

The Beach is an unincorporated nonprofit association in Marfa, Texas organized and recognized under the laws of the State of Texas for the purpose of operating a nonprofit educational radio station. Section 252.001 of the Texas Business Organizations Code (TBOC) defines an unincorporated nonprofit association as an unincorporated organization consisting of three or more members joined by mutual consent for a common, nonprofit purpose. TBOC Section 1.002 (57) defines such a nonprofit association as a "non-filing entity" in the State of Texas. BOC Chapter 252, Unincorporated Nonprofit Associations, can be found at <https://statutes.capitol.texas.gov/Docs/BO/htm/BO.252.htm#252>

The Beach was formed in Marfa, Texas on December 15, 2023 by mutual consent of its members having fulfilled all requirements described in [Chapter 252 of the Texas Business Organizations Code](#) (TBOC) for recognition as an unincorporated nonprofit association in the State of Texas. Under the laws of the State of Texas, an unincorporated nonprofit association is recognized as a distinct legal entity that is able to contract and hold real property in the association's name and is eligible for exemptions from state and federal taxes. Members of an unincorporated nonprofit association are protected from personal liability for the acts of the entity. With three members, the organizational structure of The Beach is consistent with Texas law and meets the specific requirement described in Section 252.001 of the TBOC. As a non-filing entity, The Beach is not required to submit documentation with any Texas agency. The Beach, by its members, is organized for the purpose of operating a nonprofit educational radio station. Since its formation, the association's activities have consisted of developing plans for the operation of a Low Power FM radio station and facilitating the filing of the Assignment of License application for KMKB-LP with the Commission.

The radio station will have an educational purpose, presenting cultural and entertainment programs to the public. The Beach will provide a platform for original sound art, with particular focus on long duration work commissioned by artists in various fields in the forms of original compositions, field recordings, and sonic meditations. In providing programming outside of the predominant framework of news, information, and popular music, The Beach will air works that can educate and cultivate the listener in the practice of Deep Listening, as developed by the composer Pauline Oliveros. Deep Listening, is the "practice of listening in every possible way to everything possible to hear, no matter what one is doing". "The Beach" will air original programming such as "Day/Night", 24-hour continuous field recordings from single locations, "The Shape of Sound", sound art new and old, and "Sound Bath", a curated listening meditation program.