

**FEDERAL COMMUNICATIONS COMMISSION**  
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December 9, 2011

Cary S. Tepper, Esq.  
Booth, Freret, Imlay & Tepper, P.C.  
7900 Wisconsin Avenue, Suite 304  
Bethesda, Maryland 20814-3628

Re: Calvary Chapel of Twin Falls, Inc.  
K234AL(FM), Bellevue, California  
Facility Identification Number: 151436  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed December 7, 2011, on behalf of Calvary Chapel of Twin Falls, Inc. ("CCTF"). CCTF requests special temporary authority ("STA") to operate Station K234AL with emergency antenna facilities pursuant to Section 73.1680.<sup>1</sup> In support of the request, CCTF states that the licensed antenna supporting tower was toppled by high winds on December 1, 2011. CCTF proposes to reconstruct the K234AL antenna on an adjacent tower which survived the storm. CCTF further states that it plans to file an application for construction permit to relocate the antenna to the proposed STA site.

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 60 dBu contour does not extend beyond the licensed contour.

Accordingly, the request for STA IS HEREBY GRANTED. Station K234AL may operate with the following facilities:

Geographic coordinates:	38° 03' 49" N, 120° 14' 47" W (NAD 1927)
Channel	234 (94.7 MHz)
Effective radiated power:	0.01 kilowatt (H&V)
Antenna height:	
above ground:	29 meters
above mean sea level:	1532 meters

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<sup>1</sup> K234AL is licensed for operation on Channel 234D (94.7 MHz) with effective radiated power of 0.01 kilowatt (H&V) and antenna height above average terrain of 481 meters.

above average terrain: 480 meters

CCTF must notify the Commission when licensed operation is restored. CCTF 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. The authority granted herein is without prejudice as to the Commission's action on an application for construction permit for use of the STA site. Any construction undertaken pursuant to this authority is entirely at CCTF's own risk.

This authority expires on **June 9, 2012**.

**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: Calvary Chapel of Twin Falls, Inc.