



Federal Communications Commission  
Washington, D.C. 20554

March 4, 2019

1800E1-MHH

SCRIPPS BROADCASTING HOLDINGS, LLC.  
David Giles  
312 WALNUT STREET  
28TH FLOOR  
CINCINNATI, OH 45202

Re: WFTX-TV  
0000067552  
Cape Coral, FL  
Fac Id: 70649

Dear Licensee:

This refers to your request dated January 31, 2019, requesting special temporary authority (STA) to operate at variance. WFTX-TV currently transmits from an antenna that is side-mounted at 1319 ft AGL, approximately 130 ft below the top of the tower. The tower has numerous structural issues and does not meet the current structural code. In order for WFTX-TV to complete its post-incentive auction facility on Ch. 34, it must bring the tower into compliance with the current structural code. The tower work will require a substantial amount of time and WFTX-TV intends to continue broadcasting during the tower work, therefore, it has secured space for temporary/interim operation at a nearby tower site. Scripps intends to switch WFTX-TV over to the temporary/interim facility in November 2019 and operate on its current channel (Ch. 35) at the temporary/interim site until the tower work and construction of its new Ch. 34 facility are completed.

You also indicate that the licensee is filing this request for STA to ensure authority to continue to operate at variance under the parameters set forth herein.

After a thorough review of your technical specifications, we are persuaded that no interference is likely to occur from the proposed operation. If problems do arise, we expect them to be solved expeditiously and the Bureau reserves the right to require termination of the operation. We therefore conclude that the public interest would be served by the grant of this request.

With respect to radio frequency radiation (RFR), we expect compliance with Section 1.1307(b) of the Commission's Rules to be achieved.

Accordingly, the request for special temporary authority IS GRANTED subject to the technical parameters and conditions specified below.

**Technical Parameters:**

Channel: 35

Antenna Coordinates: N. Latitude: 26° 47' 08.7"  
W. Longitude 81° 47' 45.9"

Antenna Type: ERI, Directional, Custom  
Model No. ATW28H5-HSPX-34/35H

Maximum Effective Radiated Power: 822 kW

Radiation Center Above Mean Sea Level: 412 meters

Radiation Center Above Ground Level: 403.2 meters

HAAT: 405 meters

Tower Registration Number: 1213076

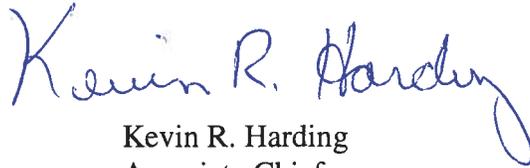
**Special Conditions:**

1. The grant of this construction permit is subject to the condition that, with ample time before commencing operation, you make a good faith effort to identify and notify health care facilities (e.g., hospitals, nursing homes, see 47 CFR 15.242(a)(1)) within your service area potentially affected by your DTV operations. Contact with state and/or local hospital associations and local governmental health care licensing authorities may prove helpful in this process. During this pre-broadcast period, you must provide all notified entities with relevant technical details of your operation, such as DTV channel, targeted on-air date, effective radiated power, antenna location, and antenna height. You are required to place in the station's public inspection file documentation of the notifications and contacts made and you may not commence operations until good faith efforts have been made to notify affected health care facilities. During this pre-broadcast period and for up to twenty (20) days after commencing operations, should you become aware of any instances of medical devices malfunctioning or that such devices are likely to malfunction due to your DTV operations, you must cooperate with the health care facility so that it is afforded a reasonable opportunity to resolve the interference problem. At such time as all provisions of this condition have been fulfilled, and either upon the expiration of twenty (20) days following commencement of operations or when all known interference problems have been resolved, whichever is later, this condition lapses.

2. This authority expires on **September 4, 2019**. If appropriate, a timely renewal request must be filed before the end of this period.

3. Hours of operation of this facility will be in accordance with Section 73.624(b) of the Commission's Rules

Sincerely,

A handwritten signature in blue ink that reads "Kevin R. Harding". The signature is written in a cursive style with a large, looping "y" at the end.

Kevin R. Harding  
Associate Chief  
Video Division  
Media Bureau

cc: Kenneth C. Howard, JR