

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/

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April 10, 2008

Joseph A. Belisle, Esq.
Leibowitz & Associates, P.A.
One Southeast Third Avenue, Suite 1450
Miami, Florida 33131-1715

Re: The School Board of Miami-Dade County, Florida
WLRN-FM, Miami, Florida
Facility Identification Number: 66339
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed April 7, 2008, on behalf of The School Board of Miami-Dade County, Florida ("SBDC"). SBDC requests special temporary authority ("STA") to operate Station WLRN-FM with temporary facilities.¹ In support of the request, SBDC states that antenna construction for Station WLRN-DT and structural improvements are scheduled to begin soon on the licensed tower. SBDC requests STA for operation with reduced power and antenna height to protect workers during the project.

Section 73.1615, which governs operation during modification of facilities, provides that licensees holding construction permits for modification of directional or nondirectional FM and TV or nondirectional AM facilities may discontinue operation, may operate with temporary facilities to maintain, as nearly as possible, but not exceed, the size of the currently licensed coverage area. Our review indicates that the proposed STA operation complies with the technical provisions of Section 73.1615.

Accordingly, the request for STA IS HEREBY GRANTED. Station WLRN-FM may operate with the following facilities:

Geographic coordinates:	25° 58' 46" N, 80° 11' 46" W (NAD 1927)
Channel	217 (91.3 MHz)
Effective radiated power:	3 kilowatts (H&V)
Antenna height:	
above ground:	253 meters
above mean sea level:	256 meters
Above average terrain:	254 meters

¹ WLRN-FM is licensed for operation on Channel 217C1 (91.3 MHz) with effective radiated power of 47 kilowatts (H&V) and antenna height above average terrain of 285 meters.

SBDC must notify the Commission when licensed operation is restored. SBDC 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 **July 10, 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,



Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: The School Board of Miami-Dade County, Florida

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