

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET SW**  
**WASHINGTON DC 20554**

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
**HOME PAGE:** [www.fcc.gov/mb/audio/](http://www.fcc.gov/mb/audio/)

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December 9, 2008

Troy G. Langham, FCC Engineering Supervisor  
Clear Channel Technical & Capital Management  
2625 South Memorial Drive, Suite A  
Tulsa, Oklahoma 74129

Re: Clear Channel Broadcasting Licenses, Inc.  
WAIL(FM), Key West, Florida  
Facility Identification Number: 31637  
Special Temporary Authority

Dear Mr. Langham:

This is in reference to the request filed December 8, 2008, on behalf of Clear Channel Broadcasting Licenses, Inc. ("CCBL"). CCBL requests modification of the special temporary authority ("STA") granted on September 3, 2008, to operate Station WAIL with emergency antenna facilities pursuant to Section 73.1680.<sup>1</sup>

In support of the request, CCBL states that the station's licensed antenna system was destroyed by Tropical Storm Fey and that the station has been operating with temporary facilities under the original STA. CCBL states that it has located a new, temporary facility which will provide improved coverage during the process of obtaining necessary local approvals for reconstruction of the licensed tower.

Section 73.1680 of the Commission's rules provides for operation with emergency antenna facilities following damage to authorized antenna systems, provided that an informal request for continued use of an emergency antenna is filed with the Commission within 24 hours. In particular, Section 73.1680(b)(2) provides that FM and TV stations may erect any suitable radiator, or use operable sections of the authorized antenna(s) as an emergency antenna.

Our review indicates that the proposed STA operation complies with the provisions of Section 73.1680 and our STA policies, and that interference to other stations is not likely to occur.

Accordingly, the request for modification of STA IS HEREBY GRANTED. Station WAIL may operate with the following facilities:

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<sup>1</sup> WAIL is licensed for operation on Channel 258C1 (99.5 MHz) with effective radiated power of 100 kilowatts (H&V) and antenna height above average terrain of 73 meters.

Geographic coordinates: 24° 40' 35" N, 81° 30' 41" W (NAD 1927)  
Channel 258 (99.5 MHz)  
Effective radiated power: 50 kilowatts (H&V)  
Antenna manufacturer and type: ERI, MPX-6E-SP, omnidirectional  
Antenna height:  
    above ground: 78 meters  
    above mean sea level: 79 meters  
    Above average terrain: 79 meters

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

This authority expires on **June 9, 2009**.

Sincerely,



Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: Clear Channel Broadcasting Licenses, Inc.