

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET SW
WASHINGTON DC 20554

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

PROCESSING ENGINEER: Arthur E. Doak
TELEPHONE: (202) 418-2715
FACSIMILE: (202) 418-1410
MAIL STOP: 1800B3-AED
INTERNET ADDRESS: arthur.doak@fcc.gov

August 19, 2009

Mr. Michael Reininga
Evansville-Vanderburgh School Corp.
1901 Lynch Road
Evansville, IN 47711

In re: WPSR(FM), Evansville, IN
Evansville-Vanderburgh School Corp. ("EVS")
Facility ID No.: 20032
BPED-20060606AGM

Dear Mr. Reininga:

This letter is in reference to the above-captioned non-commercial educational FM minor change application for FM Station WPSR(FM), as amended on October 18, 2006. Objections to the application were filed on July 10, 2006 and September 26, 2006 by Indiana Community Radio Corporation.

Our study has revealed discrepancies in the antenna site coordinates and the site elevation. The North American Datum 27 (NAD 27) coordinates listed in Section VII, Item 3 of the application are 38° 1' 45" NL, 87° 34' 42" WL. Furthermore, the site elevation as calculated using the antenna height figures given in Section VII, Items 7 and 8 of the application is 138 meters. However, the North American Datum 83 (NAD 83) coordinates listed on the surveyors' statement and tower sketch submitted as an exhibit to the application are 38° 1' 44.42" NL, 87° 34' 46.94" WL. These coordinates, when converted to NAD 27 are 38° 1' 44" NL, 87° 34' 47" WL.¹ Furthermore, the site elevation listed on these exhibits is 137 meters. Accordingly, these discrepancies must be resolved before processing of the application can continue.²

Pursuant to 47 C.F.R. § 17.4(a), any antenna structure that required notification to the Federal Aviation Administration (FAA) requires registration with the Commission. Our records indicate that the proposed tower originally required FAA notification. However, the tower is not registered with the Commission. FCC antenna structure registration may be accomplished electronically via the internet at <http://www.fcc.gov/wtb/antenna/>. Following FCC registration of the antenna structure, a curative amendment to the application, which includes the antenna structure registration number, must be submitted to the Commission so that processing of the application may be completed.

¹ There is also a discrepancy within the exhibits of the application. As stated above, the NAD 83 coordinates listed on the surveyors' statement and tower sketch are 38° 1' 44.42" NL, 87° 34' 46.94" WL. However, the NAD 83 "surveyors coordinates" listed on the "WPSR Tower Drawings & Data" exhibit are 38° 1' 42.42" NL, 87° 34' 46.94" WL.

² Please note, any change in coordinates or site elevation will affect the antenna heights and tower height figures in Section VII, Items 6, 7, 8 and 9.

In addition, because the application is for operation on Channel 214, and it does not conflict with any station or allotment on the non-reserved band (Channels 221-300), processing pursuant to 47 C.F.R. § 73.215 is not required. Therefore, Section VII, Item 15(d) of the application must be amended. Finally, Section VII, Item 14 must be answered.

Further action on the subject application will be withheld for a period of thirty (30) days from the date of this letter to provide an opportunity to submit the requested information. If the antenna structure cannot be registered within 30 days of the date of this letter, the Audio Division must be notified in writing, concerning the delay. In the event that further delays in the registration process occur, the applicant must provide the Audio Division with written updates every 30 days thereafter. Failure to respond within this time period or to provide the written updates every 30 days will result in the dismissal of the application for failure to prosecute pursuant to 47 C.F.R. § 73.3568(a)(1). Finally, further action on the July 10, 2006 and September 26, 2006 objections filed by Indiana Community Radio Corporation will be withheld.

Sincerely,

Arthur E. Doak

Arthur E. Doak
Senior Engineer
Audio Division
Media Bureau

cc: Mr. Francis E. Hertel
Indiana Community Radio Corporation