## FEDERAL COMMUNICATIONS COMMISSION 445 TWELFTH STREET, SW WASHINGTON, DC 20554

MEDIA BUREAU AUDIO DIVISION APPLICATION STATUS: (202) 418-2730 HOME PAGE: www.fcc.gov/mb/audio/ JAN 27 2012

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Forum Communications, Inc. P.O. Box 80 Otsego, MI 49078

Re:

WQXC-FM, Allegan, MI Facility ID No. 22128

Forum Communications, Inc.("FCI")

File No. BPH-20111221ADH

Dear Applicant:

This letter refers to the above-captioned application for a minor change to a licensed facility.

## **Antenna Structure Registration**

Pursuant to 47 C.F.R. § 17.4(a), any proposed construction of a new antenna structure or proposed alteration of an existing antenna structure that requires notification to the Federal Aviation Administration (FAA) requires registration with the Commission prior to the proposed construction or alteration. The application indicates that the tower for the facility proposed in the captioned application is not registered. FCC antenna structure registration may be accomplished via the internet at http://www.fcc.gov/wtb/antenna/.

Please note that FAA approval of the proposed tower is necessary in order to obtain FCC antenna structure registration. 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.

## **NEPA** Certification

The application also indicates that proposed facility is not excluded from environmental processing as required by the National Environmental Policy Act of 1969 (NEPA). FCI must provide either an environmental assessment (EA), or certify that operation of the proposed station will not have a significant environmental impact by giving an affirmative response to Item 17 of FCC Form 301, Section III-B.<sup>1</sup>

<sup>&</sup>lt;sup>1</sup> See 47 C.F.R. § 1.1306 and § 1.1307.

Further action on the subject application will be withheld for a period of thirty (30) days from the date of this letter to provide FCI an opportunity to submit the requested information. If the antenna structure cannot be registered, or if FCI cannot demonstrate NEPA compliance within 30 days of the date of this letter, the Audio Division (AD) must be notified in writing, concerning the delay. In the event that further delays occur, FCI must provide the Audio Division with written updates every 60 days thereafter. Failure to respond within this time period or to provide the written updates will result in the dismissal of the application for failure to prosecute pursuant to 47 C.F.R. § 73.3568(a)(1).

Sincerely,

Edna V. Prado

Supervisory Engineer

Edna V. Crado

Audio Division

Media Bureau

cc: Matthew H. McCormick, Esq. Justin W. Asher

<sup>&</sup>lt;sup>2</sup> If this cannot be accomplished within the initial 30 day period, the first response to this letter shall be filed in triplicate with the Secretary of the Commission and shall contain a specific narrative of the actions taken to accomplish these two requirements.

<sup>&</sup>lt;sup>3</sup> Each 60 day update shall be filed in triplicate with the Secretary of the Commission and shall report specific actions taken since the previous report toward securing FAA approval and environmental compliance.