

## EXHIBIT NO.1

FCC Form 318  
MTA  
Section II-Legal

### PUBLIC SAFETY AND TRANSPORTATION CRITERIA

MTA is a state government entity and, as such, is authorized to serve the State of Maryland and therefore, should be considered community-based in the Baltimore, Maryland area where this agency is also located and where this LPFM station is being proposed. Being a state-wide governmental agency, MTA has met the community based criteria required for LPFM authorization and should be evaluated by the same criteria as that of public safety radio services, i.e. it is considered community-based in the area over which it has jurisdiction.

The establishment of an LPFM station in Baltimore will enable MTA to reach the public with possible life saving traffic and public service information. The Proposed station is intended to create an awareness of current traffic, weather and transit conditions in the community and thereby perhaps allow the traffic commuter and the transit user to divert from their regularly traveled path or original path where congestion is reported, to a less congested roadway or transit travel mode. The Baltimore-Washington corridor is considered one of the worst for commuting in the country. This station will serve to alert travelers to problem areas on approach and within this station's service area and perhaps lessen the impact of this congestion in Baltimore.

Presently, there are no government operated FM or LPFM traffic advisory radio stations in the Baltimore, Maryland community. However, MTA, as a Maryland state agency, seeks to establish a traffic radio information service in Baltimore City as it has in Cecil County, Maryland where it provides traffic and transit information to commuters of the MARC rail and Commuter Bus services through its LPFM station licensed to Perryville, Maryland. This LPFM station has served the Cecil County Perryville, Maryland area with transit related community information for a period of ten (10) years.

MTA, as a Maryland state agency, has a "presence" throughout Maryland. This presence is established by MTA offices throughout several counties in the Maryland area. Furthermore, the

proposed Station should be considered as a public safety radio service used by the MTA, as Maryland governmental agency. The MTA wishes to further serve Marylanders' needs for public safety, transportation and traffic information through this Baltimore area station.

The site of MTA's transmitting antenna clearly meets the purpose of "local roots" in the community. MTA provides its public transportation services to several cities throughout the community. MTA is attuned and responsive to the needs of Maryland communities by furnishing transportation alternatives to not just one city in the State of Maryland, but several cities within the State.

In summation, the proposed MTA Low Power FM Station will be operated by a state governmental agency, the MTA, which serves communities throughout Maryland, including the Baltimore, Maryland community. See *Creation of a Low Power Radio Service*, Report and Order in MM Docket No. 99-25, FCC 00-19, at II 22-23 (released January 27, 2000)