

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
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September 11, 2014

Michael Marek
KWSC-FM
1111 Main Street
Wayne, NE 68787

Re: KWSC-FM, Wayne, NE
KWSC-FM
Facility Identification Number: 164296
Special Temporary Authority ("STA")
BSTA-20140827ADI

Dear Mr. Marek:

This is in reference to your request filed August 27, 2014, on behalf of KWSC-FM. While preparing a construction permit application (which has been assigned file number BMPED-20140827ACO) for circularly polarized operation, KWSC-FM determined that the licensed coordinates are slightly at variance from the actual tower coordinates. KWSC-FM has filed FAA Form 7460-1 for the corrected parameters with the Federal Aviation Administration but must await that agency's determination. In the meantime, KWSC-FM requests special temporary authority ("STA") to operate station KWSC-FM with a circularly polarized antenna at the actual tower coordinates, until the construction permit application can be granted.

Examination of the Commission's paper files for KWSC-FM shows that the licensed tower parameters were cleared by the Federal Aviation Administration in 1971 under FAA study no. [19]70-CE-610-OE with no obstruction marking required. Given the minimal nature of the coordinate correction – 0.11 km – and the tower heights, we do not anticipate that the FAA's new finding will significantly differ from its 1971 result. Nonetheless, upon receiving an FAA Determination of No Hazard for the structure, KWSC-FM must obtain an Antenna Structure Registration Number from the FCC at <http://wireless.fcc.gov/antenna>, even if no painting or lighting is required.

Until that occurs, we conclude that an STA for the temporary operation requested is warranted to maintain service to the public, and the STA IS GRANTED. Extension requests for this STA may be granted by the staff if needed and if circumstances warrant.

Accordingly, KWSC-FM may operate with the following facilities:

Geographic coordinates:	42° 14' 12.4" N, 97° 00' 54.6" W (NAD 27)
Channel	220A (91.9 MHz)
Effective radiated power:	0.32 kilowatts (H&V)
Antenna height:	
above ground:	28 meters
above mean sea level:	486 meters
above average terrain:	22 meters

This authority expires on March 10, 2015.

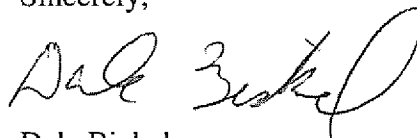
STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice 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,



Dale Bickel,
Senior Engineer
Audio Division
Media Bureau