

ENGINEERING EXHIBIT

Amendment to Application for Construction Permit

prepared for

Liberman Broadcasting of Houston License Corp

KXGJ(FM) Bay City, Texas

Ch. 269C1 35 kW 450 m

Facility ID 2131

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FCC Form 301, Section III-B

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This material supplies a "hard copy" of the amended engineering portions of this application as entered February 27, 2004 for filing electronically. Since the FCC's electronic filing system may be accessed by anyone with the applicant's name and password, and electronic data may otherwise be altered in an unauthorized fashion, we cannot be responsible for changes made subsequent to our entry of this data and related attachments.

Section III-B - FM Engineering																																																																																																												
TECHNICAL SPECIFICATIONS																																																																																																												
Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.																																																																																																												
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1.	Channel Number: 269																																																																																																											
2.	Class (select one): <input type="radio"/> A <input type="radio"/> B1 <input type="radio"/> B <input type="radio"/> C3 <input type="radio"/> C2 <input checked="" type="radio"/> C1 <input type="radio"/> C0 <input type="radio"/> C <input type="radio"/> D																																																																																																											
3.	Antenna Location Coordinates: (NAD 27) Latitude: Degrees 28 Minutes 48 Seconds 3 <input checked="" type="radio"/> North <input type="radio"/> South Longitude: Degrees 96 Minutes 7 Seconds 32 <input checked="" type="radio"/> West <input type="radio"/> East																																																																																																											
4.	One Step Proposal Allotment Coordinates: (NAD 27) <input checked="" type="checkbox"/> Not Applicable Latitude: Degrees Minutes Seconds <input type="radio"/> North <input type="radio"/> South Longitude: Degrees Minutes Seconds <input type="radio"/> West <input type="radio"/> East																																																																																																											
5.	Antenna Structure Registration Number: <input type="checkbox"/> Not Applicable <input checked="" type="checkbox"/> Notification filed with FAA																																																																																																											
6.	Overall Tower Height Above Ground Level:								462.9meters																																																																																																			
7.	Height of Radiation Center Above Mean Sea Level:								456.5 meters(H)		456.5 meters(V)																																																																																																	
8.	Height of Radiation Center Above Ground Level:								449.2meters(H)		449.2meters(V)																																																																																																	
9.	Height of Radiation Center Above Average Terrain:								450meters(H)		450meters(V)																																																																																																	
10.	Effective Radiated Power:								35 kW(H)		35 kW(V)																																																																																																	
11.	Maximum Effective Radiated Power: <input checked="" type="checkbox"/> Not Applicable (Beam-Tilt Antenna ONLY)								kW(H)		kW(V)																																																																																																	
12.	Directional Antenna Relative Field Values: <input checked="" type="checkbox"/> Not applicable (Nondirectional) Rotation (Degrees): <input type="checkbox"/> No Rotation																																																																																																											
<table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <thead> <tr> <th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th><th>Degrees</th><th>Value</th></tr> </thead> <tbody> <tr><td>0</td><td></td><td>10</td><td></td><td>20</td><td></td><td>30</td><td></td><td>40</td><td></td><td>50</td><td></td></tr> <tr><td>60</td><td></td><td>70</td><td></td><td>80</td><td></td><td>90</td><td></td><td>100</td><td></td><td>110</td><td></td></tr> <tr><td>120</td><td></td><td>130</td><td></td><td>140</td><td></td><td>150</td><td></td><td>160</td><td></td><td>170</td><td></td></tr> <tr><td>180</td><td></td><td>190</td><td></td><td>200</td><td></td><td>210</td><td></td><td>220</td><td></td><td>230</td><td></td></tr> <tr><td>240</td><td></td><td>250</td><td></td><td>260</td><td></td><td>270</td><td></td><td>280</td><td></td><td>290</td><td></td></tr> <tr><td>300</td><td></td><td>310</td><td></td><td>320</td><td></td><td>330</td><td></td><td>340</td><td></td><td>350</td><td></td></tr> <tr> <td colspan="2">Additional Azimuths</td><td colspan="10"></td></tr> </tbody> </table>													Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	0		10		20		30		40		50		60		70		80		90		100		110		120		130		140		150		160		170		180		190		200		210		220		230		240		250		260		270		280		290		300		310		320		330		340		350		Additional Azimuths											
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[Relative Field Polar Plot](#)

NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

CERTIFICATION

AUXILIARY ANTENNA APPLICANTS ARE NOT REQUIRED TO RESPOND TO ITEMS 13-16. PROCEED TO ITEM 17.

13.	Allotment. The proposed facility complies with the allotment requirements of 47 C.F.R. Section 73.203.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in
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		[Exhibit 21]
14.	Community Coverage. The proposed facility complies with 47 C.F.R. Section 73.315.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 22]
15.	Main Studio Location. The proposed main studio location complies with 47 C.F.R. Section 73.1125.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 23]
16.	Interference. The proposed facility complies with all of the following applicable rule sections: Check all those that apply: Separation Requirements. <input checked="" type="checkbox"/> a) 47 C.F.R. Section 73.207 Grandfathered Short-Spaced. <input type="checkbox"/> b) 47 C.F.R. Section 73.213(a) with respect to station(s): [Exhibit 25] Exhibit required <input type="checkbox"/> c) 47 C.F.R. Section 73.213(b) with respect to station(s): [Exhibit 26] Exhibit required <input type="checkbox"/> d) 47 C.F.R. Section 73.213(c) with respect to station(s): [Exhibit 27] Exhibit required. Contour Protection <input type="checkbox"/> e) 47 C.F.R. Section 73.215 with respect to station(s): [Exhibit 28] Exhibit required.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 24]
17.	Environmental Protection Act. The proposed facility is excluded from environmental processing under 47 C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine compliance through the use of the RF worksheets in Appendix A, an Exhibit is required. By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 29]
PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.		

SECTION III - PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name JOSEPH M. DAVIS, P.E.		Relationship to Applicant (e.g., Consulting Engineer) CONSULTING ENGINEER
Signature		Date 2/27/2004
Mailing Address CAVELL MERTZ & DAVIS, INC. 7839 ASHTON AVENUE		
City MANASSAS	State or Country (if foreign address) VA	Zip Code 20109 -
Telephone Number (include area code) 7033929090		E-Mail Address (if available) JDAVIS@CMDCONSULTING.COM

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits

Exhibit 1**Description:** EXHIBIT 1SECTION III-B QUESTION 17 AND ASSOCIATED EXHIBIT 29 ARE AMENDED

Attachment 1

Exhibit 4**Description:** EXHIBIT-4 LBI COMMON OWNERSHIPEXHIBIT-4 LBI COMMON OWNERSHIP

Attachment 4

Description
Exhibit-4 LBI Common ownership

Exhibit 24**Description:** EXHIBIT 24 - STATEMENT AEXHIBIT 24 - STATEMENT A - ATTACHED AS A PDF FILE

Attachment 24

Description
Exhibit 24 - Statement A

Exhibit 29**Description:** EXHIBIT 29 - STATEMENT BEXHIBIT 29 - STATEMENT B - ATTACHED AS A PDF FILE - AMENDMENT PREPARED 02-27-2004

Attachment 29

Description
Exhibit 29 - Statement B - Amendment prepared 02-27-2004

Exhibit 29 - Statement B
ENVIRONMENTAL CONSIDERATIONS
prepared for
Liberman Broadcasting of Houston License Corp.
KXGJ(FM) Bay City, Texas
Ch. 269C1 35 kW 450 m
Facility ID 2131

Nature of The Proposal

Liberman Broadcasting of Houston License Corp. (“*Liberman*”) is the licensee of KXGJ(FM), Ch. 269C1, Bay City, Texas. *Liberman* seeks to relocate KXGJ to a proposed new tower structure at a different site location, and increase KXGJ to a maximum Class C1 facility.

Liberman commissioned a review of the various environmental subjects outlined in Section 1.1307(a)(1-7), which was performed by HBC Terracon of Houston, Texas. The HBC summary report indicates that none of the triggering criteria of §1.1307(a)(1-7) apply to the proposal.

Regarding §1.1307(a)(8), the proposed KXGJ transmitting antenna will be top-mounted on a new tower structure. A *Notice of Proposed Construction* (2003-ASW-6567-OE) is pending with the FAA. The area surrounding the proposed site is agricultural/rural in nature and is not residential or heavily populated.¹ Accordingly, the use of white high intensity lighting (as may be specified in a final FAA determination) is not expected to be objectionable. Therefore, it is believed that this application may be categorically excluded from environmental processing pursuant to §1.1306 of the FCC Rules.

Human Exposure to Radiofrequency Radiation

The proposed operation was evaluated for human exposure to radiofrequency (“RF”) electromagnetic field using the procedures outlined in the Commission’s OET Bulletin No. 65 (“OET 65”). OET 65 describes a means of determining whether a proposed facility exceeds the radiofrequency exposure guidelines adopted in §1.1310. Under present Commission policy, a facility may be presumed to comply with the limits specified in §1.1310 if it satisfies the exposure

¹There are no block-level centroids within 1 km of the proposed site, and a population of only 30 persons within 2 km, according to 2000 U.S. Census data.

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criteria set forth in OET 65. Based upon that methodology, and as demonstrated in the following, the proposed transmitting system will comply with the cited adopted guidelines.

Liberian proposes to install the KXGJ transmitting antenna such that its center of radiation is 449.2 meters above ground level. An effective radiated power of 35 kilowatts, horizontally and vertically polarized, will be employed. A worst-case value of 100 percent relative field is used for this calculation. The “uncontrolled/general population” limit specified in §1.1310 for the FM Broadcast service is 200 $\mu\text{W}/\text{cm}^2$. RF plane wave power density is predicted pursuant to OET Bulletin 65, equation (9):

$$S = (33.4098) (F^2) (\text{ERP}) / D^2$$

Where:

S	=	RF power density in microwatts/cm ²
ERP	=	total ERP in Watts
F	=	relative field factor
D	=	distance in meters

Using this formula, the proposed facility would contribute an RF power density of 11.7 $\mu\text{W}/\text{cm}^2$ at two meters above ground level near the antenna support structure, or 5.9 percent of the general population/uncontrolled limit.

According to the FCC’s CDBS database, the nearest authorized FM station is KMKS(FM) (Ch. 273C3, Bay City, TX), at 2.9 km from the proposed KXGJ. There are no authorized television or AM stations within 10 km. At these large distances, consideration of these other broadcast station emitters is not necessary.

In a separate application, *Liberian* will propose to relocate KIOX-FM (Ch.245C1, El Campo, TX) to the site proposed herein for KXGJ, increase KIOX-FM to a Class C0 facility, and

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employ a “common” antenna system at 100 kW ERP (horizontal and vertically polarized) with KXGJ. Calculations show that on a worst-case basis, KIOX-FM would contribute an RF power density of 33.4 $\mu\text{W}/\text{cm}^2$ at two meters above ground level near the antenna support structure, or 16.7 percent of the general population/uncontrolled limit.

Summing the individual contributions from KXGJ and KIOX-FM, the total RF power density is 22.6 percent of the general population/uncontrolled limit. When the antenna’s actual vertical (elevation) pattern is employed, the calculated RF power density near the ground is reduced. At ground level locations away from the base of the tower, the calculated RF power density is even lower, due to the increasing distance from the transmitting antenna.

Safety of Tower Workers and the General Public

As demonstrated herein, excessive levels of RF energy attributable to the proposal will not be caused at publicly accessible areas at ground level near the antenna supporting structure. Consequently, members of the general public will not be exposed to RF levels in excess of the Commission’s guidelines. Nevertheless, tower access will be restricted and controlled through the use of a locked fence. Additionally, appropriate RF exposure warning signs will be posted.

With respect to worker safety, it is believed that based on the preceding analysis, excessive exposure would not occur in areas at ground level. A site exposure policy will be employed protecting maintenance workers from excessive exposure when work must be performed on the tower in areas where high RF levels may be present. Such protective measures may include, but will not be limited to, restriction of access to areas where levels in excess of the guidelines may be expected, power reduction, or the complete shutdown of facilities when work or inspections must be performed in areas where the exposure guidelines will be exceeded. On-site RF exposure measurements may also be undertaken to establish the bounds of safe working areas. The applicant will coordinate exposure procedures with all pertinent stations.