

307(b) EXHIBIT

Aloha Station Trust, LLC (“Aloha Trust”), licensee of Station WROO(FM), Green Cove Springs, Florida, and Clear Channel Broadcasting Licenses, Inc. (“Clear Channel”), licensee of WPLA(FM), Jacksonville, Florida, hereby jointly submit applications which propose (a) to delete Channel 224A at Green Cove Springs, Florida and allot Channel 224A to Beverly Beach, Florida as that community’s first local service, and (b) to delete Channel 297C1 at Jacksonville, Florida and allot Channel 297C1 to Green Cove Springs, Florida in order to maintain local service in Green Cove Springs.¹

I. WROO(FM) TO BEVERLY BEACH, FLORIDA

As demonstrated in the Technical Narrative, Channel 224A can be allotted to Beverly Beach consistent with Section 73.207 of the Commission’s Rules. A 70 dBu signal can be provided to Beverly Beach from the proposed reference coordinates. The population within the proposed 70 dBu contour is 43,676 persons, and within the proposed 60 dBu contour is 61,803 persons. This proposal will not create any white or gray area. There are 17 stations providing protected service to Beverly Beach.

Aloha Trust desires to change the community of license for WROO from Green Cove Springs to Beverly Beach under the guidelines set forth in *Amendment of the Commission’s Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License*, 4 FCC Rcd 3870 (1989), *recons. granted in part*, 5 FCC Rcd 7094 (1990) (“*Community of License Order*”). There, the Commission stated that a station may change its community of license without subjecting the license to other

¹ Clear Channel is also contemporaneously filing an application for Station WJBT(FM), Callahan, Florida that is contingent on the grant of the WROO application. Collectively, these three applications (WROO, WPLA, and WJBT) are being pursuant to Section 73.3517(e) of the Commission’s rules.

expressions of interest if (1) the proposed allotment is mutually exclusive with the current allotment; (2) the current community of license will not be deprived of its only local service; and (3) the proposed arrangement of allotments is preferred under the Commission's allotment priorities. These criteria are met here. First, the proposed use of Channel 224A at Beverly Beach is mutually exclusive with the current use of Channel 224A at Green Cove Springs. Second, Green Cove Springs will not be deprived of its only local service because of the proposed change of the community of license of WPLA from Jacksonville, Florida to Green Cove, Florida. Third, the provision of a first local service at Beverly Beach (2000 U.S. Census population 547) under Priority 3 will result in a preferential arrangement of allotments over the retention of a twenty-first local service at Jacksonville (2000 U.S. Census population 735,617) under Priority 4.² *See Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982).

The proposed community of Beverly Beach is not located in an urbanized area, and the proposed 70 dBu signal will not cover more than 50% of any urbanized area. Therefore, this relocation does not implicate the Commission's policy regarding the migration of stations into urban areas. *See Faye and Richard Tuck*, 3 FCC Rcd 5374 (1988) ("*Tuck*").

Beverly Beach evidences the attributes that the Commission traditionally associates with a community. Beverly Beach is identified in the 2000 U.S. Census and therefore is presumed to have the status of a community for allotment purposes. *See Arnold and Columbia, California*, 7 FCC Rcd 6302 (1992). Beverly Beach is a town that

² The proper comparison is between Jacksonville and Beverly Beach because Jacksonville is losing a local service (due to the move of WPLA) and Beverly Beach is gaining a local service (due to the move of WROO). Green Cove Springs will retain local service.

is governed by a mayor and five commissioners and has businesses and community organizations.

II. WPLA(FM) TO GREEN COVE SPRINGS, FLORIDA

As demonstrated in the Technical Exhibit, Channel 297C1 can be allotted to Green Cove Springs, Florida, consistent with Section 73.207 of the Commission's Rules. A 70 dBu signal can be provided to Green Cove Springs from the proposed reference coordinates. Because WPLA(FM)'s facilities will not be relocated, there will be no change in population and area served. There are 33 stations providing protected service to Green Cove Springs.

Clear Channel desires to change the community of license for WPLA(FM) from Jacksonville, Florida to Green Cove Springs, Florida under the guidelines set forth in the *Community of License Order, supra*. First, the proposed use of Channel 297C1 at Green Cove Springs is mutually exclusive with the current use of Channel 297C1 at Jacksonville. Second, Jacksonville will not be deprived of its only local service because it will continued to be served by a number of stations. Third, as described, above, the provision of a first local service at Beverly Beach, (2000 U.S. Census population 547) under Priority 3 will result in a preferential arrangement of allotments over the retention of a twenty-first local service at Jacksonville (2000 U.S. Census population 735,617) under Priority 4. *See Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982).

As it is presently the community of license to WROO(FM), the proposed community of Green Cove Springs, Florida, has already demonstrated, to the Commission's satisfaction, that it is a community deserving of local radio service.

For the foregoing reasons the Commission should delete Channel 224A at Green Cove Springs, Florida and allot Channel 224A to Beverly Beach, Florida as that community's first local service, and delete Channel 297C1 at Jacksonville, Florida and allot Channel 297C1 to Green Cove Springs, Florida in order to maintain local service in Green Cove Springs.



U.S. Census Bureau

American FactFinder

FACT SHEET

Beverly Beach town, Florida

View a Fact Sheet for a **race, ethnic, or ancestry group**

Census 2000 Demographic Profile Highlights:

General Characteristics - show more >>

	Number	Percent	U.S.		
Total population	547			map	brief
Male	258	47.2	49.1%	map	brief
Female	289	52.8	50.9%	map	brief
Median age (years)	62.6	(X)	35.3	map	brief
Under 5 years	9	1.6	6.8%	map	
18 years and over	511	93.4	74.3%		
65 years and over	249	45.5	12.4%	map	brief
One race	535	97.8	97.6%		
White	529	96.7	75.1%	map	brief
Black or African American	1	0.2	12.3%	map	brief
American Indian and Alaska Native	4	0.7	0.9%	map	brief
Asian	1	0.2	3.6%	map	brief
Native Hawaiian and Other Pacific Islander	0	0.0	0.1%	map	brief
Some other race	0	0.0	5.5%	map	
Two or more races	12	2.2	2.4%	map	brief
Hispanic or Latino (of any race)	1	0.2	12.5%	map	brief
Household population	547	100.0	97.2%	map	brief
Group quarters population	0	0.0	2.8%	map	
Average household size	1.75	(X)	2.59	map	brief
Average family size	2.26	(X)	3.14	map	
Total housing units	441			map	
Occupied housing units	312	70.7	91.0%		brief
Owner-occupied housing units	265	84.9	66.2%	map	
Renter-occupied housing units	47	15.1	33.8%	map	brief
Vacant housing units	129	29.3	9.0%	map	

Social Characteristics - show more >>

	Number	Percent	U.S.		
Population 25 years and over	448				
High school graduate or higher	356	79.5	80.4%	map	brief
Bachelor's degree or higher	74	16.5	24.4%	map	
Civilian veterans (civilian population 18 years and over)	134	28.9	12.7%	map	brief
Disability status (population 5 years and over)	169	34.4	19.3%	map	brief
Foreign born	21	4.3	11.1%	map	brief
Male, Now married, except separated (population 15 years and over)	137	63.1	56.7%		brief
Female, Now married, except separated (population 15 years and over)	137	53.3	52.1%		brief
Speak a language other than English at home (population 5 years and over)	18	3.7	17.9%	map	brief

Economic Characteristics - show more >>

	Number	Percent	U.S.		
In labor force (population 16 years and over)	151	31.9	63.9%		brief
Mean travel time to work in minutes (workers 16 years and over)	21.4	(X)	25.5	map	brief
Median household income in 1999 (dollars)	26,667	(X)	41,994	map	
Median family income in 1999 (dollars)	34,167	(X)	50,046	map	
Per capita income in 1999 (dollars)	19,488	(X)	21,587	map	
Families below poverty level	18	11.5	9.2%	map	brief
Individuals below poverty level	43	8.7	12.4%	map	

Housing Characteristics - show more >>

Number Percent U.S.

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