

(REFERENCE COPY - Not for submission)
Minor Modification of a Licensed Facility for FM Translator Application

File Number: **BPFT-20100712ABF** | Submit Date: **07/12/2010** | Lead Call Sign: **W222BK** | Facility ID: **150836** |

FRN: **0022877211**

Service: **FM Translator** | Purpose: **Minor Modification** | Status: **Granted** | Status Date: **10/13/2010** | Filing Status: **Inactive**

General Information	Section	Question	Response
	Attachments	Are attachments (other than associated schedules) being filed with this application?	
	Section	Question	Response
	Fees, Waivers, and Exemptions Fees	Is the applicant exempt from FCC application Fees? Indicate reason for fee exemption: Is the applicant exempt from FCC regulatory Fees? Does this filing request a waiver of the Commission's rule (s)? Total number of rule sections involved in this waiver request:	Yes Noncommercial Educational Licensee or Permittee
Applicant Information	Section	Question	Response
	Waivers		
Contact Representatives (2)	Section	Question	Response
	Character Issues		
	Adverse Findings		

	related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	
Program Service Certification	Applicant certifies that it is cognizant of and will comply with its obligations as a Commission licensee to present a program service responsive to the issues of public concern facing the station's community of license and service area.	Yes
Local Public Notice	Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	Yes
Equal Employment Opportunity (EEO)	If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this application a Model EEO Program Report.	
Operational Compliance	Applicant certifies that it is not the licensee or permittee of the commercial primary station being rebroadcast and that neither it nor any parties to the application have any interest in or connection with the commercial primary station being rebroadcast? See 47 C.F.R. Section 74.1232 (d).	No
	Applicant certifies that the FM translator's (a) 1mV/m coverage contour does not extend beyond the protected contour of the commercial FM primary station to be rebroadcast, or (b) entire 1mV/m coverage contour is contained within the greater of either: (i) the 2 mV/m daytime contour of the commercial AM primary station to be rebroadcast, or (ii) a 25-mile radius centered at the commercial AM primary station's transmitter site.	No
Support Compliance	The applicant, if for a commercial FM translator station with a coverage contour extending beyond the protected contour of the commercial primary station being rebroadcast, certifies that it has not received any support, before or after constructing, directly or indirectly, from the licensee/permittee of the primary station or any person with an interest in or connection with the licensee or permittee of the primary station, except for technical assistance as provided for under 47 C.F.R. Section 74.1232(e).	No
Rebroadcast Certification	For applicants proposing translator rebroadcasts that are not the licensee of the primary station, the applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.	No
Financial	The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue.	
	Applicant certifies that the proposed station will provide a first rural (reception) service.	
	Applicant certifies that:	
	(a) it is a Tribal Applicant, as defined in 47 C.F.R. Section 73.7000;	
	(b) the facilities proposed in this Application will provide Tribal Coverage, as defined in 47 C.F.R. Section 73.7000, of Tribal Lands occupied by the applicant Tribe (s);	
	(c) the proposed community of license is located on Tribal Lands, as defined in 47 C.F.R. Section 73.7000; and	
Fair Distribution of Service Pursuant to 47 U.S.C. Section 307(b)	(d) the proposed facility would be the first local Tribal-owned noncommercial educational transmission service at the proposed community of license	
	Applicant certifies that the proposed station will provide a first noncommercial educational aural service to (a) at least 10 percent of the people residing within the station's 60 dBu (1mV/m) service contour and (b) to a minimum of 2,000 people.	
	Applicant certifies that the proposed station will provide a second noncommercial educational aural service, or an aggregated first and second noncommercial educational aural service, to (a) at least 10 percent of the people	

Channel and Facility Information

Auction Authorization	residing within the station's 60 dBu (1 mV/m) service contour and (b) to a minimum of 2,000 people.	
	If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.	
	Tribal Priority – Threshold Qualifications	Is the Applicant applying for an FM allotment set forth in a Public Notice announcing a Tribal Threshold Qualifications window?
	Petition for Rulemaking /Counterproposal to Add New FM Channel to FM Table of Allotments	This application is being submitted concurrently with a Petition for Rulemaking or Counterproposal to Amend the FM Table of Allotments (47 C.F.R. Section 73.202) to add a new FM channel allotment. The petitioner /counter-proponent certifies that, if the FM channel allotment requested is allotted, petitioner/counter-proponent will apply to participate in the auction of the channel allotment requested and specified in this application.
Section	Question	Response
	State	Alabama
	Proposed Community of License	City BIRMINGHAM Channel 222 Frequency 92.3
	Facility Type	Facility Type Commercial

Antenna Location Data

Section	Question	Response
	Antenna Structure Registration	Do you have an FCC Antenna Structure Registration (ASR) Number? No ASR Number
	Coordinates (NAD83)	Latitude 33° 19' 25.4" N+ Longitude 086° 47' 25.9" W- Structure Type Overall Structure Height 58 meters Support Structure Height Ground Elevation (AMSL) 217 meters
	Antenna Data	Height of Radiation Center Above Ground Level Horizontal:50 meters Vertical: 50 meters Height of Radiation Center Above Mean Sea Level Horizontal:267 meters Vertical:267 meters Effective Radiated Power Horizontal:0.01 kW Vertical: 0.01 kW

Antenna Technical Data

Section	Question	Response
	Antenna Type	Antenna Type Non-Directional
	Primary Station	Call Sign WAYW Facility ID 91932 Frequency 89.9 Channel 210 Service Code FM City NEW JOHNSONVILLE State TN
	Delivery Method	Delivery Method If Other, Please specify:
Transmitting Antenna	Manufacturer:	
	Model	

Directional Antenna Relative Field Value

Degree	Value	Degree	Value	Degree	Value	Degree	Value
Additional Azimuths							
Degree		Value					

Technical Certifications	Section	Question	Response
	Environmental Effect	Would a Commission grant of Authorization for this location be an action which may have a significant environmental effect? (See 47 C.F.R. Section 1.1306)	Yes
	Proposal Compliance	Does the applicant certify that the proposal is for a fill-in translator or booster?	
	Interference	Does the applicant certify that the proposal complies with Sections 74.1204, 74.1205, 74.1232, 74.1234 and 74.1235?	
		Does the applicant certify that the proposed facility complies with the engineering requirements of 47 CFR Section 73.807(a) through (g), 73.825 and 73.827(a)?	

Certification	Section	Question	Response
	General Certification Statements	The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by authorization or otherwise, and requests an Authorization in accordance with this application (See Section 304 of the Communications Act of 1934, as amended.).	
		The Applicant certifies that neither the Applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to §5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under §1.2002(c) of the rules, 47 CFR . See §1.2002(b) of the rules, 47 CFR § 1.2002(b), for the definition of "party to the application" as used in this certification § 1.2002(c). The Applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.	
	Authorized Party to Sign	FAILURE TO SIGN THIS APPLICATION MAY RESULT IN DISMISSAL OF THE APPLICATION AND FORFEITURE OF ANY FEES PAID	
		Upon grant of this application, the Authorization Holder may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in automatic cancellation of the Authorization. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of Authorization requested in this application.	
		WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, §1001) AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, §312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, §503).	ROBERT D. AUGSBURG
		I declare, under penalty of perjury, that I am an authorized representative of the above-named applicant for the Authorization(s) specified above.	

Attachments	File Name	Uploaded By	Attachment Type	Description	Upload Status
	1390215_6944300.pdf	Applicant	All Purpose	Map of Contours	Done with Virus Scan and /or Conversion
	1390215_6944315.pdf	Applicant	All Purpose	Topographic Map and Aerial Photograph of Tower Location	Done with Virus Scan and /or Conversion
	1390215_874624.txt	Applicant	All Purpose	OVERLAP REQUIREMENTS	Done with Virus Scan and /or Conversion
	1390215_874625.txt	Applicant	All Purpose	ENVIRONMENTAL PROTECTION ACT	Done with Virus Scan and /or Conversion