

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
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June 6, 2016

Side by Side, Inc.
5105 Glendale Avenue, Suite C
Toledo, OH 43614

Re: WYSZ (FM), Maumee, Ohio
Side By Side, Inc.
Facility Identification Number: 60276
Special Temporary Authority
BSTA-20160603ABP¹

Dear Licensee:

This is in reference to the request filed June 3, 2016, on behalf of Side By Side, Inc. (“SBS”). SBS requests a seventh extension of the special temporary authority (“STA”) granted on October 24, 2011, to operate Station WYSZ with temporary facilities.² SBS lost its licensed site when that tower was dismantled. SBS advises that recent changes will now WYSZ allow to remain at the current site permanently, and that a construction permit application will soon be filed for that change.

The previous STA extension, granted by letter dated November 20, 2014, expired May 20, 2015 without a timely extension request being filed. Consequently, we are treating this as a new STA request. The grant of this new STA does not cover any unauthorized operation between May 21, 2015 and today’s date.

The request for STA IS HEREBY GRANTED. Station WYSZ may operate with the following facilities:

Geographic coordinates:	41° 37’ 31” N, 83° 40’ 16” W (NAD 1927)
Channel	207 (89.3 MHz)
Effective radiated power:	0.45 kilowatt (H&V)
Antenna height:	
above ground:	72 meters
above mean sea level:	263 meters
above average terrain:	74 meters

¹ The file number prefix has been corrected from BESTA- to BSTA-.

² WYSZ is licensed for operation on Channel 207A (89.3 MHz) with effective radiated power of 2.45 kilowatts (H), 1.85 kilowatts (V), (Max-DA) and antenna height above average terrain of 93 meters.

SBS must notify the Commission when licensed operation is restored. SBS must use whatever means are necessary to protect workers and the public from radiofrequency exposure in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **December 3, 2016**.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,



Dale Bickel
Senior Engineer
Audio Division
Media Bureau

cc: A. Wray Fitch III (via e-mail only)