

FEDERAL COMMUNICATIONS COMMISSION

CLASS OF STATION FM

STH

The following application is submitted for action by the Chief, Broadcast Bureau.

ST	FILE NUMBER	CALL	APPLICANT AND LOCATION	NATURE OF APPLICATION
MD	BPH -901224ME N/M	NEW 106.9MHZ	WIND N' SEA FM LIMITED PARTNERSHIP OCEAN CITY MD	CP FOR NEW FM ON: FREQUENCY: 106.9 MHZ; ERP: 3.0 KW H&V; HAAT: 100.0 METERS H&V 38 22 26 75 10 38

LICENSE EXPIRATION DATE _____

CHIEF, LICENSE DIVISION

RECOMMENDATION: GRANT() CONSTRUCTION DATES, START _____ END _____
CONTESTED () UNCONTESTED ()

APPROVED _____

FOR CHIEF, BROADCAST BUREAU

F.C.C.-WASHINGTON, D.C.

ORIGINAL

LAW OFFICES
J. JEFFREY CRAVEN
SUITE 200
1901 L STREET, N.W.
WASHINGTON, D.C. 20036
(202) 293-3343
TELECOPIER (202) 457-0443

December 21, 1990

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Re: Application for Construction Permit for
New FM Station (Ocean City, Maryland FM)

Dear Ms. Searcy:

Wind 'n Sea FM Limited Partnership ("Wind 'n Sea"), through its attorneys, herewith submits an original and two copies of FCC Form 301 "Application for Construction Permit for Commercial Broadcast Station". The proposed facility is FM Ch. 295A to serve Ocean City, Maryland.

The Application is timely filed pursuant to Report and Order DA 90-1289, released October 9, 1990, which assigned Channels 295A to Ocean City, Maryland. A check to the FCC in the amount of \$2030.00 is tendered herewith as the Applicant's filing fee.

If there should arise any questions regarding this Application, please communicate with the undersigned counsel.

Respectfully submitted,



J. Jeffrey Craven
Counsel for
Wind 'n Sea FM Limited Partnership

/u/0653/searcy.ltr

RECEIVED

DEC 27 1990

FBI EXAMINATION

FEDERAL COMMUNICATIONS COMMISSION
FEE PROCESSING FORM

FOR
FCC
USE
ONLY

FCC/MELLON DEC 24 1990

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Please read instructions on back of this form before completing it. Section I MUST be completed. If you are applying for concurrent actions which require you to list more than one Fee Type Code, you must also complete Section II. This form must accompany all payments. Only one Fee Processing Form may be submitted per application or filing. Please type or print legibly. All required blocks must be completed or application/filing will be returned without action.

SECTION I

APPLICANT NAME (Last, first, middle initial)
Wind 'n Sea FM Limited Partnership

MAILING ADDRESS (Line 1) (Maximum 35 characters - refer to Instruction (2) on reverse of form)
6556 Ocean Pines

MAILING ADDRESS (Line 2) (If required) (Maximum 35 characters)

CITY
Berlin

STATE OR COUNTRY (If foreign address) ZIP CODE CALL SIGN OR OTHER FCC IDENTIFIER (If applicable)
Maryland 21811 Ocean City, MD new FM application

Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in FCC Fee Filing Guides. Enter in Column (B) the Fee Multiple, if applicable. Enter in Column (C) the result obtained from multiplying the value of the Fee Type Code in Column (A) by the number entered in Column (B), if any.

(A)	(B)	(C)	FOR FCC USE ONLY
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	
(1) M T R	0 0 0 1	\$ 2030.00	

SECTION II — To be used only when you are requesting concurrent actions which result in a requirement to list more than one Fee Type Code.

(A)	(B)	(C)	FOR FCC USE ONLY
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	
(2)		\$	
(3)		\$	
(4)		\$	
(5)		\$	

ADD ALL AMOUNTS SHOWN IN COLUMN C, LINES (1) THROUGH (5), AND ENTER THE TOTAL HERE. THIS AMOUNT SHOULD EQUAL YOUR ENCLOSED REMITTANCE. →

TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING	FOR FCC USE ONLY
\$ 2030.00	2030.00

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

For COMMISSION Fee Use Only	FEE NO:	For APPLICANT Fee Use Only Is a fee submitted with this application? <input type="checkbox"/> Yes <input type="checkbox"/> No If fee exempt (see 47 C.F.R. Section 1.1112), indicate reason therefor (check one box): <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
	FEE TYPE:	
	FEE AMT:	
	ID SEQ:	
		FOR COMMISSION USE ONLY BPH-901224ME FILE NO.

Section I - GENERAL INFORMATION

code 31 PN: 1-11-91 30/2-22-91

1. Name of Applicant Wind 'n Sea FM Limited Partnership			Send notices and communications to the following person at the address below:		
Street Address or P.O. Box 6556 Ocean Pines			Name J. Jeffrey Craven, Esquire		
City Berlin	State MD	ZIP Code 21811	Street Address or P.O. Box 1901 L Street, N.W., Suite 200		
Telephone No. (Include Area Code) (301) 641-8267			City Washington, D.C.	State	ZIP Code 20036
			Telephone No. (Include Area Code) (202) 293-7405		

2. This application is for: AM FM TV

(a) Channel No. or Frequency Ch. 295A / 106.9	(b) Principal Community Ocean City	City	State
		Ocean City	MD

(c) Check one of the following boxes:

Application for NEW station

MAJOR change in licensed facilities; call sign: _____

MINOR change in licensed facilities; call sign: _____

MAJOR modification of construction permit; call sign: _____

File No. of construction permit: _____

MINOR modification of construction permit; call sign: _____

File No. of construction permit: _____

AMENDMENT to pending application; Application file number: _____

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application? Yes No

If Yes, state:

Call letters	Community of License	State
BPH	106.9MHZ	
OCEAN CITY	-901224ME NEW	
WIND N' SEA FM LIMITED PARTNERSHIP	MD	

Section II - LEGAL QUALIFICATIONS

Name of Applicant

Wind 'n Sea FM Limited Partnership

1. Applicant is (check one box below)

- Individual, General partnership, For-profit corporation, Other, Limited partnership, Not-for-profit corporation

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership, or corporation, describe in an Exhibit the nature of the application.

Exhibit No. N/A

NOTE: The terms "applicant," "parties to this application," and "non-party equity owners in the applicant" are defined in the instructions for Section II of this form.

3. If the applicant is not an individual, provide the date and place of filing of the applicant's enabling charter (e.g., a limited partnership must identify its certificate of limited partnership and a corporation must identify its articles of incorporation by date and place of filing):

Date 12/20/90 Place Baltimore, Maryland

In the event there is no requirement that the enabling charter be filed with the state, the applicant shall include the enabling charter in the applicant's public inspection file.

4. Are there any documents, instruments, contracts or understandings (written or oral), other than instruments identified in response to Question 3 above, relating to future ownership interests in the applicant, including but not limited to, insulated limited partnership shares, nonvoting stock interests, beneficial stock ownership interests, options, rights of first refusal, or debentures?

Yes No

If Yes, submit as an Exhibit all such written documents, instruments, contracts, or understandings, and provide the particulars of any oral agreement.

Exhibit No. N/A

5. Complete, if applicable, the following certifications:

(a) Applicant certifies that no limited partner will be involved in any material respect in the management or operation of the proposed station.

Yes No

If No, applicant must complete Question 6 below with respect to all limited partners actively involved in the media activities of the partnership.

(b) Does any investment company (as defined in 15 U.S.C. Section 80 a-3), insurance company, or trust department of any bank have an aggregated holding of greater than 5% but less than 10% of the outstanding votes of the applicant?

Yes No

If Yes, applicant certifies that the entity holding such interest exercises no influence or control over the applicant, directly or indirectly, and has no representatives among the officers and directors of the applicant.

Yes No

N/A

Section II - LEGAL QUALIFICATIONS (Page 2)

6. List the applicant, parties to the application and non-party equity owners in the applicant. Use one column for each individual or entity. Attach additional pages if necessary.

(Read carefully - the numbered items below refer to line numbers in the following table.)

1. Name and residence of the applicant and, if applicable, its officers, directors, stockholders, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.
2. Citizenship.
3. Office or directorship held.
4. Number of shares or nature of partnership interests.
5. Number of votes.
6. Percentage of votes.
7. Other existing attributable interests in any broadcast station, including the nature and size of such interests.
8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in 47 C.F.R. Section 73.3555 and 78.501, including the nature and size of such interests and the positions held.

1.	Wind 'n Sea FM Limited Partnership	Margaret Isley 6556 Ocean Pines Berlin, Maryland 21811	Craig L. Siebert 2826 Fennel Road Edgewater, Maryland 21037
2.	A State of Maryland Limited Partnership	U.S.A.	U.S.A.
3.	N/A	General Partner	Limited Partner
4.	N/A	Owns 20% of Partnership Interest Has 100% management control	Owns 80% of Partnership Interest Has 0% management control
5.	N/A	Has 100% management control	Has no right to vote
6.	N/A	100%	0%
7.	None	None	None
8.	None	None	None

Section 11 - LEGAL QUALIFICATIONS (Page 3)

7. Does the applicant, any party to the application or any non-party equity owner in the applicant have, or have they had, any interest in:

(a) a broadcast station, or pending broadcast station application before the Commission?

Yes No

(b) a broadcast application which has been dismissed with prejudice by the Commission?

Yes No

(c) a broadcast application which has been denied by the Commission?

Yes No

(d) a broadcast station, the license of which has been revoked?

Yes No

(e) a broadcast application in any pending or concluded Commission proceeding which left unresolved character issues against the applicant?

Yes No

If the answer to any of the questions in (a)-(e) above is Yes, state in an Exhibit the following information:

Exhibit No.
Ex. 1

(1) Name of party having interest;

(2) Nature of interest or connection, giving dates;

(3) Call letters of stations or file number of application or docket; and

(4) Location.

8. (a) Are any of the parties to the application or non-party equity owners in the applicant related (as husband, wife, father, mother, brother, sister, son or daughter) to each other?

Yes No

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of any party to the application or non-party equity owner in the applicant have any interest in or connection with any other broadcast station, pending broadcast application or newspaper in the same area (see Section 73.3555(c)) or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?

Yes No

If the answer to (a) or (b) above is Yes, attach an Exhibit giving full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.
N/A

9. State in an Exhibit any interest the applicant or any party to this application proposes to divest in the event of a grant of this application.

Exhibit No.
N/A

OTHER MASS MEDIA INTERESTS

10. (a) Do individuals or entities holding nonattributable interests of 5% or more in the applicant have an attributable ownership interest or corporate officership or directorship in a broadcast station, newspaper or CATV system in the same area? (See Instruction 8 to Section 11.)

Yes No

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of an individual holding a nonattributable interest of 5% or more in the applicant have any interest in or connection with any other broadcast station, pending broadcast application, newspaper in the same area (see Section 73.3555(c)), or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?

Yes No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving a full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.
N/A

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

11. (a) Is the applicant in violation of the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? (See Instruction C to Section 11.1) Yes No

(b) Will any funds, credits or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents? Yes No

If the answer to (b) above is Yes, attach an Exhibit giving full disclosure concerning this assistance.

Exhibit No. N/A

12. (a) Has an adverse finding been made or an adverse final action been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant in a civil or criminal proceeding brought under the provisions of any law related to the following:

Any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination? Yes No

(b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in (a) above? Yes No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving full disclosure concerning persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding is or was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter.

Exhibit No. N/A

SECTION III - FINANCIAL QUALIFICATIONS

NOTE If this application is for a change in an operating facility do not fill out this section.

1. The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue. Yes No

2. State the total funds you estimate are necessary to construct and operate the requested facility for three months without revenue. \$ 202,601

3. Identify each source of funds, including the name, address, and telephone number of the source (and a contact person if the source is an entity), the relationship (if any) of the source to the applicant, and the amount of funds to be supplied by each source.

Source of Funds (Name and Address)	Telephone Number	Relationship	Amount
Maryland National Bank Anne Arundle County 116 Defense Highway, Suite 201 Annapolis, Maryland 21401 Attn: Wayne B. Hawkins Assistant Vice President	(310) 841-6652	Banker	\$500,000

Section IV-A - PROGRAM SERVICE STATEMENT

Attach as an Exhibit, a brief description, in narrative form, of the planned programming service relating to the issues of public concern facing the proposed service area.

Exhibit No. Ex. 2

Section IV-B - INTEGRATION STATEMENT

Attach as an Exhibit the information required in 1. and 2. below.

Exhibit No. Ex. 3

1. List each principal of the applicant who, in the event of a grant of the application on a comparative basis proposes to participate in the management of the proposed facility and, with respect to each such principal, state whether he or she will work full-time (minimum 40 hours per week) or part-time (minimum 20 hours per week) and briefly describe the proposed position and duties.
2. State with respect to each principal identified in response to Item 1. above, whether the applicant will claim qualitative credit for any of the following enhancement factors:
 - (a) Minority Status
 - (b) Past Local Residence
If Yes, specify whether in the community of license or service area and the corresponding dates.
 - (c) Female Status
 - (d) Broadcast Experience
If Yes, list each employer and position and corresponding dates.
 - (e) Daytime Preference

SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

1. Does the applicant propose to employ five or more full-time employees?

Yes No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 396-A).

SECTION VII - CERTIFICATIONS

1. Has or will the applicant comply with the public notice requirement of 47 C.F.R. Section 73.3580?

Yes No

2. Has the applicant reasonable assurance, in good faith, that the site or structure proposed in Section V of this form, as the location of its transmitting antenna, will be available to the applicant for the applicant's intended purpose?

Yes No

If No, attach as an Exhibit, a full explanation.

Exhibit No.
N/A

3. If reasonable assurance is not based on applicant's ownership of the proposed site or structure, applicant certifies that it has obtained such reasonable assurance by contacting the owner or person possessing control of the site or structure.

Name of Person Contacted John Talbott

Telephone No. (include area code) (301) 641-7373

Person contacted: (check one box below)

Owner Owner's Agent Other (specify)

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.65, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

**WIND 'N SEA FM
LIMITED PARTNERSHIP
EXHIBIT 1**

Craig L. Siebert, Wind 'n Sea FM Limited Partnership's limited partner, owns interest in the following pending broadcast applications:

- | | | |
|--|---|--|
| Vancouver, WA
File No. BPH-890413NH | - | Columbia FM Limited Partnership
Mr. Siebert owns 80% of the partnership interest, and serves as Limited Partner |
| Virginia Beach, VA
File No. BPH-880505PM | - | Craig L. Siebert
Mr. Siebert is the 100% owner/applicant |
| Haltom City, TX
File No. BPH-890921MZ | - | O'Day Broadcasting
Mr. Siebert owns 75% of the partnership interest, and serves as Limited Partner |
| Ormond-by-the-Sea, FL
File No. BPH-880915MQ | - | B H Broadcasting, Inc.
Mr. Siebert owns 78% of the outstanding stock, and is a non-voting shareholder |
| California, MD
File No. BPH-880915MH | - | Goodhart Broadcasting, Inc.
Mr. Siebert owns 80% of the outstanding stock, and is a non-voting shareholder |

Mr. Siebert also held a limited partnership interest in River Broadcasting Limited Partnership, File No. BPH-881201MB, an applicant for Channel 290A, Valley Station, Kentucky, which was dismissed on its own motion pursuant to Order FCC 90M-2944, released September 18, 1990.

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**WIND 'N SEA FM
LIMITED PARTNERSHIP
EXHIBIT 2**

Program Service Statement

My plans for the Wind 'n Sea FM Limited Partnership ("Wind 'n Sea") FM radio facility include running an upbeat, popular format, featuring the best of both old and new music, and local and national news and information, including frequent interviews with colorful, vital and involved citizens of the community, and celebrities who come to visit the resort. Areas of specific concern to our market include: **beach replenishment and combatting erosion**, the quality of life which we must ever-strive to maintain (i.e. low crime, poverty, drug use), and **development of our resort-oriented economy**, in terms of real estate and property development, and the needs of the small, private business owner.

To begin with, Wind 'n Sea will implement a total out-reach program to understand and best serve the unique needs of our community. The market consists of several different communities: (1) Ocean City and the beach, (2) Berlin/Ocean Pines, west of Ocean City, whose residents and businesses support the beach area, (3) West Ocean City, very booming area of development and (4) Bishopville, a small, residential community that is ever-growing.

Public service programs regarding the issue of **beach replenishment** and other environmental concerns which directly affect our coastline are essential to the economy and well-being of the area.

Special needs programming and involvement in local government (i.e. broadcast of City Council meetings weekly) will greatly benefit our area and is of utmost concern to Wind 'n Sea.

Dealing with drug and alcohol abuse, children and the special needs of our retirees are subjects which Wind 'n Sea will specifically address in its programming.

Each of these areas demand and require close involvement in the community and civic groups and organizations. Wind 'n Sea will take the initiative and will provide leadership, public service and strength in the Ocean City community!

**WIND 'N SEA FM
LIMITED PARTNERSHIP
EXHIBIT 3**

1. Margaret Isley, Wind 'n Sea FM Limited Partnership's sole General Partner, will integrate full-time (i.e. not less than 40 hours per week) as General Manager and Sales Manager of the Wind 'n Sea FM Limited Partnership's proposed radio station.

As General Manager and Sales Manager of the proposed radio station, Mrs. Isley will have the primary and ultimate responsibility of all decisions affecting the Ocean City station's day-to-day and long-range operations. She will have authority for the hiring and firing of all personnel. Mrs. Isley will specifically have ultimate authority for all matters involving station sales and programming. As General Manager, she will also be the person at the station responsible for implementation and oversight of the station's Equal Employment Opportunity Program.

2. Wind 'n Sea FM Limited Partnership will claim qualitative credit for the following enhancement factors:

- * female status
- * broadcast experience
- * past and current local residence in the proposed Wind 'n Sea service area. Mrs. Isley has lived at the following residential addresses over the last ten years:

316 N. Division Street
Salisbury, Maryland 21801
(1981-1985)

44 Borderlinks Condominium
N. Ocean Pines
Berlin, Maryland 21811
(1985-1987)

#26 Quarter Staff Place
Berlin, Maryland 21811
(1987-current)

While Mrs. Isley's current residential address is #26 Quarter Staff Place, Berlin, Maryland, 21811, her mailing address, and that of the Applicant, is 6556 Ocean Pines, Berlin, Maryland, 21811.

Wind 'n Sea will not seek credit for racial minority status or daytime preference.

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BROADCAST EQUAL EMPLOYMENT OPPORTUNITY
MODEL PROGRAM REPORT

1. APPLICANT

Name of Applicant Wind 'n Sea FM Limited Partnership	Address 6556 Ocean Pines Berlin, Maryland 21811
Telephone Number (include area code) (301) 641-8267	

2. This form is being submitted in conjunction with:

Application for Construction Permit for New Station Application for Assignment of License

Application for Transfer of Control

(a) Call letters (or channel number of frequency) Ch. 295A

(b) Community of License (city and state) Ocean City, Maryland

(c) Service:

AM FM TV Other (Specify) _____

INSTRUCTIONS

Applicants seeking authority to construct a new commercial, noncommercial or international broadcast station, applicants seeking authority to obtain assignment of the construction permit or license of such a station, and applicants seeking authority to acquire control of an entity holding such construction permit or license are required to afford equal employment opportunity to all qualified persons and to refrain from discrimination in employment and related benefits on the basis of race, color, religion, national origin or sex. See Section 73.2080 of the Commission's Rules. Pursuant to these requirements, an applicant who proposes to employ five or more full-time employees must establish a program designed to assure equal employment opportunity for women and minority groups (that is, Blacks not of Hispanic origin, Asians or Pacific Islanders, American Indians or Alaskan Natives and Hispanics). This is submitted to the Commission as the Model EEO Program. If minority group representation in the available labor force is less than five percent (in the aggregate), a program for minority group members is not required. In such cases, a statement so indicating must be set forth in the EEO model program. However, a program must be filed for women since they comprise a significant percentage of virtually all area labor forces. If an applicant proposes to employ fewer than five full-time employees, no EEO program for women or minorities need be filed.

Guidelines for a Model EEO Program and a Model EEO Program are attached.

NOTE: Check appropriate box, sign the certification below and return to FCC:

Station will employ fewer than 5 full-time employees; therefore no written program is being submitted.

Station will employ 5 or more full-time employees. Our Model EEO Program is attached. (You must complete all sections of this form.)

I certify that the statements made herein are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this 21st day of December, 19 90

Signed Howard Foley

Title General Partner

GUIDELINES TO THE MODEL EEO PROGRAM

The model EEO program adopted by the Commission for construction permit applicants, assignees and transferees contains five sections designed to assist the applicant in establishing an effective EEO program for its station. The specific elements which should be addressed are as follows:

I. GENERAL POLICY

The first section of the program should contain a statement by the applicant that it will afford equal employment opportunity in all personnel actions without regard to race, color, religion, national origin or sex, and that it has adopted an EEO program which is designed to fully utilize the skills of qualified minorities and women in the relevant available labor force.

II. RESPONSIBILITY FOR IMPLEMENTATION

This section calls for the name (if known) and title of the official who will be designated by the applicant to have responsibility for implementing the station's program.

III. POLICY DISSEMINATION

The purpose of this section is to disclose the manner in which the station's EEO policy will be communicated to employees and prospective employees. The applicant's program should indicate whether it: (a) intends to utilize an employment application form which contains a notice informing job applicants that discrimination is prohibited and that persons who believe that they have been discriminated against may notify appropriate governmental agencies; (b) will post a notice which informs job applicants and employees that the applicant is an equal opportunity employer and that they may notify appropriate governmental authorities if they believe that they have been discriminated against; and (c) will seek the cooperation of labor unions, if represented at the station, in the implementation of its EEO program and in the inclusion of nondiscrimination provisions in union contracts. The applicant should also set forth any other methods it proposes to utilize in conveying its EEO policy (e.g., orientation materials, on-air announcements, station newsletter) to employees and prospective employees.

IV. RECRUITMENT

The applicant should specify the recruitment sources and other techniques it proposes to use to attract qualified minority and female job applicants. Not all of the categories of recruitment sources need be utilized. The purpose of the listing is to assist the applicant in developing specialized referral sources to establish a pool of qualified minorities and women who can be contacted as job opportunities occur. Sources which subsequently prove to be nonproductive should not be relied on and new sources should be sought.

V. TRAINING

Training programs are not mandatory. Each applicant is expected to decide, depending upon its own individual situation, whether a training program is feasible and would assist in its effort to increase the available pool of qualified minority and female applicants. Additionally, the applicant may set forth any other assistance it proposes to give to students, schools or colleges which is designed to be of benefit to minorities and women interested in entering the broadcasting field. The beneficiary of such assistance should be listed, as well as the form of assistance, such as contributions to scholarships, participation in work study programs, and the like.

MODEL EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

I. GENERAL POLICY

It will be our policy to provide employment opportunity to all qualified individuals without regard to their race, color, religion, national origin or sex in all personnel actions including recruitment, evaluation, selection, promotion, compensation, training and termination.

It will also be our policy to promote the realization of equal employment opportunity through a positive, continuing program of specific practices designed to ensure the full realization of equal employment opportunity without regard to race, color, religion, national origin or sex.

To make this policy effective, and to ensure conformance with the Rules and Regulations of the Federal Communications Commission, we have adopted an Equal Employment Opportunity Program which includes the following elements:

II. RESPONSIBILITY FOR IMPLEMENTATION

(Name/Title) Margaret Isley, General Partner will be responsible for the administration and implementation of our Equal Employment Opportunity Program. It will also be the responsibility of all persons making employment decisions with respect to the recruitment, evaluation, selection, promotion, compensation, training and termination of employees to ensure that our policy and program is adhered to and that no person is discriminated against in employment because of race, color, religion, national origin or sex.

III. POLICY DISSEMINATION

To assure that all members of the staff are cognizant of our equal employment opportunity policy and their individual responsibilities in carrying out this policy, the following communication efforts will be made:

- The station's employment application form will contain a notice informing prospective employees that discrimination because of race, color, religion, national origin or sex is prohibited and that they may notify the appropriate local, State or Federal agency if they believe they have been the victims of discrimination.
- Appropriate notices will be posted informing applicants and employees that the station is an Equal Opportunity Employer and of their right to notify an appropriate local, State or Federal agency if they believe they have been the victims of discrimination.
- We will seek the cooperation of unions, if represented at the station, to help implement our EEO program and all union contracts will contain a nondiscrimination clause.
- Other (specify)

IV. RECRUITMENT

To ensure nondiscrimination in relation to minorities and women, and to foster their full consideration whenever job vacancies occur, we propose to utilize the following recruitment procedures:

- We will contact a variety of minority and women's organizations to encourage the referral of qualified minority and women applicants whenever job vacancies occur. Examples of organizations we intend to contact are:
- Ocean City Women's Club
 - Worcester County Women's Club
 - Ocean City Lioness Club
 - NAACP
 - Department of Minority Affairs Council

- In addition to the organizations noted above, which specialize in minority and women candidates, we will deal only with employment services, including State employment agencies, which refer job candidates without regard to their race, color, religion, national origin or sex. Examples of these employment referral services are:
- Maryland Department of Employment and Training
 - AAA Employment Agency
 - Manpower Temporary Services
 - Shore Up
 - Snelling and Snelling

- When we recruit prospective employees from educational institutions such recruitment efforts will include area schools and colleges with minority and women enrollments. Educational institutions to be contacted for recruitment purposes are:
- Woodridge Business Institute, Salisbury, Maryland
 - Wor-Wic Tech, Salisbury, Maryland
 - University of Maryland, Eastern Shore
 - Salisbury State University, Department of Career Planning and Placement

- When we place employment advertisements with media some of such advertisements will be placed in media which have significant circulation or viewership or are of particular interest to minorities and women. Examples of media to be utilized are:
- WMDT-TV Ch. 47
 - WBOC-TV Ch. 16
 - NAACP Newsletter
 - Delmarva Business League "Profile & Angles"
 - The Baltimore Afro-American Paper

- We will encourage employees to refer qualified minority and women candidates for existing and future job openings.

V. TRAINING

Station resources and/or needs will be such that we will be unable or do not choose to institute programs for upgrading the skills of employees.

We will provide on-the-job training to upgrade the skills of employees.

We will provide assistance to students, schools, or colleges in programs designed to enable qualified minorities and women to compete in the broadcast employment market on an equitable basis:

School or Other Beneficiary	Proposed Form of Assistance
<u>Salisbury State University</u>	<u>internships</u>
<u>Woodridge Business Institute</u>	<u>internships</u>
<u>University of MD, Eastern Shore</u>	<u>internships</u>

Other (specify)

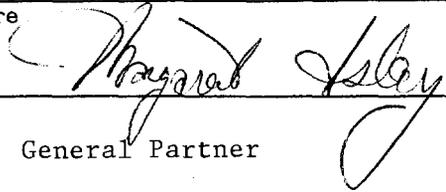
FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT
AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the application requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers, and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.
U.S. CODE, TITLE 18, SECTION 1001.

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant Wind 'n Sea FM Limited Partnership	Signature 
Date December 21, 1990	Title General Partner

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT
AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 71 hours 45 minutes to 301 hours 30 minutes with an average of 118 hours 28 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0027), Washington, D.C. 20503.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552(a)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

**Radio Station NEW
Ocean City MD.**

Engineering Data

**In Support of Application for
a New Station**

Proposed Operation

**Channel - 295A (106.9 mhz.)
Power - 3 Kw. EHAAT 100.0m.**

Authority - MM 89-578

Prepared by

CAN-AM CONSULTANTS LTD.

**Engineering Services From Florida to the Arctic Circle
P.O. Box 246 Queenstown MD USA 21658-0246**

CAN-AM CONSULTANTS LTD.

Engineering Services From Florida to the Arctic Circle

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7-8	E	(5) Radio Frequency Environmental Assessment.
9		(6) System Description
9		(7) Summary
10		(8) Tabulation of Service Contours (a) Proposed Operation
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Client : Wind n' Sea FM
Limited Partnership
NEW Ocean City MD.

Page 1.

(1) Introduction.

The following Engineering Data has been prepared in support of an application by Wind n' Sea FM Limited Partnership for authority to establish a new FM (Sound) Broadcasting Station at Ocean City MD in compliance with FCC Docket MM 89-578. In order to accomplish this end, the transmitter site, transmitter, antenna, and transmission line must be established and installed as described in this report. A complete study, coverage maps, and pertinent information as required under the rules is included. It is shown that the proposal meets all requirements of current FCC Rules. It is shown also that the required spacings to co-channel and adjacent channel assignments and allocations are met within the Rules as shown in the analysis under Docket MM 89-232. The study also illustrates that no other station on the same channel or stations on adjacent channels will be precluded from upgrading facilities should this proposal be approved. The study shows, also, that existing stations, assignments, or allocations are presently limited to present operating parameters by existing conditions.

FAA clearance will be required for the supporting structure.

The area in this district of Maryland is environmentally sensitive and there is no workable site available within the confines of the exact co-ordinates as specified in the Docket, i.e. 38-20-00, 75-05-18. (The printed 30-20-00 latitude shown in the Report & Order is obviously a misprint.) The proposed site has been chosen to provide proper protected spacings, FAA clearance due to Ocean City Airport, local zoning restrictions, and 73.315 requirements. Due to the critical spacings to co-channel & adjacent channel stations, a detailed analysis is provided as part of this report.

Spacing Studies included in this report were obtained from commercial database services. Can-Am Consultants Ltd. believes this information to be correct and accurate. However, the Company accepts no responsibility for incorrect or incomplete information from these sources.

Client : WIND N' SEA

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Location : Ocean City MD

Class A FM Channel Study

Channel : 295A Location : 38-22-26N 75-10-38W Incl. Translators.

Data Source : FCC.

Reference : MM88-375 pge 11.

Call Sign Status	City/State File	Channel Class	ERP kw HAAT	Location	Brg. To/Frm	Dist. km.	Req'd km.
NEW CP	Margate Cty NJ BPH870922MT	241 A	3.0Ci 68.9m	39-16-13 74-35-02	027.1 207.1	112.2 +104.2	8. OK
WHUR Lic.	Washington DC BLH5867	242 B	24.0 204.2m	38-57-01 77-04-47	291.8 111.8	177.2 +163.2	14. OK
WFMV Lic	Blairstown NJ BLH840214AC	292 A	0.34Ci 262.1m	41-02-51 74-58-22	003.3 183.3	297.8 +270.8	27. OK
WHTG Lic	Eatontown NJ BLH4841	292 A	3.0Ci 53.3m	40-16-10 74-04-19	023.9 203.9	231.2 +204.2	27. OK
WHTG CP	Eatontown NJ BPH861031IE	292 A	3.0Ci 70.7m	40-16-10 74-04-19	023.9 203.9	231.2 +204.2	27. OK
WSLT Lic	Ocean Cty NJ BLH870622KC	292 A	3.0Ci 94.5m	39-13-40 74-40-57	024.2 204.2	104.2 +77.2	27. OK
W292AD CP	Riverdale Md BPFT454	292 D	0.01H 30.5m	38-57-15 76-54-42	293.7 113.7	163.8 **	** **
W292CF Lic	Dover DE BLFT860614TP	292 D	0.01H 22.9m	39-09-28 75-31-38	340.9 160.9	92.3 **	** **
NEW Alloc	Pocomoke Cty MD D80-90	293 A	3.0Ci 100.0m	38-04-30 75-34-12	226.0 046.0	47.8 +20.8	27 OK

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Engineering Services From Florida to the Arctic Circle

Client : WIND N' SEA

Page 3

Location : Ocean City MD

Class A FM Channel Study

Channel : 295A Location : 38-22-26N 75-10-38W Incl. Translators.

Data Source : FCC.

Reference : MM88-375 pge 11.

Call Sign Status	City/State File	Channel Class	ERP kw HAAT	Location	Brg. To/Frm	Dist. km.	Req'd km.
WWMX Lic	Baltimore MD BLH870909KC	293 B	7.4Ci 370.9m	39-20-10 76-38-59	310.5 130.5	166.5 +97.5	69. OK
NEW PAdd	N. Cape May NJ D84-231	294 A	3.0Ci 100.0m	38-58-11 74-57-20	016.1 196.1	69.0 +5.0	64. OK
WBMW Lic	Manassas VA BLH840329AA	294 B	22.4CD 222.5m	38-52-28 77-13-24	288.0 108.0	186.3 +81.3	105. OK
WRKZ Lic	Hershey PA BLH840921BY	294 B	47.3Ci 150.6m	40-10-16 76-35-50	327.7 147.7	234.4 +129.4	105. OK
WRKZ CP	Hershey PA BPH861217IA	294 B	14.0Ci 282.9m	40-10-16 76-35-50	329.0 149.0	234.3 +129.3	105. OK
WKDN Lic.	Camden NJ BLH790119AC	295 B	38.0Ci 167.6m	39-54-33 75-06-00	002.2 182.2	170.9 +7.9	163. OK
WARX Lic	Hagerstown MD BLH840605CK	295 B	15.4Ci 260.3m	39-29-43 77-36-42	301.4 121.4	244.7 +81.7	163. OK

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