

MODIFY BPH-20011030ACE
VERO BEACH FM RADIO PARTNERSHIP
WGNX (FM) RADIO STATION
CH 259C2 - 99.7 MHZ - 50.0 KW
VERO BEACH, FLORIDA
March 2002

This Technical Statement and attached exhibits are prepared on behalf of Vero Beach FM Radio Partnership (“Vero”), licensee of FM Radio Station WGNX, Channel 259C2, Vero Beach, Florida. Vero herein proposes to modify the WGNX outstanding construction permit BPH-20011030ACE by changing tower location and decreasing the height above average terrain.

Vero proposes to utilize an existing tower structure, therefore the Federal Aviation Administration has not been appraised of the proposal. The tower is registered with the Commission and has been assigned Antenna Structure Registration Number 1038371.

Since at the site proposed for WGNX operation on Channel 259C2 is not in compliance with §73.207 spacing requirements, processing pursuant §73.215 contour protection rules is requested. Attached as Exhibit A is a demonstration that this proposal complies with §73.215 of the rules. From the location proposed, WGNX will provide full service to the community of Vero Beach.

Further, due to the proposed power of WGNX and the height above ground, use of the Commission’s worksheet for radio frequency radiation evaluation could not be used to certify compliance with the Commission’s rules. Therefore, Exhibit B is a study that was conducted to demonstrate compliance with the Commission’s radio frequency radiation rules (see Exhibit B). All documentation used to certify the remaining technical portion of FCC Form 301 has been forwarded to the applicant and is available for submission to the Commission upon request.