

**FEDERAL COMMUNICATIONS COMMISSION
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**MEDIA BUREAU
AUDIO DIVISION
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February 22, 2012

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.
W201BN/W215CF(FX), Milledgeville, Georgia
Facility Identification Number: 78733
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed February 21, 2012, on behalf of Calvary Chapel of Twin Falls, Inc. ("CCTF"). CCTF requests special temporary authority ("STA") to operate FM Translator W215CF with temporary facilities.¹

In support of the request, CCTF states that it holds Construction Permit BMPFT-20110630AAQ, which authorizes a change in operating channel for the translator, and that the translator has been silent since May 24, 2011, pursuant to authority granted in BLSTA-20110527ADW². CCTF states that, in the course of completing construction of the authorized facilities, errors were discovered in the overall tower height and the geographic coordinates of the site. CCTF states that, due to the necessity of obtaining FAA approval, delays are expected in obtaining a modified construction permit in conformance with the "as built" facilities.

Our review indicates that the proposed STA operation is not likely to result in interference to any other station, since the antenna elevation is less than that authorized by the construction permit. Also, our review indicates that Station W215CF must resume broadcast operation on or before May 24, 2012, or face the loss of its license. Thus, the Public Interest would be served by grant

¹ FM Translator W201BN is licensed for operation on Channel 201D (88.1 MHz) with effective radiated power ("ERP") of 0.015 kilowatt (H&V) and antenna height above average terrain ("HAAT") of 74 meters. Construction Permit BMPFT-20110630AAQ authorizes a change in frequency to Channel 215D (90.9 MHz), a change in call sign to W215CF, relocation of the transmitter, an increase in ERP to 0.019 kilowatt and an increase in HAAT to 95 meters.

² CCTF states that, following construction of the modified facilities as described herein, the station was operated for a period of one hour on February 17, 2012. However, because of the disparities in antenna location and height noted above, such operation was not authorized, and the station's silence therefore was not broken.

of the requested STA. We note that the station's call sign was modified to W215CF in the construction permit; the STA is granted accordingly.

Accordingly, the request for STA IS HEREBY GRANTED. Station W215CF may operate with the following facilities:

Geographic coordinates:	33° 05' 45" N, 83° 11' 33" W (NAD 1927)
Channel	215 (90.9 MHz)
Effective radiated power:	0.019 kilowatt (H&V)
Antenna height:	
above ground:	71 meters
above mean sea level:	196 meters
above average terrain:	81 meters

It is anticipated that an application for modification of construction permit will be filed in the near future, and that an application for license will be filed promptly upon grant of the modified permit. 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.

This authority expires on **August 22, 2012**.

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law upon twelve consecutive months of silence. See Pub. Law No. 104-104, 110 Stat. 56, Section 403(1) (1996) and *Order, Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). See also *Public Notice, Expedited Processing of Applications Filed by Silent Stations*, DA 96-818 (May 22, 1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

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,

A handwritten signature in blue ink, appearing to read "Charles N. Miller".

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Calvary Chapel of Twin Falls, Inc.