

PUBLIC INTEREST STATEMENT

Glades Media Company, (“Glades Media”), licensee of WAFC-FM, Clewiston, Florida, hereby submits this Public Interest Statement in support of the application for construction permit to change the community of license of WAFC-FM from Clewiston, Florida to Palm Beach Gardens, Florida (the “Application”). As shown below, the proposed changes serve the public interest by providing a first local service to the community of Palm Beach Gardens¹ while not removing the only local broadcast service from Clewiston.² Hence, the proposed changes constitute a preferential arrangement under the *FM Priorities*.³

I. Technical Compliance

This Application proposes the assignment of Channel 258C3 from Clewiston, Florida to Palm Beach Gardens, Florida, substitute Channel 258A for Channel 258C3, and modify the community of license of WAFC-FM to operate on Channel 258A at Palm Beach Gardens. These changes will require modification of the current WAFC-FM authorization to change the community of license for the station from Clewiston to Palm Beach Gardens with a relocation of the transmitter site to new reference coordinates.⁴ The community of Palm Beach Gardens is located within the defined boundaries of Miami, Florida Urbanized Area.⁵ Accordingly, a

¹ Rams III filed an application for construction permit for an AM radio broadcast station to be licensed to Palm Beach Gardens, Florida during the filing window for Auction 84 (File No. BNP-20050130BCN). That application is pending with other mutually exclusive applications filed during Auction 84. The FCC does not consider applications for construction permit for new radio stations the equivalent of providing a first local service. Consequently, Palm Beach Gardens does not receive any first local service.

² WAFC(AM), Facility Identification Number 24229; WCJB(FM), Facility Identification Number 84098 are licensed to Clewiston, Florida. American Educational Broadcasting, Inc. has an outstanding construction permit to provide local service to Clewiston, Call Sign 960822MA, Facility Identification Number 83097.

³ The FM allotment priorities are: (1) First fulltime aural service; (2) Second fulltime aural service; (3) First local service; and (4) Other public interest matters. Co-equal weight is given to Priorities (2) and (3). See *Revision of FM Assignment Policies and Procedures*, 99 FCC 2d 88 (the “*FM Priorities*”).

⁴ The reference coordinates for the allotment site are 26-45-42 N and 80-4-42 W. The reference coordinates for the permitted site are 26-39-55 N and 80-38-39 W.

⁵ See Engineering Figure 2-B.

“Tuck” showing is submitted as part of this Public Interest Statement demonstrating that Palm Beach Gardens is a separate community for allotment purposes.⁶

Applicants seeking to change the community of license for a broadcast station must propose a channel that is mutually exclusive with the existing station’s channel and the new community must be preferred over the existing community pursuant to the Commission’s FM allotment priorities.⁷ The proposed assignment of Channel 258A to Palm Beach Gardens at either the allotment or permitted sites is mutually exclusive with the existing assignment of Channel 258C3 to Clewiston. The proposed assignment of Channel 258A to Palm Beach Gardens at the allotment site comports with the Commission’s minimum distance separation requirements as stated in Section 73.207 and will provide the required community coverage requirements as specified in Section 73.215.⁸ The proposed permitted site complies with the Commission’s mileage separation rules and will provide the required city grade signal over Palm Beach Gardens.⁹ The Application will not create any underserved areas. The proposed assignment will provide Palm Beach Gardens with its first local service while Clewiston would retain a first local service.

II. The Proposed Changes Serve the Public Interest

The Application proposes changes to the communities of Clewiston and Palm Beach Gardens, Florida that represent a preferential arrangement under the *FM Priorities* and therefore serve the public interest. The proposed assignment of Channel 258A to Palm Beach Gardens

⁶ *Faye and Richard Tuck*, 3 FCC Rcd 5374 (1988) (delineating eight-factor analysis for determining a proposed community’s independence from a nearby Urbanized Area)

⁷ *See Amendment of the Commission’s Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License*, 4 FCC Rcd 4870 (1989), *recon. granted in part*, 5 FCC Rcd 7094 (1990).

⁸ *See* Figure 2.

⁹ *See* Figure 2-A.

serves the public interest by providing a first local service for Palm Beach Gardens as well as providing improved service to more than 711,790 persons. In accordance with the *FM Priorities*, the proposed assignment represents an enhanced allotment priority over retention of Channel 258C3 in Clewiston as a third local service because the allocation will result in the introduction of a first local service and wide-area service. First local service constitutes priority (3) under the *FM Priorities*, while retention of the existing allotment in Clewiston represents at best priority (4). Accordingly, the proposed changes specified in this Application serve the public interest.

III. Community of License

As described below, Palm Beach Gardens constitutes a “community” for allotment purposes in accordance with Commission precedent. To qualify as a community for allotment purposes, the Commission has stated that a locality must have “social, economic, cultural or governmental indicia” that identify that locality as a community.¹⁰ Applicants may satisfy the showing of community status by demonstrating that the locality “is commonly regarded as a distinct group,” which may be shown “by objective indications of the existence of a common perception that a locality’s populace constitutes a distinct geographical population.”¹¹ The Commission has held that objective indications of community status include the existence of political, commercial, social and religious organizations and services in the community where the residents function and conceive of themselves as residents of a community. Palm Beach Gardens has sufficient objective indicia of community status, which are described in more detail below.

¹⁰ See *Avon, North Carolina*, 14 FCC Rcd 3939, 3940 (1990).

¹¹ See *Implementation of BC Docket No. 80-90 to Increase the Availability of FM Broadcast Assignments*, 5 FCC Rcd 934 (1990).

Moreover, while Palm Beach Gardens is located within the Miami, Florida Urbanized Area, Palm Beach Gardens is sufficiently independent of the Miami Urbanized Area that Palm Beach Gardens is entitled to consideration as a first local service based upon the Commission's well-established *Tuck* factors and *Huntington*-related precedent.¹²

A. Palm Beach Gardens, Florida

Glades Media requests the reallocation of Channel 258C3 from Clewistown, Florida to Palm Beach Gardens, Florida and the modification of authorization for WAFC-FM to operate on Channel 258A at Palm Beach Gardens. Palm Beach Gardens possesses the elements of a community as discussed in greater detail below.

Palm Beach Gardens was incorporated in 1959 as part of a plan to develop 4,000 acres among dairy cattle grazing land as a place to raises a family and earn a living --- to realize the American Dream. Mr. John D. MacArthur, a successful insurance magnate and landowner, chose the name Palm Beach Gardens. Mr. MacArthur envisioned the city streets lined with trees and flower. He invested millions of dollars to create a Florida community with hundreds of waterways, rolling terrain, magnificent pine and shade trees, and rich foliage. Although it was more expensive, roadways and homes were built with a goal of maximizing retention of the trees and foliage. By 1964, the Professional Golfers Association agreed to relocate to Palm Beach Gardens and this relocation process was completed by March 1965.

¹² See *Headland, Alabama and Chattahoochee, Florida*, 10 FCC Rcd 10352 (Allocations Branch, 1995) (adopting requirement that stations seeking to move from rural communities to communities near Urbanized Areas must provide a Tuck showing if the allotment would place a 70 dBu signal over 50% or more of Urbanized Area); *Faye and Richard Tuck*, 3 FCC Rcd 5374 (1988) (delineating eight-factor analysis for determining a proposed community's independence form a nearby Urbanized Area); *Huntington Broadcasting Co.*, 192 F.2d 33 (D.C. Cir. 1951).

The city of Palm Beach Gardens has grown steadily during its almost half century of existence. Today more than 35,058 people reside in the community, covering 56.16 square miles. Palm Beach Gardens has its own zip code and two post offices, both of which are indicative of an established community. More than 200 commercial businesses are included in Palm Beach Gardens, providing financial services, insurance, construction, manufacturing, and real estate services to the community. Palm Beach Gardens residents may purchase groceries at local grocery stores, golf at local golf courses, have their automobiles repaired by local mechanics, and worship in eighteen churches and two temples located in the community. Numerous elementary, middle and high schools --- private and public --- are located in Palm Beach Gardens. Health care is provided by local hospitals. Numerous businesses incorporate Palm Beach Gardens into their business name. There are several residential developments in Palm Beach Gardens. The community has its own local government, including a mayor, vice mayor and city counsel, as well as a local fire department and police department.

i. Application of Eight-Factor Tuck Analysis

The proposed allotment to Palm Beach Gardens is located within the Miami, Florida Urbanized Area. Accordingly, this Application provides an analysis using the factors delineated in *Faye and Richard Tuck* as required by Commission precedent.¹³ In prior decisions, the Commission has affirmed that where the *Huntington* doctrine applies, the paramount consideration in determining whether a community is entitled to a preference as a first local service is the proposed community's independence from the nearby central city.¹⁴ The

¹³ See *Faye and Richard Tuck*, 3 FCC Rcd 5374 (1988) (detailing eight factors relating to a proposed community's independence from a nearby Urbanized Area).

¹⁴ See, e.g., *Pitkin, Lake Charles et al.*, 15 FCC Rcd 17311 at ¶ 9 (Allocations Branch, 2000). The Commission also considers two additional criteria, which are discussed in more detail *infra*: the relative size and

Commission considers eight indicia of community status (the “*Tuck*” factors) in assessing a community’s independence from the central city: (1) the extent to which the community’s residents work in the larger metropolitan area, rather than in the specified community; (2) whether the community has its own newspaper or other media that cover the community’s local needs and interests; (3) whether community leaders and residents perceive the specified community as an integral part of, or separate from, the larger community; (4) whether the specified community has a local government and elected officials; (5) whether the specified community has its own local telephone book provided by the local telephone company or zip code; (6) whether the community has its own commercial establishments, health facilities and transportation systems; (7) the extent to which the specified community and the central city are part of the same advertising market; and (8) the extent to which the specified community relies upon the larger metropolitan area for various municipal services, such as police, fire protection, schools and libraries.¹⁵ Proponents must demonstrate that a majority of these factors support a purported community’s independence.¹⁶ This is the case with the instant Application, which demonstrates Palm Beach Gardens’ independence from Miami and entitlement to a first local service.

proximity of the suburban community to the Urbanized Area and the signal coverage to be provided to the Urbanized Area.

¹⁵ See, e.g., *Faye and Richard Tuck* at ¶ 36.

¹⁶ See *Parker and Port St. Joe, Florida*, 11 FCC Rcd 1095 (Allocations Branch 1996).

a. Palm Beach Gardens Offers Residents Significant Employment Opportunities (Factor 1)

Palm Beach Gardens is home to more than 200 local businesses, whether in banking,¹⁷ retain,¹⁸ industry,¹⁹ automotive,²⁰ health care,²¹ or pharmaceutical.²² Three commercial shopping centers are located on Palm Beach Gardens.²³ The Gardens Mall alone is a premier shopping destination featuring Nordstrom, Saks Fifth Avenue, Bloomingdale's, Macy's, Sears and over 160 fine shops.²⁴ As discussed below, more than sixty restaurants are located in Palm Beach Gardens. These businesses provide local employment opportunities for Palm Beach Gardens residents in construction, information, financial, insurance, real estate, retail, health care, pharmaceutical, trade and manufacturing. According to the U.S. Census Bureau, local industry in Palm Beach Gardens provides employment opportunities for more than 7,937 persons,²⁵ or more than 88.6% of the available labor force for Palm Beach Gardens.²⁶ A substantial portion of Palm Beach Gardens residents may work in Palm Beach Gardens and need not rely upon Miami

¹⁷ Regent Bank, HomeBanc Mortgage Corporation, SOUTHBank, Citigroup Private Bank, Anchor Commercial, Bank, BB&T, Bank Atlantic, Bank of America (6 locations), CIBC National Bank, Colonial Bank, Comerica Bank, Fifth Third Bank, First National Bank & Trust, First National Bank & Trust Co., Ironstone Bank, RBC Bank, RBC Centura Bank (2 locations), Regions Bank, Republic Bank, Sun Trust Bank (3 locations), Virtual Bank, Wachovia Bank (4 locations), Washington Mutual Bank (3 banks) and Wells Fargo Bank (2 locations) are located in Palm Beach Gardens.

¹⁸ 99 Cent City, Inc., Bloomingdales, Brook Brothers, Costco, Diabetic Discount Solutions, Discovery Channel Store, Dollar Shack, Gardens of the Palm Beaches, Home Goods, Loehmanns, Macy's, Marshalls, Pier 1 Imports, Prime Express, Quality Smart, Inc., Ross Dress for Less, Saks Fifth Avenue, Sears Roebuck & Co., T.J. Maxx, and Talbots are located in Palm Beach Gardens.

¹⁹ Apple Store, Affordable Home Inspection, Inc., Catalfumo Construction, Aqua Solutions Forest Vincent, Coastal Masonry, Pompano Masonry, NXG Architecture, Inc., Architectural Design Associates are located in Palm Beach Gardens.

²⁰ Buyer's Advantage Auto Sales, Maroone Lincoln Mercury, Model Motor Cars, Napelton's North Auto Park and Schumacher Pontiac Buick GMC.

²¹ AMI Palm Beach Gardens Medical Center and Palm Beach Gardens Medical Center.

²² Comprehensive Drug Testing, Bio Life Laboratories, Diagnostic Laboratory, Inc., Infinity Diagnostics, Inc., Laboratory Corp of America and Quest Diagnostics.

²³ The Gardens Mall, Promenade Shopping Center and Forbes Co.

²⁴ The Gardens Mall has its own web site, <http://www.thegardensmall.com/>.

²⁵ See http://factfinder.census.gov/servlet/QTTable?_bm=y&-geo_id=16000US1254075&-qr_name=DEC_2000_SF3_U_DP3&-ds_name=DEC_2000_SF3_U&-lang=en&-sse=on

²⁶ See *Id.*

for their livelihood. Accordingly, Palm Beach Gardens offers significant employment opportunities separate from Miami.

b. Palm Beach Gardens Residents Has Its Own Media That Cover the Community's Local Needs and Interests (Factor 2)

The residents of Palm Beach Gardens has access to local publications, both in print and online, that provide information addressing the local needs and interests of the community. The Palm Beach Post is a local newspaper published daily and provides information of value to the residents within Palm Beach Gardens. The Clewiston News is published weekly and also provides news and information of relevance to the residents of Palm Beach Gardens. Similarly, Topix.Net provides news and information about Palm Beach Gardens to the residents online.²⁷

c. Palm Beach Gardens Residents and Community Leaders Clearly Consider Palm Beach Gardens As Separate From Miami (Factor 3)

Several factors demonstrate the perception held by Palm Beach Gardens residents and community leaders that their community is separate from Miami. Among other things, Palm Beach Gardens has developed a unique historical identity that differs from Miami. As discussed above, Palm Beach Gardens was incorporated in 1959 as a planned community of great beauty for its residents. Since then, the community has grown exponentially into a community of more than 35,000 residents.

Eighteen churches and two temples are located in Palm Beach Gardens --- Christ Fellowship, Temple Beth David and Temple Judea, Church of the Nazarene, City Church, Cornerstone Presbyterian Church, Covenant Centre, First Baptist, Jehovah's Witness, Metropolitan Community Church, Nativity Lutheran Church, New Life Community Church,

²⁷ See <http://www.topix.net/city/palm-beach-gardens-fl>.

Oceanview Baptist Church, Palm Beach Community Church, Palm Beach Gardens Baptist Church, Worship Center, Worship Center, Spirits by the Sea, St. Mark's Episcopal Church, St. Patrick, and Tropical Sands Christian Church.

Numerous public and private schools are located in Palm Beach Gardens including Holland Northlake Day School, Howard L. Watkins Middle School, St. Mark's Episcopal School, Watson B. Duncan Middle School, Weiss School, Montessori School, Murray Hill Private School, Timber Trace Elementary School, Palm Beach Gardens High School and William T. Dwyer High School. Elementary, middle and high school education is available to residents of Palm Beach Gardens. In addition, Palm Beach Gardens residents may attend the local community college, Palm Beach Gardens Community College.

Residents of Palm Beach Gardens may get breakfast at local restaurants or bakeries,²⁸ purchase coffee at local beaneries²⁹ or eat lunch at a local café or delicatessen.³⁰ They may shop at local grocery stores,³¹ purchase books at local bookstores,³² and buy cosmetics, medicine and assorted sundries at local pharmacies.³³ They may visit local hardware stores for repair to their homes³⁴ and drop off their automobiles with local mechanics for repairs.³⁵ They may purchase flowers from local florists for all occasions.³⁶

²⁸ Brooklyn Bagel Restaurant, Dunkin' Donuts (2 locations), Manhattan Bagel, Einstein Bros. Bagels. Antie Annie's Hand Rolled Soft, Krackle Bread Co., Ms. Field's Cookies and Panera Bread (2 locations).

²⁹ Bad Ass Coffee, Barnie's Coffee & Tea and Starbucks (5 locations).

³⁰ Café Cellini, Courtyard Deli, Jerry & Joe's Marketplace and Kevins NY Style Dockside Deli

³¹ Albertsons, Ashdan Yogurt Café, Bravo Foods, Inc., Publix Super Market (5 locations) and Winn Dixie.

³² Barnes & Nobles Booksellers, Bergen Books, Booksmart Enterprises, Inc., Inspiration House, Palm Beach Community College, Rand McNally Corp. and Waldenbooks .

³³ Save on Pharmacy Palm Beach Garden, Albertsons, CVS Pharmacy (5 locations), Eckerd, Gardens IV Associates, Inc. Publix (3 locations), Walgreen (2 locations) and Reliable Diabetic Supply, Inc.

³⁴ Ace Hardware, Restoration Hardware, Inc., Home Depot.

³⁵ Great Time RVs, Headlight Restorations, Lighthouse Sunoco, Parks Automotive, Pep Boys, Sabias Automotive, Schumacher Pontiac Buick GMC and Sear Auto & Tire Center (auto repairs)

³⁶ 001 Florist, Especially Roses by Marcia, Floral Gardens & Gifts, Flower Kingdom, Jerry's and Joe's Marketplace, PGA Flowers, Roses & Beyond, Say It With A Flower, Inc. and Uptown Florist.

Dining provides a potpourri of possibilities enticing to any palate. Whether it be American,³⁷ Chinese,³⁸ Continental,³⁹ Latin American,⁴⁰ Italian,⁴¹ Japanese,⁴² Seafood,⁴³ Steak⁴⁴ or fast food,⁴⁵ numerous designing choices are presented to the local residents. And afterwards, they may complete the meal with ice cream or yogurt from local stores.⁴⁶

Local residents may keep in shape at various local health clubs.⁴⁷ They may play golf at various local courses,⁴⁸ enjoy the local marina⁴⁹ or partake in tennis, baseball, gymnastic, or equestrian activities.⁵⁰ They may borrow books from the local library.⁵¹ Visitors may stay at local hotels.⁵²

³⁷ Applebee's Neighborhood Grill, Cheesecake Factory, Ruby Tuesday, Garden Ale House and Spoto's Oakwood Grill.

³⁸ China Town, China Town Chef, Chopstick House Express, Golden Wok Chinese Restaurant, May Way Restaurant, P F Chang's China Bistro, Sun Hai Valley Chinese and Uncle Joe.

³⁹ Dockside Waterfront Restaurant, Le Brittany and Sterling Worth Café.

⁴⁰ Pollo Tropical.

⁴¹ Allegro Ristorante, Mamma Leone's Italian Restaurant, No Anchovies PGA Blvd, Albert's Pizza, Buongiorno Pizza & Pasta, Inc., California Pizza Kitchen, Domino's Pizza, New York Pizza Department, Papa John's Pizza, Pizza Hut, Positano Trattoria & Pizza, Santana Pizza and Sbarro.

⁴² Ebisu Japanese Restaurant, Hayashi Japanese Restaurant, Sakura Japanese Restaurant and Yu-Mi Sushi Restaurant.

⁴³ Bonefish Grill, Carmine's Ocean Grill, Inc., RJ Gator's Bar & Seafood, Spoto's Oyster Bar PGA and Waterway Café.

⁴⁴ Riverhouse Restaurant, Sebastian's Grill and Shula's Steakhouse.

⁴⁵ Café Chardonnay, Off the Vine, Red Lobster, Burger King, Wendy's, McDonalds (2 locations), Checkers Drive-in Restaurant, Johnny Rockets, Quizno Subs, Subway Sandwiches & Salads (3 locations), Arby's, Taco Bell and Chick-Fil-A.

⁴⁶ Ashdams Yogurt Café, Bravo Foods, Inc., Haagen-Dazs Shop and Kilwin's Chocolate & Ice Cream.

⁴⁷ All American Pilates, Allamericantrainers.com, Body & Core Pilates Studios, Inc., Body of Change, Inc., Excellence in home RX Fitness, Fitness Together, Frenchman's Fitness Center, Gina's Gym, Inc., Jenny Craig Weight Loss Center, LA Fitness Sports Club, Lady of America Fitness Center, P F Gyms, Rico Motivational Fitness, Spa at PGA National Resort, Sayin' Alive Fitness Center, and World Gym Fitness Center.

⁴⁸ Ballen Isles Country Club, Estate Course of PGA, Frenchmen's Creek, Ibis Golf & Country Club, Mirasol Golf Maintenance, Old Palm Gulf Club, PGA of America and PGA National Resort & Spa.

⁴⁹ Alliance Yacht & Sales Service, Cypress Island Marina, E & H Boat Works, Kauff's Signs and Windows Tint, Loggerhead Marina, Marina Gardens, Ocean Alloys Yacht Service, PGA Marina Center, Seaworthy Services and Seminole Marine.

⁵⁰ Palm Beach Gardens City Tennis, Wandering Trails Riding Academy, Palm Beach Gardens Little, Tommy Hutton Baseball Academy, American Gymnastic Resource.

⁵¹ North County Regional Library.

⁵² Inns of America, Palm Beach Gardens Marriott, PGA National Resort and Spa at PGA National Resort.

Many local businesses demonstrate their connection to Palm Beach Gardens by including the community's name in their business name. For example, Palm Beach Gardens is home to Palm Beach Gardens Baptist, Palm Beach Gardens Worship Center, Palm Beach Gardens High School, Palm Beach Gardens Community College, Palm Beach Gardens Medical Center, Palm Beach Gardens City Tennis, Palm Beach Gardens Little and Palm Beach Gardens Marriott.

d. Palm Beach Gardens Has Local Representation Separate From Miami (Factor 4)

Palm Beach Gardens has local representation separate from Miami. Palm Beach Gardens has its own mayor and vice mayor. The community is governed by a City Council consisting of five members elected to three year terms. Palm Beach Gardens has a fire and police department. The fire department has five separate stations serving the community. The town has its own web pages describing in greater detail the services the local government provides to the community.⁵³ Numerous boards and committees serve the community, including Art in Public Places Advisory Board, City Attorney, City Clerk, City Council, Finance Department, Growth Management Department, Human Resources Department, Information Technology Department, Parks and Ground Division, Public Facilities Department, Recreation Department, Community Aesthetics Board, Economic Development Advisory Board, Parks and Recreation Advisory Board, Planning, Zoning and Appeals Board, General Employees Pension Board, Firefighters Pension Board, Police Pension Board, and Budget Oversight Committee.

Palm Beach Gardens relies upon its local government to provide vital services to the community, and therefore is separate from the Miami urbanized area.

⁵³ <http://www.pbgfl.com/cityhall/citycouncil/council.asp>.

e. Palm Beach Gardens Has a Zip Code (Factor 5)

Palm Beach Gardens is has its own post office, with locations at 3330 Fairchild Gardens Avenue, Palm Beach Gardens, Florida, 33410-9998 and 3101 Page Boulevard, Suite E160, Palm Beach Gardens, Florida 33410-9991. The zip code is 33410.⁵⁴

f. Palm Beach Gardens Has Its Own Commercial Businesses (Factor 6)

Palm Beach Gardens has more than 200 commercial businesses that provide various services to Palm Beach Gardens residents. These businesses include financial services, insurance, pharmaceutical, contractors, and real estate. A further discussion of the local business may be found in subsection (c) of this statement and is incorporated in the provision by reference.

g. Palm Beach Gardens Does Not Reply Miami for the Provision of Municipal Services (Factor 8)

Palm Beach Gardens does not rely upon Miami for the provision of municipal services. As discussed above, Palm Beach Gardens has a local municipal government that provides a host of services to local residents, including police, fire, health and safety.

ii. Additional Considerations for First Local Service

As required, Palm Beach Gardens satisfies the majority of the Commission's *Tuck* criteria, and thus is entitled to a preference as a first local service. The Commission's analysis of two additional *Huntington* considerations further supports this conclusion. First, the Commission considers the extent to which the proposed broadcast station will provide service to

⁵⁴ See *Pittsfield and Easthampton, Massachusetts, and Malta, New York*, DA 04-3809 (Aud. Div. 2004) (proposed community earns favorable finding under Factor 5 because the community has its own zip code).

the entire nearby Urbanized Area. Second, the Commission considers the relative populations of the suburban and central city.

As described above, the proposed Palm Beach Gardens assignment is located within the Miami Urbanized Area. However, with regard to relative size and proximity, Palm Beach Gardens' 2000 population of 35,058 constitutes approximately 1.56% of the 2000 population of the Miami, Florida Urbanized Area (2,252,362). This percentage exceeds percentages approved by the Commission in other proceedings.⁵⁵ Further, Palm Beach Gardens is located on the northernmost edge of the Miami Urbanized Area, more than fifty miles from downtown Miami.

Palm Beach Gardens independence from Miami stems from many economic, geographic and historic factors that strongly support Palm Beach Gardens qualifications for an FM Allotment that would constitute a first local aural transmission service for the community. Accordingly, Glades Media reaffirms its position in the Application and respectfully submits that Palm Beach Gardens is entitled to a preference as a first local service.

CONCLUSION

The Petition proposes the following changes to the FM Table of Allotments:

Channel Number

<u>Community</u>	<u>Current</u>	<u>Proposed</u>
Clewiston, Florida	203A, 258C3	203A ⁵⁶
Palm Beach Gardens, Florida ----		258A

This proposal will serve the public interest by providing the community of Palm Beach Gardens with a first local service while not depriving Clewiston with its own first local service.

⁵⁵ See, e.g., *Ada and Newcastle and Watonga, Oklahoma*, 22 FCC Rcd 16896 (1996) (0.9 percent).

⁵⁶ Clewiston will continue to receive first local service from WAFC(AM), Facility Identification Number 24229.

For these reasons, Glades Media Company respectfully requests that the approve this Application to provide improved service to the local community involved, which will result in greater benefit to the public.

Glades Media states that if the FCC grants this Application and removes Channel 258C3 from Clewiston to Palm Beach Gardens, substitutes Channel 258A for Channel 258C3 and modifies the authorization for WAFC-FM to operate on Channel 258A at Palm Beach Gardens accordingly, Glades Media will construct the facilities in a timely manner.