

**MODIFY BPH-20030303ACA/
CHANGE CITY OF LICENSE
DAVIDSON COUNTY BROADCASTING CO., INC.
WTHZ (FM) RADIO STATION
CH 231C1 - 94.1 MHZ - 43.0 KW
FAITH, NORTH CAROLINA
July 2009**

TECHNICAL STATEMENT

This Technical Statement and attached exhibits were prepared on behalf of Davidson County Broadcasting Co., Inc. ("DCB"), licensee of station WTHZ, Channel 231C, Lexington, North Carolina. DCB also holds an outstanding permit to downgrade WTHZ to Channel 231C1 and relocate the site (BPH-20030303ACA). DCB herein proposes to modify the outstanding permit by changing the community of license of WTHZ from Lexington, North Carolina to Faith, North Carolina, using the one-step application procedure, as outlined in MB Docket #05-210 (released November 29, 2006). DCB proposes to implement this change of city at the site specified in BPH-20030303ACA, with no technical changes to the permitted facilities, only a change in community of license.

WTHZ, based on its licensed transmitter site, has four pre-1964 grandfathered shortspaces. The licensed site will be used as the proposed allocation site for the city of license change.¹ Attached as Exhibit A is a demonstration that the proposed Channel 231C/C1 allotment at Faith, North Carolina complies with the allocation criteria and §73.207 of the Commission's rules, with the exception of the four pre-1964 grandfathered shortages.² DCB is proposing to

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- 1) The site specified in BPH-20030303ACA was authorized pursuant to §73.215 of the rules to address an additional shortage (aside from the pre-1964 shortspaces).
 - 2) The grandfathered short spaces are pre-1964 and addressed under §73.213(a) of the Commission's rules. Grandfathered short spaced stations are permitted to change community of license "provided that no new short spacings are created, no existing short spaces are exacerbated, and the potential for interference between the currently short spaced stations is not increased." *Newnan and Peachtree City, Georgia*, 7 FCC Rcd 6307 (1992).

implement this change of community of license at the site specified in its outstanding permit (BPH-20030303ACA).³ DCB proposes to locate the WTHZ antenna on a new tower structure. Therefore, the Federal Aviation Administration (“FAA”) was apprised of this proposal. The FAA has already issued its Determination of No Hazard and the tower has been registered with the Commission and assigned Antenna Structure Registration Number 1237776.

Attached as Exhibit B is an updated showing that from the proposed/authorized permit site, WTHZ complies with §73.213(a) of the rules. Further, attached as Exhibit C is a demonstration that the proposed/authorized WTHZ facility complies with §73.215 of the rules to station WYOR, Cross Hill, South Carolina.

As indicated in Exhibit D, the proposed change of community of license from Lexington, North Carolina to Faith, North Carolina is mutually exclusive with the licensed WTHZ site on Channel 230C from the designated allocation site (different than the proposed implementation site); meets the Commission’s minimum distance separation requirements; will deliver a signal over all of Faith, North Carolina. Therefore, this proposal meets the Commission’s technical rules for a city of license change.

In addition to WTHZ, DCB also has an attributable interest in AM station WLXN, Lexington, North Carolina. Currently, both WTHZ and WLXN are licensed to a metro county in the Greensboro-Winston-Salem-High Point, North Carolina Arbitron radio market. DCB is herein proposing to change the community of license for WTHZ to Faith, North Carolina. Faith,

3) This proposed change of city, using the licensed site for WTHZ as the allocation site, and the outstanding permit site (at a removed location) as the implementation site, is similar to what was proposed in BMPH-20070119ACY, WNOW-FM, Gaffney, South Carolina/Bessemer City, North Carolina.

North Carolina is located in a metro county in the Charlotte, North Carolina Arbitron Market. Therefore, DCB will have an attributable interest in only one station in two separate rated markets. As such, it is believed that no Radio Market Analysis is required.

All other necessary documentation used to certify the technical portion of FCC Form 301 has been forwarded to DCB and is available to the Commission upon request.⁴

4) The undersigned has evaluated only the radio frequency radiation exposure portion of the environmental review. All data regarding AM and FM stations was extracted from the Commission's CDBS database. We assume no liability for errors or omissions in that database which may be adverse to the request contained herein.