## 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/

ENGINEER: Dale Bickel
TELEPHONE: (202) 418-2706
FACSIMILE: (202) 418-1410
E-MAIL: dale.bickel@fcc.gov

November 20, 2013

Bessie P. Hammond North Alabama Public Service Broadcasters 830 Hillsdale Road Jasper, AL 35504

Re: WQJJ-LP (FL), Jasper, AL

North Alabama Public Service Broadcasters Facility Identification Number: 135721

Special Temporary Authority

BSTA-20131025AAG

Dear Ms. Hammond:

This is in reference to your request filed October 25, 2013, on behalf of North Alabama Public Service Broadcasters ("NAPSB"). NAPSB requests special temporary authority ("STA") to operate Station WQJJ-LP with temporary facilities. NAPSB explains that it is the only local broadcast station with Emergency Alert System facilities that is staffed 24 hours daily and has backup generators.

WQJJ-LP had previously advised that it had to vacate its licensed transmitter site by August 31, 2013. The licensee filed a minor change application for a new site and channel on August 13, 2013 (BPL-20130813AAV), but processing on that application has been delayed due to an informal objection filed against it. Therefore, NAPSB filed an STA request (BSTA-20130826AEU) for temporary facilities on the licensed channel which was granted September 5, 2013. WQJJ-FM was required to cease operation and remove all equipment from the STA site after the City Planner of Jasper, AL advised by letter dated October 17, 2013 (and received by NAPSB on October 25) that the installation violated local zoning ordinances. The current STA request, filed October 25, seeks authority to operate from a new transmitter site.

We are not persuaded that the proposed STA site is available for use for a broadcast facility, even on a temporary basis. The site maps to the front yard of a house on 9<sup>th</sup> Avenue, midway between 7<sup>th</sup> Street W and 8<sup>th</sup> Street W, in an area that is plainly residential, well within the city limits of Jasper, AL. It seems unlikely that NAPSB would be able to secure local approvals of a 31 meter tower or pole at this location.

<sup>&</sup>lt;sup>1</sup> WQJJ-LP is licensed for operation on Channel 261L1 (100.1 MHz) with effective radiated power of 0.053 kilowatts (H&V) and an antenna height above average terrain of 41 meters. An application (BPL-20130813AAV) is pending for a new transmitter site, but that application is contested.

Consequently, the October 25, 2013 STA request IS DISMISSED. However, we are willing to reconsider this action should NAPSB provide documentation that the proposed installation would be acceptable to local zoning officials.

Sincerely,

Dale Bickel Senior Engineer

Audio Division

Media Bureau