

**FEDERAL COMMUNICATIONS COMMISSION**  
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**WASHINGTON DC 20554**

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January 16, 2008

Raymond Benedict  
CBS Radio Stations Inc.  
2175 K Street NW, Suite 350  
Washington, DC 20037

Re: WEAT-FM, West Palm Beach, Florida  
Facility Identification Number: 29567  
CBS Radio Stations Inc.  
Special Temporary Authorization

Dear Mr. Benedict:

This is in reference to the request filed January 14, 2008, on behalf of CBS Radio Stations Inc. ("CBS"). CBS requests special temporary authority ("STA") to operate Station WEAT-FM with temporary facilities.<sup>1</sup> In support of the request, CBS states that it must perform repairs on the WEAT-FM transmission line. In order to maintain service to the public during the work, CBS proposes to operate Station WEAT-FM from the existing, licensed auxiliary antenna of Station WRMF.

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 service<sup>2</sup> to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area<sup>3</sup> 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 WEAT-FM may operate with the following facilities:

Geographic coordinates:	26° 45' 33" N, 80° 08' 40" W (NAD 1927)
Channel	282 (104.3 MHz)
Effective radiated power:	100 kilowatts (H&V)
Antenna height:	
above ground:	127 meters
above mean sea level:	133 meters

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<sup>1</sup> WEAT-FM is licensed for operation on Channel 282C (104.3 MHz) with effective radiated power of 100 kilowatts (H&V) and antenna height above average terrain of 388 meters.

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

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

Above average terrain: 130 meters

CBS must notify the Commission when licensed operation is restored. CBS 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 **April 16, 2008**.

**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 dark ink, appearing to read "Charles N. Miller". The signature is fluid and cursive, with the first name "Charles" being more prominent.

Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: CBS Radio Stations Inc.