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FM BRANCH
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BARRY A. FRIEDMAN
PARTNER

September 9, 1992

PLEASE REPLY TO
WASHINGTON, D. C. OFFICE

ORIGINAL

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

RECEIVED
SEP 10 1992

Re: Al Hazelton
Audubon, Iowa
File No. BPH-920430ME

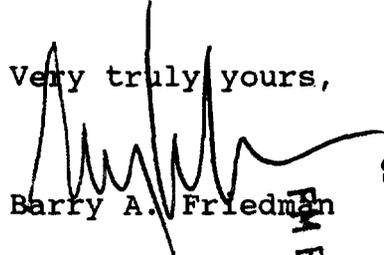
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Ms. Searcy:

Transmitted herewith, in triplicate, on behalf of Al Hazelton, an applicant for a new FM radio station at Audubon, Iowa, is an amendment to the above-referenced application. The amendment advises the Commission as to the FAA finding of no hazard to air navigation in connection with the applicant's proposed transmitter site.

Should there be any questions concerning this matter, please communicate with the undersigned.

Very truly yours,


Barry A. Friedman

Enclosures
cc: Mr. Al Hazelton (Public Inspection)

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FM EXAMINERS

File No. BPH-920430ME

**AUDIO SERVICES
DIVISION
AMENDMENTS**

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Al Hazelton, an applicant for a new FM radio station at Audubon, Iowa, hereby amends his above referenced application by submission of the attached Determination of No Hazard to Air Navigation, issued by the Federal Aviation Administration on August 10, 1992.



Dated: 8/18/92



US Department
of Transportation
**Federal Aviation
Administration**

FEDERAL AVIATION ADMINISTRATION
ATTN: ACE-530
601 E. 12th STREET, ROOM 1601
KANSAS CITY, MO 64106

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IN REPLY REFER TO
AERONAUTICAL STUDY
NO. 92-ACE-0359-OE

SEP 10 1992

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AUDIO SERVICES

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

DETERMINATION OF NO HAZARD TO AIR NAVIGATION

SPONSOR	Mr. Al Hazelton 304 Durant Harlan, IA 51537		CONSTRUCTION LOCATION	
			PLACE NAME Anita, IA	
			LATITUDE 41°27'15"	LONGITUDE 94°50'33"
CONSTRUCTION PROPOSED	DESCRIPTION	FM Broadcast Tower Frequency: 96.5 MHz ERP: 100 kW		
		HEIGHT (IN FEET)		
		ABOVE GROUND 912 feet	ABOVE MSL 2312 feet	

An aeronautical study of the proposed construction described above has been completed under the provisions of Part 77 of the Federal Aviation Regulations. Based on the study it is found that the construction would have no substantial adverse effect on the safe and efficient utilization of the navigable airspace by aircraft or on the operation of air navigation facilities. Therefore, pursuant to the authority delegated to me, it is hereby determined that the construction would not be a hazard to air navigation provided the following conditions are met:

Conditions:

The obstruction be appropriately marked and lighted in accordance with FAA Advisory Circular 70/7460-1H, effective 8/1/91, "Obstruction Marking and Lighting," Chapters 4, 7, and 13.

Supplemental notice of construction is required any time the project is abandoned (use the enclosed FAA form), or

- At least 48 hours before the start of construction (use the enclosed FAA form).
- Within five days after the construction reaches its greatest height (use the enclosed FAA form).

This determination expires on **March 19, 1993** unless:

- (a) extended, revised or terminated by the issuing office;
- (b) the construction is subject to the licensing authority of the Federal Communications Commission and an application for a construction permit is made to the FCC on or before the above expiration date. In such case the determination expires on the date prescribed by the FCC for completion of construction, or on the date the FCC denies the application.

NOTE: Request for extension of the effective period of this determination must be postmarked or delivered to the issuing office at least 15 days prior to the expiration date.

This determination is subject to review if an interested party files a petition on or before **September 9, 1992**. In the event a petition for review is filed, it should be submitted in triplicate to the Manager, Flight Information and Obstructions Branch, AAT-210, Federal Aviation Administration, Washington, D.C. 20591, and contain a full statement of the basis upon which it is made.

This determination becomes final on **September 19, 1992** unless a petition for review is timely filed, in which case the determination will not become final pending disposition of the petition. Interested parties will be notified of the grant of any review.

An account of the study findings, aeronautical objections, if any, registered with the FAA during the study, and the basis for the FAA's decision in this matter will be found on the following page(s).

If the structure is subject to the licensing authority of the FCC, a copy of this determination will be sent to that Agency.

This determination, issued in accordance with FAA Part 77, concerns the effect of this proposal on the safe and efficient use of the navigable airspace by aircraft and does not relieve the sponsor of any compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

SIGNED Dale L. Carnine TITLE Airspace Specialist
ISSUED IN Kansas City, Missouri ON August 10, 1992