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BEFORE THE
Federal Communications Commission
WASHINGTON, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
Amendment of Section 73.202(b)) RM-____
Table of Allotments,)
FM Broadcast Stations)
(Aspen, Colorado))

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

PETITION FOR RULE MAKING

Roaring Forks Broadcasting, by its attorneys and pursuant to Section 1.401 of the Commission's Rules, hereby seeks the institution of a rulemaking proceeding looking toward the amendment of Section 73.202(b) of the Commission's Rules, the FM Table of Allotments, to add FM Channel 228A, Aspen, Colorado, as its third commercial FM radio station.

As shown in the attached Engineering Statement, Channel 228A may be allotted to Aspen, Colorado, consistent with all Commission spacing requirements. It is requested that Channel 228A be allotted to Aspen, Colorado, at the reference coordinates of 39° 11' 40" North Latitude, 106° 49' 37" West Longitude, which are the centroid geographic coordinates for the city of Aspen.

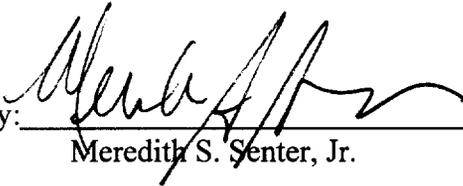
Roaring Forks Broadcasting confirms that it intends to apply for a construction permit to operate a station of the channel if allotted, and if authorized, to build the station promptly.

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WHEREFORE, for the reasons above, a rulemaking proceeding should be instituted looking toward the addition of Channel 228A at Aspen, Colorado to the FM Table of Allotments.

Respectfully submitted,

ROARING FORKS BROADCASTING

By: 
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October 6, 2000

Its Attorneys

**ENGINEERING STATEMENT
IN SUPPORT OF
PETITION FOR RULE MAKING**

October 5, 2000

**Roaring Forks Broadcasting
FM Channel 228A □ 93.5 Megahertz
Aspen, Colorado**



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ENGINEERING STATEMENT

The information and data contained within this engineering statement were prepared on behalf of Roaring Forks Broadcasting, in support of a Petition for Rule Making. The petitioner proposes to amend the FM Table of Allotments, 47 C.F.R. § 73.202(b) of the Commission's Rules, by allotting Channel 228A to Aspen, Colorado.

I. ASPEN, COLORADO

Aspen is an incorporated city located within Pitkin County, Colorado. The 1990 U.S. Census population of Aspen was 5,049 persons, and is estimated to be 5,188 as of July 1, 1998. The 1990 U.S. Census population of Pitkin County was 12,661 persons, an increase of 22 percent above the 1980 U.S. Census population of 10,338 persons.

Aspen has been assigned Postal ZIP Code 81611 by the U.S. Postal Service. The city has two commercial aural broadcast services. The Bureau of the Census centroid geographic coordinates of Aspen, referenced to the North American Datum of 1927, are:

North Latitude: 39 degrees, 11 minutes, 40 seconds
West Longitude: 106 degrees, 49 minutes, 37 seconds

At this location the Channel 228A allotment can be made at Aspen in compliance with the minimum distance separation requirements of 47 C.F.R. § 73.207 to all FCC assignments, allotments and proposals contained within the latest *FCC CDBS Database*.

Figures one and two show the relative locations of Pitkin County within the State of Colorado, and of the City of Aspen within Pitkin County. Figure three depicts the Aspen city limits and the allotment reference site. Figure 4 shows in green the fully-spaced area for Channel 228A, and in dark green is the permissible area that is within flat-earth city grade distance to the center of Aspen.

II. MINIMUM SPACING REQUIREMENTS

The following table lists the nearest assignments and allocations currently on file with the required distance separations for Channel 228A.

As required by § 73.207 all minimum distance separation requirements are met from the Channel 228A allotment reference site proposed for Aspen.

All distances were computed by the methods outlined in § 73.208(c) of the Commission's Rules and were rounded to the nearest kilometer in accordance with § 73.208(c)(8).

ALLOCATION-PERTINENT STATIONS AND SPACING REQUIREMENTS OF § 73.207					
CALL LETTERS	CHANNEL /CLASS	NORTH LATITUDE	WEST LONGITUDE	ACTUAL DISTANCE	REQUIRED DISTANCE
KSPZ	225C	38° 44' 44"	104° 51' 42"	177. Km	95. Km
KMGJ	226C1	39° 05' 35"	108° 35' 51"	153	75
KTCL	227C	40° 05' 47"	104° 54' 04"	193	165
PRM	227A	38° 04' 28"	105° 32' 13"	168	72
KALQ-FM	228A	37° 28' 20"	105° 51' 13"	209	115
PRM	228C1	41° 31' 36"	109° 28' 06"	343	200
KXXI	229C	35° 36' 22"	108° 41' 26"	432	165
KRAI-FM	229C1	40° 34' 35"	107° 36' 29"	167	133
NEW	229C3	38° 29' 10"	105° 58' 53"	108	89
KTAK	230C1	42° 43' 10"	108° 08' 45"	407	75
KYSL	230A	39° 33' 22"	106° 06' 53"	73	31
PRM	230C3	37° 53' 23"	105° 01' 13"	214	42
KKXK	231C	38° 20' 16"	107° 38' 23"	118	95
KBVC	281C3	38° 44' 45"	106° 11' 55"	74	12
KMXY	282C	39° 03' 56"	108° 44' 52"	167	29
KJCD	282C1	39° 41' 45"	105° 09' 54"	154	22

III. CONCLUSIONS

The results of this study demonstrate that the FM Table of Allotments in § 73.202(b) of the Commission's Rules may be amended in technical compliance with all applicable spacing rules. Therefore, the Petitioner, Roaring Forks Broadcasting, respectfully requests the following change to the Table:

PRESENT

<u>CITY</u>	<u>CHANNEL</u>
Aspen, CO	249C3, 296C3

PROPOSED

<u>CITY</u>	<u>CHANNEL</u>
Aspen, CO	228A, 249C3, 296C3

The petitioner asserts that, upon allotment of Channel 228A to Aspen and the lifting of the present freeze on new applications, an application for construction permit will be filed promptly to build a new Class A facility to serve Aspen, Colorado.

Respectfully Submitted,

Lawrence L. Morton, P.E.
Consulting Engineer to the Petitioner
October 5, 2000



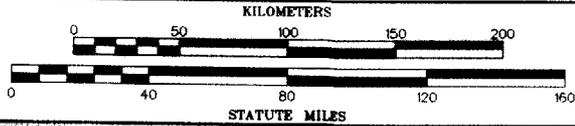
Lambert Azimuthal Equal-Area

2° 00' 00" Graticule Spacing

CENTER OF MAP:
N LAT 39° 36' 12.00"
W LON 107° 10' 28.00"

FIGURE 1
COUNTY OF PITKIN
STATE OF COLORADO
ROARING FORKS BROADCASTING

Scale 1 : 3,535,384



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Hollywood Hills, California

Pitkin County

State of Colorado

CARBONDALE

El Jebel

BASALT

Pitkin County

SNOWMASS VILLAGE

ASPEN

MARBLE

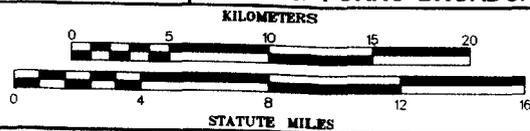
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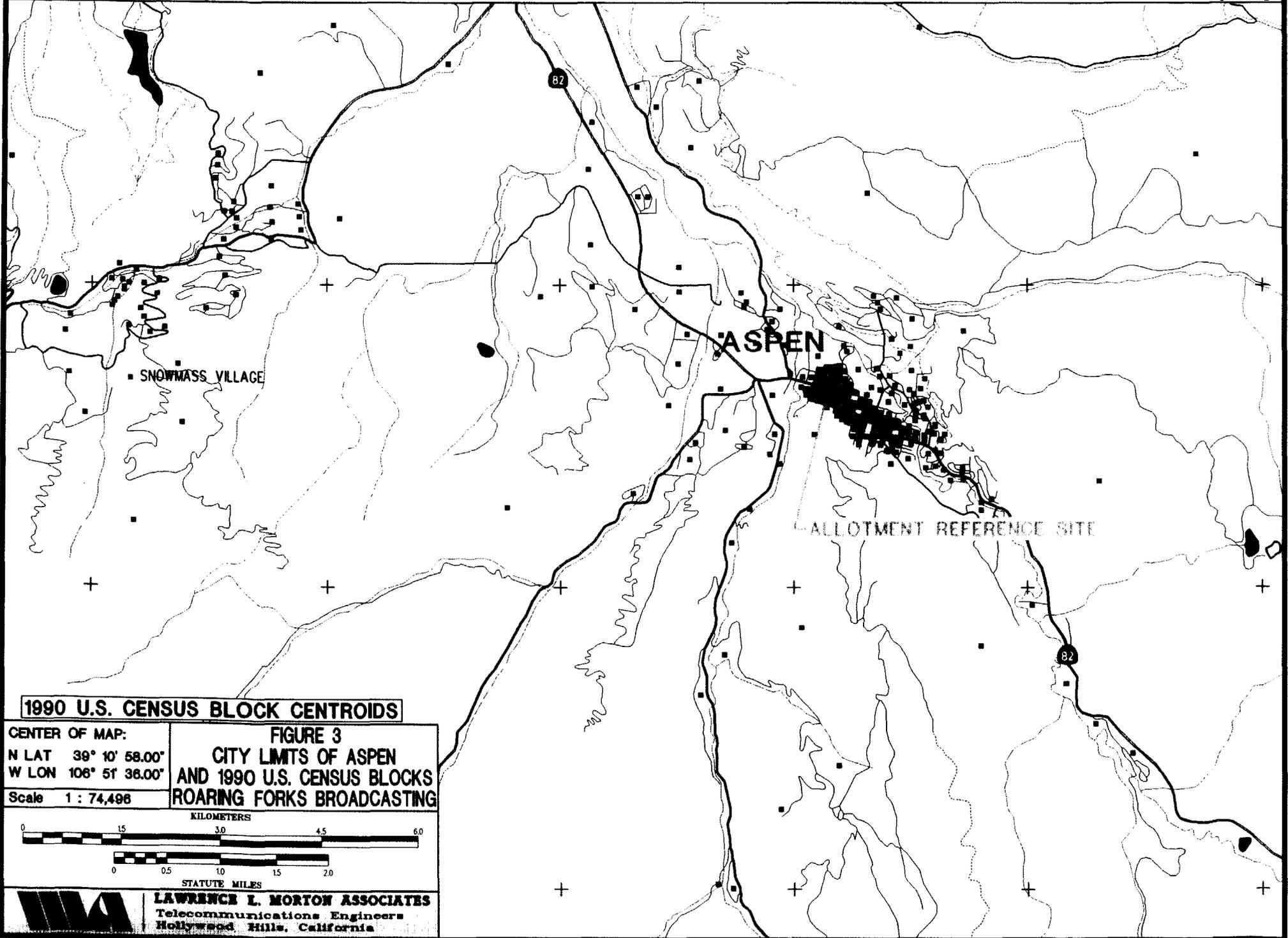
CENTER OF MAP:
N LAT 39° 06' 58.00"
W LON 106° 58' 17.00"

Scale 1 : 389,842

FIGURE 2
CITY OF ASPEN
COUNTY OF PITKIN
ROARING FORKS BROADCASTING



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Hollywood Hills, California

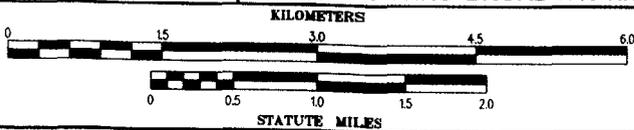


1990 U.S. CENSUS BLOCK CENTROIDS

CENTER OF MAP:
 N LAT 39° 10' 58.00"
 W LON 106° 51' 38.00"

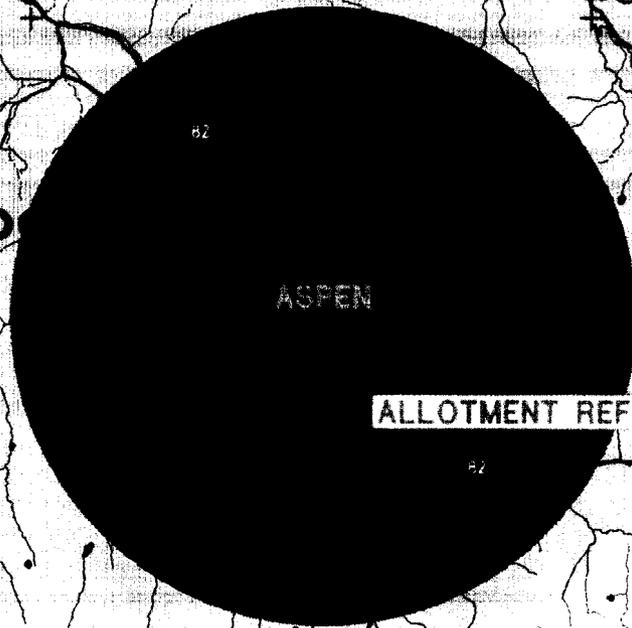
FIGURE 3
CITY LIMITS OF ASPEN
AND 1990 U.S. CENSUS BLOCKS
ROARING FORKS BROADCASTING

Scale 1 : 74,498



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Fully-Spaced Area to Locate



ASPEN

ALLOTMENT REFERENCE SITE

MARBLE

MOUNT CRESTED BUTTE

CRESTED BUTTE

CENTER OF MAP:

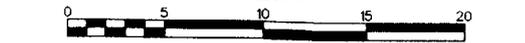
N LAT 39° 06' 58.00"
W LON 106° 56' 17.00"

Scale 1 : 389,842

FIGURE 4

PERMISSIBLE AREA TO LOCATE
FM CHANNEL 228A
ASPEN, COLORADO
ROARING FORKS BROADCASTING

KILOMETERS



STATUTE MILES



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