

FEDERAL COMMUNICATIONS COMMISSION
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March 28, 2012

Randy Hendry, President
Florida Public Radio, Inc.
505 Josephine Street
Titusville, Florida 32796

Re: Florida Public Radio, Inc.
KLOX(FM), Creston, Iowa
Facility Identification Number: 91587
Special Temporary Authority

Dear Mr. Hendry:

This is in reference to the request filed March 27, 2012, on behalf of Florida Public Radio, Inc. ("FPR"). FPR requests special temporary authority ("STA") to operate Station KLOX with temporary facilities.¹ In support of the request, FPR states that the land lease for the licensed site is not being renewed because the owner plans to use the site for a building. FPR states that it plans to either construct at its construction permit site or to relocate the tower, which has been offered as a donation, to a nearby site. In the interim, FPR requests STA to operate with temporary facilities.

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 service² to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area³ 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 KLOX may operate with the following facilities:

Geographic coordinates:	41° 03' 20" N, 94° 22' 13" W (NAD 1927)
Channel	215 (90.9 MHz)
Effective radiated power:	0.5 kilowatt (V only)

¹ KLOX is licensed for operation on Channel 215A (90.9 MHz) with effective radiated power ("ERP") of 4 kilowatts (V only) and antenna height above average terrain ("HAAT") of 102 meters. Construction Permit BPED-20111115AAD authorizes relocation of the transmitter, an upgrade to Class C2, an increase in ERP to 45 kilowatts (V only) and an increase in HAAT to 155 meters.

² For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

³ For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

Antenna height:

above ground:	24 meters
above mean sea level:	420 meters
above average terrain:	35 meters

It is anticipated that either an application for modification of construction permit or an application for license to cover the outstanding permit will be filed prior to the expiration date below. FPR 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 28, 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: Florida Public Radio, Inc.