

FEDERAL COMMUNICATIONS COMMISSION
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June 6, 2011

(Reissued June 14, 2011, to correct date of grant)

Raymond C. Benedict
Director, Spectrum Engineering
CBS Corporation
1800 K Street NW, Suite 920
Washington, DC 20006

Re: KYXY(FM), San Diego, California
Facility Identification Number: 51671
CBS Radio Stations Inc.
Special Temporary Authority

Dear Mr. Benedict:

This is in reference to the request filed June 3, 2011, on behalf of CBS Radio Stations Inc. ("CBS"). CBS requests special temporary authority ("STA") to operate Station KYXY with temporary facilities¹. In support of the request, CBS states that work will be done at the KYXY site that requires the station to shut down or operate from a temporary site for the protection of workers. CBS proposes operation from the licensed auxiliary site of Station KBZT².

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service³ to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area⁴ without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA. Our review indicates that the proposed STA operation complies with the foregoing criteria.

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

Geographic coordinates:	32° 41' 48" N, 116° 56' 10" W (NAD 1927)
Channel	243 (96.5 MHz)
Effective radiated power:	2.6 kilowatts (Max-DA, H&V)
Antenna manufacturer and type:	ERI, model 1081-1-CP-DA-SP, directional
Antenna height:	
above ground:	30 meters

¹ KYXY is licensed for operation on Channel 243B (96.5 MHz) with ERP of 26.5 kW (H&V) and HAAT of 210 meters.

² File No. BXLH-19881011KB.

³ For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

⁴ For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

above mean sea level: 806 meters
above average terrain: 564 meters

CBS must notify the Commission when licensed operation is restored. CBS 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 **September 6, 2011**.


STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: CBS Radio Stations Inc.