

**United States of America**  
**FEDERAL COMMUNICATIONS COMMISSION**  
**FM BROADCAST STATION CONSTRUCTION PERMIT**

Authorizing Official:

Official Mailing Address:

NEW YORK CITY DEPT. OF INFO TECHNOLOGY & TE  
ATTN. ARICK WIERSON  
75 PARK PLACE, 9TH FLOOR  
NEW YORK NY 10007

Rodolfo F. Bonacci  
Assistant Chief  
Audio Division  
Media Bureau

Facility ID: 3539

Grant Date: October 02, 2008

Call Sign: WNYE

This permit expires 3:00 a.m.  
local time, 36 months after the  
grant date specified above.

Permit File Number: BPED-20080801ASL

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

Commission rules which became effective on February 16, 1999, have a bearing on this construction permit. See Report & Order, Streamlining of Mass Media Applications, MM Docket No. 98-43, 13 FCC RCD 23056, Para. 77-90 (November 25, 1998); 63 Fed. Reg. 70039 (December 18, 1998). Pursuant to these rules, this construction permit will be subject to automatic forfeiture unless construction is complete and an application for license to cover is filed prior to expiration. See Section 73.3598.

Equipment and program tests shall be conducted only pursuant to Sections 73.1610 and 73.1620 of the Commission's Rules.

Name of Permittee: NEW YORK CITY DEPT. OF INFO TECHNOLOGY & TELECOMMUNICATIONS

Station Location: NY-NEW YORK

Frequency (MHz): 91.5

Channel: 218

Class: B1

Hours of Operation: Unlimited

Transmitter: Type Accepted. See Sections 73.1660, 73.1665 and 73.1670 of the Commission's Rules.

Transmitter output power: As required to achieve authorized ERP.

Antenna type: Non-Directional

Antenna Coordinates: North Latitude: 40 deg 45 min 22 sec  
West Longitude: 73 deg 59 min 12 sec

|  | Horizontally<br>Polarized<br>Antenna | Vertically<br>Polarized<br>Antenna |
|--|--------------------------------------|------------------------------------|
| Effective radiated power in the Horizontal Plane (kW):     | 2.00                                 | 2.00                               |
| Height of radiation center above ground (Meters):          | 282                                  | 282                                |
| Height of radiation center above mean sea level (Meters):  | 297                                  | 297                                |
| Height of radiation center above average terrain (Meters): | 281                                  | 281                                |
| Antenna structure registration number: 1238745             |                                      |                                    |

Overall height of antenna structure above ground (including obstruction lighting if any) see the registration for this antenna structure.

Special operating conditions or restrictions:

- 1 The permittee/licensee in coordination with other users of the site must reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic fields in excess of FCC guidelines.
- 2 BEFORE PROGRAM TESTS COMMENCE, sufficient measurements shall be made to establish that the operation authorized in this construction permit is in compliance with the spurious emissions requirements of 47 C.F.R. Sections 73.317(b) through 73.317(d). All measurements must be made with all stations simultaneously utilizing the shared antenna. These measurements shall be submitted to the Commission along with the FCC Form 302-FM application for license.
- 3 Further modifications to the facilities WFMU(FM), BMLED-20050408ACI and BPED-20080530ABA , FID #3249, East Orange, NJ, will not be construed as per se modification of the WNYE(FM) construction permit BPED-20080801ASL. (See "Educational Information Corporation" 6 FCC Rcd 2207).
- 4 THE AUTOMATIC PROGRAM TEST PROVISIONS OF 47 C.F.R. SECTION 73.1620 DO NOT APPLY IN THIS CASE. A FORMAL REQUEST FOR PROGRAM TEST AUTHORITY MUST BE FILED IN CONJUNCTION WITH FCC FORM 302-FM, APPLICATION FOR LICENSE, BEFORE PROGRAM TESTS WILL BE AUTHORIZED. This request must contain documentation which demonstrates compliance with the following special operating condition(s):

Special operating conditions or restrictions:

- 5 The permittee/licensee shall, upon completion of construction and during the equipment test period, make proper radiofrequency electromagnetic (RF) field strength measurements on the roof and throughout the building to determine if there are any areas that exceed the FCC guidelines for human exposure to RF fields. Access must be restricted to prevent the exposure of humans to RF fields in excess of the FCC Guidelines (OET Bulletin No. 65, Edition 97-01, August 1997). Furthermore, any areas found to exceed the recommended guidelines must be clearly marked with appropriate visual warning signs which describe the nature of the hazard.
- 6 Documentation demonstrating compliance with the preceding special operating condition shall be submitted at the time of filing of FCC Form 302-FM.

\*\*\* END OF AUTHORIZATION \*\*\*