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May 12, 1992

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MAY 12 1992

Federal Communications Commission
Office of the Secretary

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

Dear Ms. Searcy:

On behalf of WEBO Radio, Inc., licensee of Radio Station WGRG(FM), Owego, New York, there are transmitted herewith an original and four (4) copies of a **Petition for Rulemaking**, seeking reallocation of FM Channel 269A from Owego, New York to Johnson City, New York.

Should additional information be necessary in connection with this matter, please communicate with this office.

Very truly yours,

[Handwritten signature of James A. Koerner]
James A. Koerner
Counsel for
WEBO RADIO, INC.

Enclosures

No. of Copies rec'd 074
List A B C D E

**Before the
Federal Communications Commission
Washington, D.C. 20554**

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MAY 12 1992

Federal Communications Commission
Office of the Secretary

In the Matter of)
)
Amendment of Section 73.202(b)) RM-
Table of Allotments)
FM Broadcast Stations)
(Owego and Johnson City, New York))

TO: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

PETITION FOR RULEMAKING

WEBO Radio Inc., licensee of Radio Station WGRG(FM), Owego, New York ("WGRG"), hereby petitions the Commission to amend Section 73.202(b) of the Rules to delete the allotment of Channel 269A from Owego, New York and to allot Channel 269A, instead, to Johnson City, New York, and to modify the WGRG license to reflect this change. In support hereof, the following is shown:

1. In Amendment of The Commission's Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License, 4 FCC Rcd 4870 (1989), recon. granted in part, 5 FCC Rcd 7094 (1990), the Commission made the basic policy determination that permitting FM licensees to change their community of license without the Commission's having to

entertain competing expressions of interest or competing applications for the amended allotment would, over a period of time, result in overall benefits to the public in that existing stations could adapt to changing market and population conditions. A restriction upon the ability to change city of license, however, is that the last operating station cannot be withdrawn from a community. Station WGRG meets the conditions specified for such reallocation, and the public interest would benefit by allowing a community of substantial size to obtain its first local broadcast outlet.

2. At the present time, Station WGRG, as well as co-owned Station WEBO(AM), are licensed to Owego, New York. The 1990 population of Owego was 4,442. Johnson City, on the other hand, to which WGRG seeks to change the allotment, had a 1990 population of 16,890, and no stations licensed to it. Tioga County, in which Owego is located, had a 1990 population of 52,337, whereas Broome County, in which Johnson City is located, had a population of more than four times that amount, 212,160.

3. From its existing transmitter location, with its presently-authorized facilities, Station WGRG provides 70 dbu service to 97.5% of the land area of Johnson City. Only a couple of fields in the northeast corner of Johnson City are outside the city grade contour. Attached hereto are maps depicting the 70 dbu contour.

4. Johnson City is located between Binghamton and Endicott. Because of its accessibility to three major highways, Johnson City plays a significant role in the commercial life of the area. The presence of Oakdale Mall, a regional shopping center and the commercial growth around it, draws people from a wide area. The village has its own government, police and fire departments. It is also the home of a major regional hospital as well as medical offices serving the entire area. Its school system, the Johnson City Central School District, is recognized as one of the best in the entire state.

5. Additionally, a new development presently under construction will eventually have 350,000 square feet of commercial office space, 100 town houses, 176 single family homes, and a 216 unit seniors community. Clearly, Johnson City's population will increase beyond the 1990 figure.

6. Although there are presently stations licensed to both Binghamton and Endicott, the population of those cities is such that the stations need to devote their resources to serving the needs of their respective cities of license. At the present time, Johnson City has no station of its own to provide primary service to the needs of its residents. Station WGRG seeks to fill that void.

7. Station WGRG represents that if the proposal advanced herein is granted, it will promptly take appropriate

steps to implement the reallocation, including the filing of an application to effectuate the modification of license sought.

8. Accordingly, it is respectfully requested that the FM Table of Allotments be modified to delete Channel 269A from Owego, New York and to add it to Johnson City, New York.

Respectfully submitted,

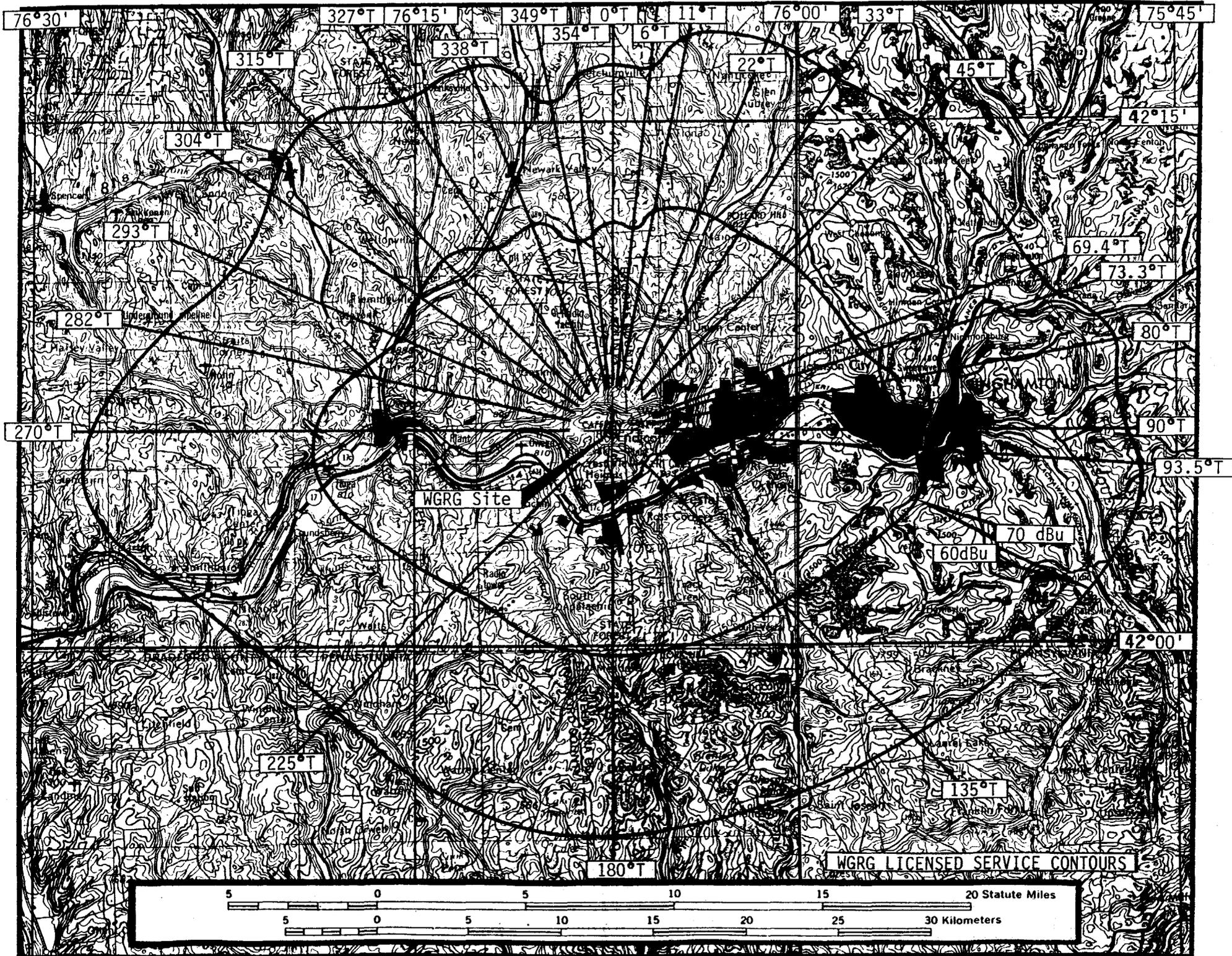
WEBO RADIO INC.

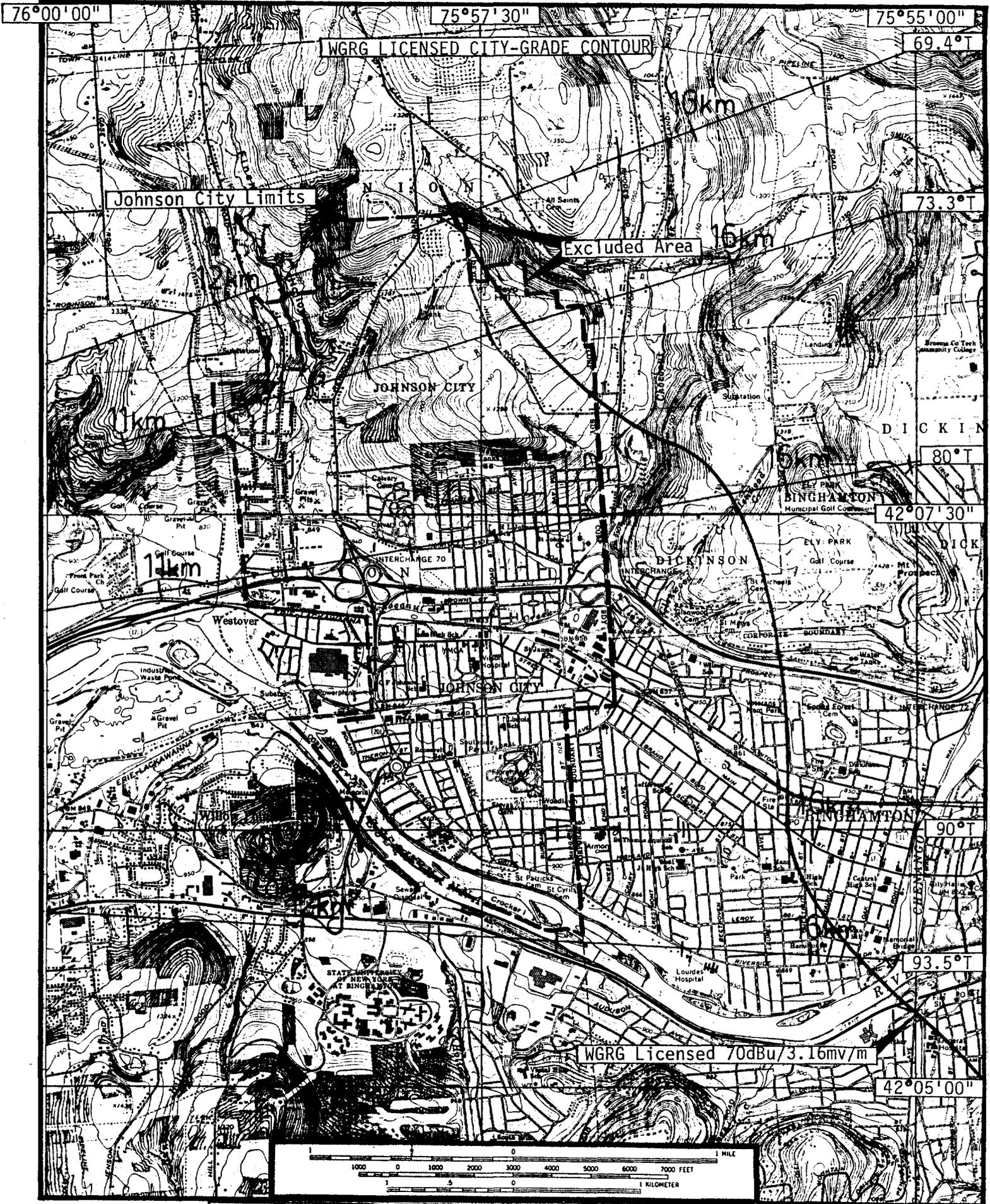
by 
James A. Koerner
Its Attorney

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WGRG 70dBu Contour Includes 97.5% of Johnson City Land Area