. According to 2010 US Census data, Superior has a population of 1,957 persons and an area of 4.9 square kilometers, while York’s population is 7,766 persons over an area of 14.9 sq km.

Interference study per FCC OET Bulletin 69<sup>2</sup> shows that the proposal complies with the 0.5 percent limit of new interference caused to pertinent nearby full service and Class A television stations and reassignments as required by §73.616. The interference study output report is provided as Table 1.

**Service Gain and Loss**

Due to the change in transmitter site location the proposed channel change will result in a shift in the KSNB-TV service contour area. Figure 2 supplies a coverage contour comparison map to depict KSNB-TV licensed and proposed NLSC along with the areas of gain and loss. This map considers KOLN as presently licensed. The table below, from Figure 2, summarizes the area and population in those gain and loss areas.

---

<sup>2</sup>FCC Office of Engineering and Technology Bulletin number 69, *Longley-Rice Methodology for Evaluating TV Coverage and Interference*, February 6, 2004 (“OET-69”). This analysis employed the FCC’s current “TVStudy” software with the default application processing template settings, 2 km cell size, and 1 km terrain increment. Comparisons of various results of this computer program (run on a Mac processor) to the FCC’s implementation of TVStudy show excellent correlation.

**KSNB-TV NLSC Gain - Loss Population Detail**

Proposed: KSNB-TV as Ch-24 side at Beaver Crossing			
41 dBu Total Population 604,121			
Existing: KSNB-TV Ch-4 Licensed			
28 dBu Total Population 661,418			
Gain Area Total Population: 62,472			
Loss Area Total Population: 119,769			
Common Area Total Population: 541,649			
Net Gain in Total Population: -57,297			
Number of Services	Gain	Loss	Net Gain
-----	----	----	-----
0	0	353	-353
1	0	6,180	-6,180
2	0	1,386	-1,386
3	0	2,848	-2,848
4	0	10,210	-10,210
5 or more	62,472	98,792	-36,320

*Gray's* companion minor change proposal to expand KOLN will provide replacement television service over much of the KSNB-TV loss area. Figure 3 and the table below provide the resulting population and area summary for the net changes proposed for the composite of KSNB-TV and KOLN's NLSC areas.

**KSNB-TV and KOLN Composite NLSC Gain - Loss Population Detail**

Proposed: KSNB-TV Ch-24 and KOLN-Ch-10			
Composite NLSC Total Population: 1,416,446			
Existing: KSNB-TV Ch-4 Lic and KOLN-Ch-10 Lic			
Composite NLSC Total Population 1,222,712			
Gain Area Total Population: 202,654			
Loss Area Total Population: 8,920			
Common Area Total Population: 1,213,792			
Net Gain in Total Population: 193,734			
Number of Services	Gain	Loss	Net Gain
-----	----	----	-----
0	150	14	136
1	4,816	523	4,293
2	5,860	18	5,842
3	219	99	120
4	112	3,086	-2,974
5 or more	191,497	5,180	186,317

The composite gain-loss analysis for changes to both stations shows that the loss area involves 8,920 persons, 14 of which would have no alternate service and 523 persons with one other service. Most of the loss area has 4 or more other services, where 3,086 persons would have 4 other services and 5,180 persons would have 5 or more services. These minor losses are offset by the population in the gain areas, where there would be a net gain of 136 persons receiving their

first television service (having no other service), 4,293 persons receiving their second service (having only one other service), and 5,842 persons receiving their third service (having only two other services).

### **Mutual Exclusivity and Available Remaining Channels**

*Gray* is requesting waiver of §1.420(i) regarding mutual exclusivity regarding the proposed change in channel and principal community. The distance between the community reference points for Superior NE and York NE is 102.2 km, which does not exceed the 103 km maximum service area radius for UHF stations as described in §73.626(c). KOLN's principal community of Lincoln NE is located 77.4 km from York and 146.6 km from Superior. All three communities are within the Lincoln & Hastings-Kearney DMA.

The changes proposed for KSNB-TV would not foreclose opportunity to allot additional TV channels to any of the three communities involved (Superior NE, York NE, and Lincoln NE). Pursuant to §73.623(d), future petitions to add new digital television allotments must comply with minimum distance spacing requirements. Considering the proposed KSNB-TV changes, geographic spacing analysis of existing television allotments and interference protection to Class A stations in the region shows that 18 television channels would be available for Superior, NE as summarized in Table 2. There would be 14 television channels available for York, NE and 9 television channels available for Lincoln, NE as summarized in Tables 3 and 4, respectively.

### **Conclusion**

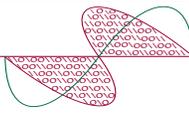
The proposed channel substitution and principal community change complies with the FCC's principal community coverage requirements of §73.625 and the interference protection requirements of §73.616. The changes would not preclude the future allotment of new television channels in the region.

List of Attachments

Figure 1	Proposed Coverage Contours
Figure 2	Gain and Loss Areas – With KOLN as Licensed
Figure 3	Gain and Loss Areas – With KOLN Expansion
Table 1	TVStudy Analysis of Proposal
Table 2	Available Channels – Superior, NE
Table 3	Available Channels – York, NE
Table 4	Available Channels – Lincoln, NE

**Chesapeake RF Consultants, LLC**

Joseph M. Davis, P.E.	October 6, 2020	
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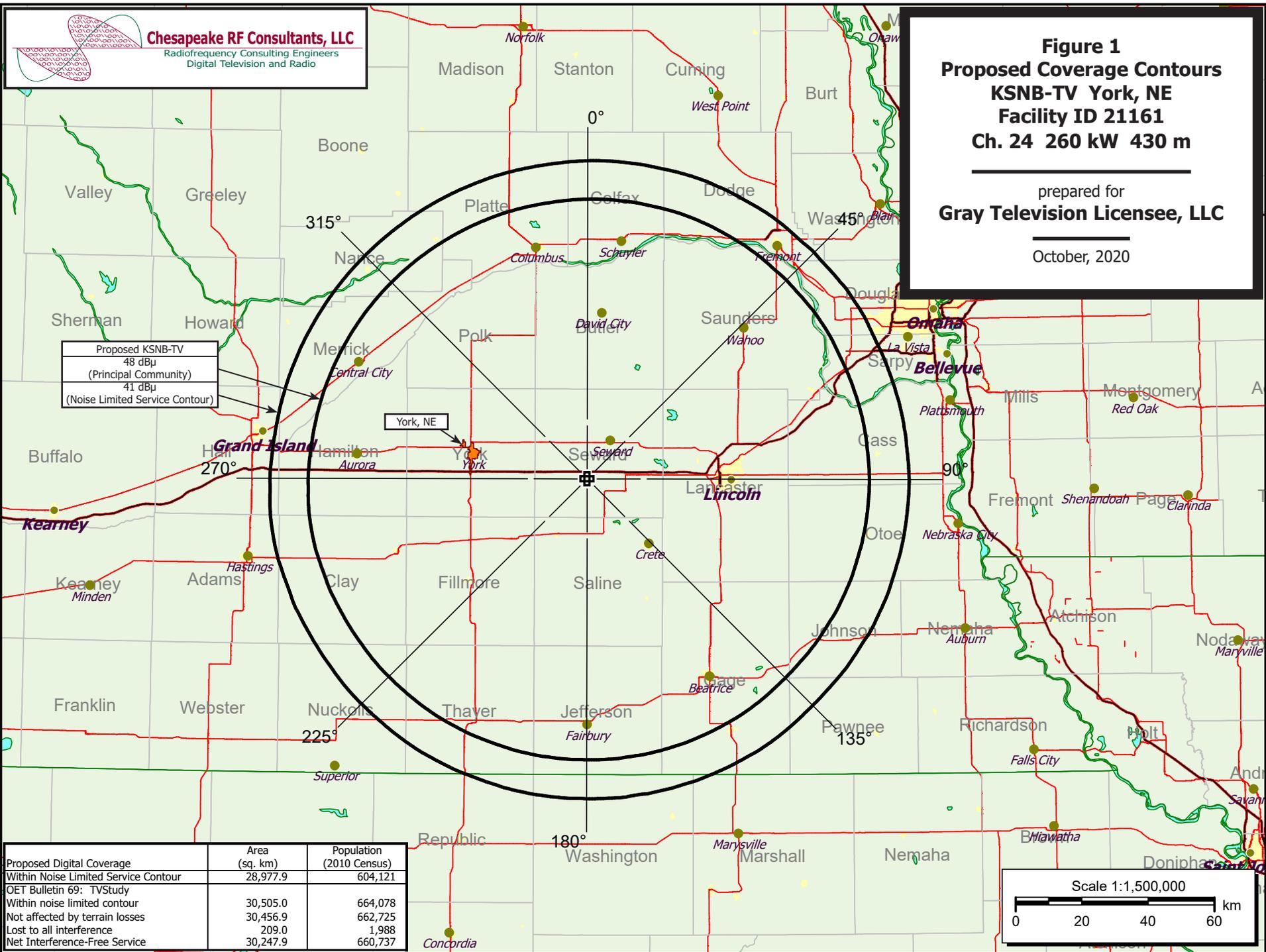


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 Digital Television and Radio

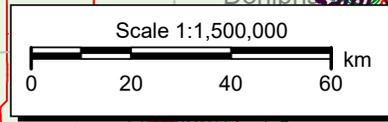
**Figure 1**  
**Proposed Coverage Contours**  
**KSNB-TV York, NE**  
**Facility ID 21161**  
**Ch. 24 260 kW 430 m**

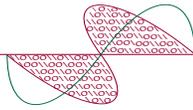
prepared for  
**Gray Television Licensee, LLC**  
 October, 2020

Proposed KSNB-TV  
 48 dBμ  
 (Principal Community)  
 41 dBμ  
 (Noise Limited Service Contour)



Proposed Digital Coverage	Area (sq. km)	Population (2010 Census)
Within Noise Limited Service Contour	28,977.9	604,121
OET Bulletin 69: TVStudy		
Within noise limited contour	30,505.0	664,078
Not affected by terrain losses	30,456.9	662,725
Lost to all interference	209.0	1,988
Net Interference-Free Service	30,247.9	660,737





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 Radiofrequency Consulting Engineers  
 Digital Television and Radio

**Figure 2**  
**Gain-Loss Analysis**  
**With KOLN as Licensed Only**  
**FCC Coverage Contours**  
**KSNB-TV Ch. 24 York, NE**  
**Facility ID 21161**

prepared for  
**Gray Television Licensee, LLC**

October, 2020

Licensed KSNB-TV  
 Ch. 4 Superior, NE  
 BLCDT-20121001AOP  
 28 dBu Contour (NLSC)  
 Area: 40,376.7 sq km  
 Population: 661,418

Proposed KSNB-TV  
 Ch. 24 York, NE  
 At KOLN Rebuilt Tower  
 260 kW ERP 430 m HAAT  
 41 dBu Contour (NLSC)  
 Area: 28,977.9 sq km  
 Population: 604,121

Loss Area

Common Coverage Area (No Change)

Lic KSNB-TV Site

KOLN Site

Gain Area

**Alternative Services Depicted**  
**Authorized Post-Repack Facilities**  
**Noise Limited Service Contours**

Call Sign	Ch.	Community
KNHL	5	Hastings, NE
KLKN	8	Lincoln, NE
KCAU-TV	9	Sioux City, IA
KOLN	10	Lincoln, NE
KGIN	11	Grand Island, NE
KUON-TV	12	Lincoln, NE
KHGI-TV CP	13	Kearney, NE
WIBW-TV	13	Topeka, KS
KTIV	14	Sioux City, IA
KFXL-TV	15	Lincoln, NE
KYNE-TV CP	17	Omaha, NE
KXNE-TV CP	19	Norfolk, NE
KETV	20	Omaha, NE
WOWT	22	Omaha, NE
KLNE-TV CP	26	Lexington, NE
KPTM	26	Omaha, NE
KHNE-TV	28	Hastings, NE
KSIN-TV	28	Sioux City, IA
KXVO	29	Omaha, NE
KPTH	30	Sioux City, IA
KMTV-TV	31	Omaha, NE
KMEG	32	Sioux City, IA
KBIN-TV	33	Council Bluffs, IA
KHIN	35	Red Oak, IA

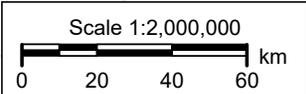
**Service Gain/Loss Population Report**  
 Population Database: 2010 US Census (PL)  
 Full Power Television NLSC Areas

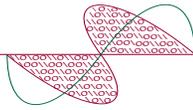
Proposed: KSNB-TV as Ch-24 side at Beaver Crossing  
 41 dBu Total Population 604,121

Existing: KSNB-TV Ch-4 Licensed  
 28 dBu Total Population 661,418

Gain Area Total Population: 62,472  
 Loss Area Total Population: 119,769  
 Common Area Total Population: 541,649  
 Net Gain in Total Population: -57,297

Number of Services	Gain	Loss	Net Gain
0	0	353	-353
1	0	6,180	-6,180
2	0	1,386	-1,386
3	0	2,848	-2,848
4	0	10,210	-10,210
5 or more	62,472	98,792	-36,320



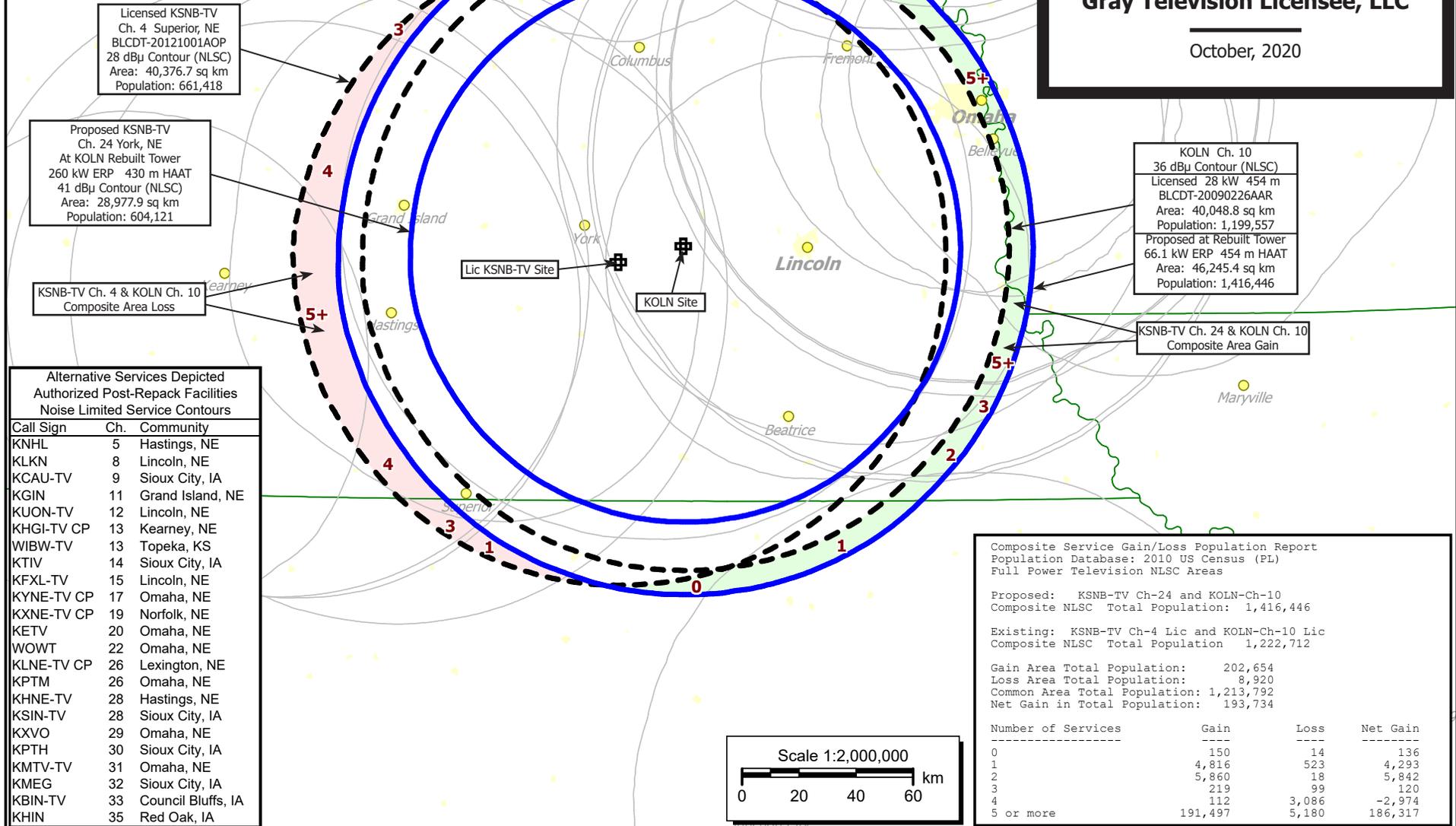


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 Radiofrequency Consulting Engineers  
 Digital Television and Radio

**Figure 3**  
**Composite Gain-Loss Analysis**  
**With KOLN Expansion**  
**FCC Coverage Contours**  
**KSNB-TV Ch. 24 York, NE**  
**Facility ID 21161**

prepared for  
**Gray Television Licensee, LLC**

October, 2020



**Table 1 KSNB-TV TVStudy Analysis of Proposal**  
(page 1 of 2)



tvstudy v2.2.5 (4uoc83)  
Database: localhost, Study: KSNB-TV amend Ch-24, Model: Longley-Rice  
Start: 2020.10.05 16:08:02

Study created: 2020.10.05 16:08:02

Study build station data: LMS TV 2020-10-05

Proposal: KSNB-TV D24 DT APP York, NE  
File number: KSNB-TV amend Ch-24  
Facility ID: 21161  
Station data: User record  
Record ID: 3232  
Country: U.S.  
Zone: II

Search options:  
Baseline record excluded if station has CP

Stations potentially affected by proposal:

IX	Call	Chan	Svc	Status	City, State	File Number	Distance
No	KIMT	D24	DT	LIC	MASON CITY, IA	BLANK0000067292	473.3 km
No	KGPT-CD	D24	DC	LIC	WICHITA, KS	BLDTA20130404ABI	335.1
No	KGPT-CD	D24	DC	CP	WICHITA, KS	BCCDTL20111228ACD	335.1
Yes	KCTV	D24	DT	LIC	KANSAS CITY, MO	BLCDT20110405ABD	293.5
Yes	KCSD-TV	D24	DT	LIC	SIOUX FALLS, SD	BLEDT20081121AKM	311.1

No non-directional AM stations found within 0.8 km

No directional AM stations found within 3.2 km

Record parameters as studied:

Channel: D24  
Latitude: 40 48 11.00 N (NAD83)  
Longitude: 97 10 53.00 W  
Height AMSL: 888.7 m  
HAAT: 429.7 m  
Peak ERP: 260 kW  
Antenna: Omnidirectional  
Elev Pattn: Generic  
Elec Tilt: 1.00

39.8 dBu contour:

Azimuth	ERP	HAAT	Distance
0.0 deg	260 kW	425.9 m	98.3 km
45.0	260	437.3	99.1
90.0	260	443.3	99.6
135.0	260	433.2	98.8
180.0	260	433.5	98.8
225.0	260	428.8	98.5
270.0	260	423.2	98.1
315.0	260	412.2	97.3

Distance to Canadian border: 898.0 km

Distance to Mexican border: 1283.7 km

Conditions at FCC monitoring station: Grand Island NE  
Bearing: 277.6 degrees Distance: 105.7 km

Proposal is not within the West Virginia quiet zone area

Conditions at Table Mountain receiving zone:  
Bearing: 266.6 degrees Distance: 683.7 km

Study cell size: 2.00 km  
Profile point spacing: 1.00 km

Maximum new IX to full-service and Class A: 0.50%  
Maximum new IX to LPTV: 2.00%

**Table 1 KSNB-TV TVStudy Analysis of Proposal**  
(page 2 of 2)



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Interference to BLCDT20110405ABD LIC scenario 1

Desired:	Call	Chan	Svc	Status	City, State	File Number	Distance			
	KCTV	D24	DT	LIC	KANSAS CITY, MO	BLCDT20110405ABD				
Undesireds:	KSNB-TV	D24	DT	APP	York, NE	KSNB-TV amend Ch-24	293.5 km			
	KGPT-CD	D24	DC	LIC	WICHITA, KS	BLDTA20130404ABI	292.5			
	KMOV	D24	DT	LIC	ST. LOUIS, MO	BLCDT20090626ACG	375.8			
	KMCI-TV	D25	DT	LIC	LAWRENCE, KS	BLANK0000074650	11.1			
	Service area		Terrain-limited		IX-free, before	IX-free, after	Percent New IX			
	33968.5	2,547,456	33628.4	2,545,645	33347.9	2,537,289	33224.0	2,533,221	0.37	0.16
Undesired				Total IX	Unique IX, before	Unique IX, after				
KSNB-TV D24 DT APP				127.9	4,072	123.9	4,068			
KMOV D24 DT LIC				32.0	85	28.0	78			
KMCI-TV D25 DT LIC				252.5	8,278	244.5	8,267			

-----  
Interference to BLEDT20081121AKM LIC scenario 1

Desired:	Call	Chan	Svc	Status	City, State	File Number	Distance			
	KCSD-TV	D24	DT	LIC	SIOUX FALLS, SD	BLEDT20081121AKM				
Undesireds:	KSNB-TV	D24	DT	APP	York, NE	KSNB-TV amend Ch-24	311.1 km			
	KSAX	D24	DT	LIC	ALEXANDRIA, MN	BLANK0000074900	263.6			
	Service area		Terrain-limited		IX-free, before	IX-free, after	Percent New IX			
	11038.9	273,553	11002.8	273,447	10998.8	273,445	10990.8	273,410	0.07	0.01
Undesired				Total IX	Unique IX, before	Unique IX, after				
KSNB-TV D24 DT APP				8.0	35	8.0	35			
KSAX D24 DT LIC				4.0	2	4.0	2			

-----  
Interference to proposal scenario 1

Desired:	Call	Chan	Svc	Status	City, State	File Number	Distance		
	KSNB-TV	D24	DT	APP	York, NE	KSNB-TV amend Ch-24			
Undesireds:	KGPT-CD	D24	DC	LIC	WICHITA, KS	BLDTA20130404ABI	335.1 km		
	KCTV	D24	DT	LIC	KANSAS CITY, MO	BLCDT20110405ABD	293.5		
	Service area		Terrain-limited		IX-free	Percent IX			
	30505.0	664,078	30456.9	662,725	30247.9	660,737	0.69	0.30	
Undesired				Total IX	Unique IX	Prct Unique IX			
KCTV D24 DT LIC				208.9	1,988	208.9	1,988	0.69	0.30

**Table 2**

**Available Channels – Superior, NE**

prepared for

**Gray Television Licensee, LLC** (KSNB-TV)



Available TV Channels that comply with §73.623(d) for Superior, NE  
 Minimum distance spacing requirements for petitions to add new DTV allotments  
 Community Reference Point 40° 01' 22.7" N-Lat, 98° 03' 58.5" W-Lon

Channel	Fully-Spaced Allotment Point and Site Restriction, if any
2	OK with 14 km site restriction to East Allotment Point at 40° 00' 17" N-Lat, 97° 54' 15" W-Lon
3	OK at Community Reference Point
4	OK at Community Reference Point (assumes KSNB-TV is changed to Channel 24 at York, NE)
6	OK with 38 km site restriction to Southeast Allotment Point at 39° 46' 52" N-Lat, 97° 44' 57" W-Lon
9	OK at Community Reference Point
18	OK at Community Reference Point
19	OK with 5 km site restriction to North Allotment Point at 40° 04' 05" N-Lat, 98° 04' 13" W-Lon
20	OK at Community Reference Point
21	OK at Community Reference Point
23	OK at Community Reference Point (considers that KSNB-TV is changed to Channel 24 at York, NE)
25	OK at Community Reference Point (considers that KSNB-TV is changed to Channel 24 at York, NE)
30	OK at Community Reference Point
31	OK at Community Reference Point
32	OK at Community Reference Point
33	OK at Community Reference Point
34	OK at Community Reference Point
35	OK at Community Reference Point
36	OK at Community Reference Point

18 TV channels total available for Superior, NE

Table 3

**Available Channels – York, NE**

prepared for

**Gray Television Licensee, LLC** (KSNB-TV)



Available TV Channels that comply with §73.623(d) for York, NE  
 Minimum distance spacing requirements for petitions to add new DTV allotments  
 Community Reference Point 40° 52' 09.8" N-Lat, 97° 35' 33.9" W-Lon

Channel	Fully-Spaced Allotment Point and Site Restriction, if any
2	OK with 8 km site restriction to East Allotment Point at 40° 52' 05" N-Lat, 97° 29' 53" W-Lon
3	OK at Community Reference Point
4	OK at Community Reference Point (assumes KSNB-TV is changed to Channel 24 at York, NE)
6	OK with 40 km site restriction to East Allotment Point at 40° 57' 21" N-Lat, 97° 08' 03" W-Lon
14	OK with 26 km site restriction to West Allotment Point at 40° 53' 38" N-Lat, 97° 54' 02" W-Lon
16	OK with 26 km site restriction to West Allotment Point at 40° 53' 38" N-Lat, 97° 54' 02" W-Lon
18	OK at Community Reference Point
21	OK at Community Reference Point
23	OK with 12 km site restriction to East Allotment Point at 40° 51' 06" N-Lat, 97° 27' 13" W-Lon (considers that KSNB-TV is changed to Channel 24 at York, NE)
30	OK with 2 km site restriction to South Allotment Point at 40° 51' 08" N-Lat, 97° 35' 33" W-Lon
32	OK with 2 km site restriction to South Allotment Point at 40° 51' 08" N-Lat, 97° 35' 33" W-Lon
34	OK at Community Reference Point
35	OK with 22 km site restriction to West Allotment Point at 40° 52' 12" N-Lat, 97° 50' 53" W-Lon
36	OK at Community Reference Point

14 TV channels total available for York, NE

Table 4

**Available Channels – Lincoln, NE**

prepared for

**Gray Television Licensee, LLC** (KSNB-TV)



Available TV Channels that comply with §73.623(d) for Lincoln, NE  
Minimum distance spacing requirements for petitions to add new DTV allotments  
Community Reference Point 40° 48' 32.2" N-Lat, 96° 40' 44.2" W-Lon

Channel	Fully-Spaced Allotment Point and Site Restriction, if any
2	OK at Community Reference Point
3	OK at Community Reference Point
4	OK at Community Reference Point (assumes KSNB-TV is changed to Channel 24 at York, NE)
6	OK at Community Reference Point
18	OK with 33 km site restriction to Southwest Allotment Point at 40° 38' 32" N-Lat, 96° 59' 50" W-Lon
21	OK with 33 km site restriction to Southwest Allotment Point at 40° 38' 32" N-Lat, 96° 59' 50" W-Lon
23	OK with 33 km site restriction to Southwest Allotment Point at 40° 38' 32" N-Lat, 96° 59' 50" W-Lon (considers that KSNB-TV is changed to Channel 24 at York, NE)
32	OK with 33 km site restriction to Southwest Allotment Point at 40° 38' 32" N-Lat, 96° 59' 50" W-Lon
36	OK at Community Reference Point

9 TV channels total available for Lincoln, NE