

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554

November 2003



In the matter of)	
)	MB Docket No _____
Amendment of 73 202(b))	
Table of Allotments)	RM-_____
FM Broadcast Stations)	
(Charleston, TN))	

PETITION FOR RULE MAKING

New Endeavors, LLC respectfully submits this Petition for Rule Making, which seeks to amend the FM Table of Allotments so as to allocate channel 250A to Charleston, TN, as that community's first local aural service

DISCUSSION

Attached to this Petition is an engineering report, which confirms that the proposed change to the FM Table of Allotments could be made to consistent with FCC rules See Exhibit A hereto

Adoption of the proposed amendment to the Table of Allocations would serve the public interest by affording the community of Charleston, TN with its first local aural service See Revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992)

The incorporated city of Charleston, TN is located in Bradley County, Tennessee Charleston qualifies as a "community" for purposes of the FCC's FM allocation rules As the FCC has found in numerous similar cases, the city has its own post office/zip code (37310) and it governed by an elected Mayor and council It is officially a Census Designated Place, with a population of 630 persons (2000 Census) It has its own police and city fire hall (see Exhibit D), twelve churches and several business establishments (see Exhibit E)

Should the requested allocation be made, Petitioner will file an application and, if granted a construction permit, will promptly build the new facility

REFERENCE COORDINATES

The coordinates of Charleston, TN were determined by using the National Atlas of the United States of America in accordance to 47 CFR section 73 208 (a) (1) (iii) The coordinates are

North 35 degrees, 17 minutes, 14 seconds

West 84 degrees, 45 minutes, 30 seconds

Because of station WSIX (FM) Nashville, Tennessee and WKXJ (FM) Signal Mountain, Tennessee, a restriction is required for the Channel 250A allotment at Charleston, TN At a point corresponding to the following geographic coordinates, which is 15.0 kilometers northeast of Charleston, the Channel 250A allotment can be made at Charleston in compliance with the minimum distance separation requirements 47 CFR section 73 207

North 35 degrees, 20 minutes, 16 seconds

West 84 degrees, 36 minutes, 18 seconds

MB Docket No. 03-454
List A2 DEC
FM-MB
03-454

CONCLUSION

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, New Endeavor's, LLC, respectfully requests the following change to the Table

<u>CITY</u>	<u>PRESENT</u>	<u>CHANNEL</u>
Charleston, TN		--

<u>CITY</u>	<u>PROPOSED</u>	<u>CHANNEL</u>
Charleston, TN		250A

Respectfully submitted,



Kris R. Kendrick
Managing Member
New Endeavors, LLC
P O Box 82032
Athens, GA 30608-2032
(706) 613-7117
kjallenfm@yahoo.com

EXHIBIT A

SHORTSPACE STUDY

The following table lists the nearest assignments and allocations currently on file with the required distance separations for Channel 250A.

As required by CFR section 73.207 all minimum distance separation requirements are met from the Channel 250A allotment reference site proposed for Charleston. All distances were computed by methods outlines in CFR section 73.208(c) of the Commission's Rules and were rounded to the nearest kilometer in accordance with CFR section 73 208(c)(8)

**NEW – CHARLESTON, TN
SHORTSPACE STUDY 11/17/03**

CLASS A
CHANNEL 250 – 97.9

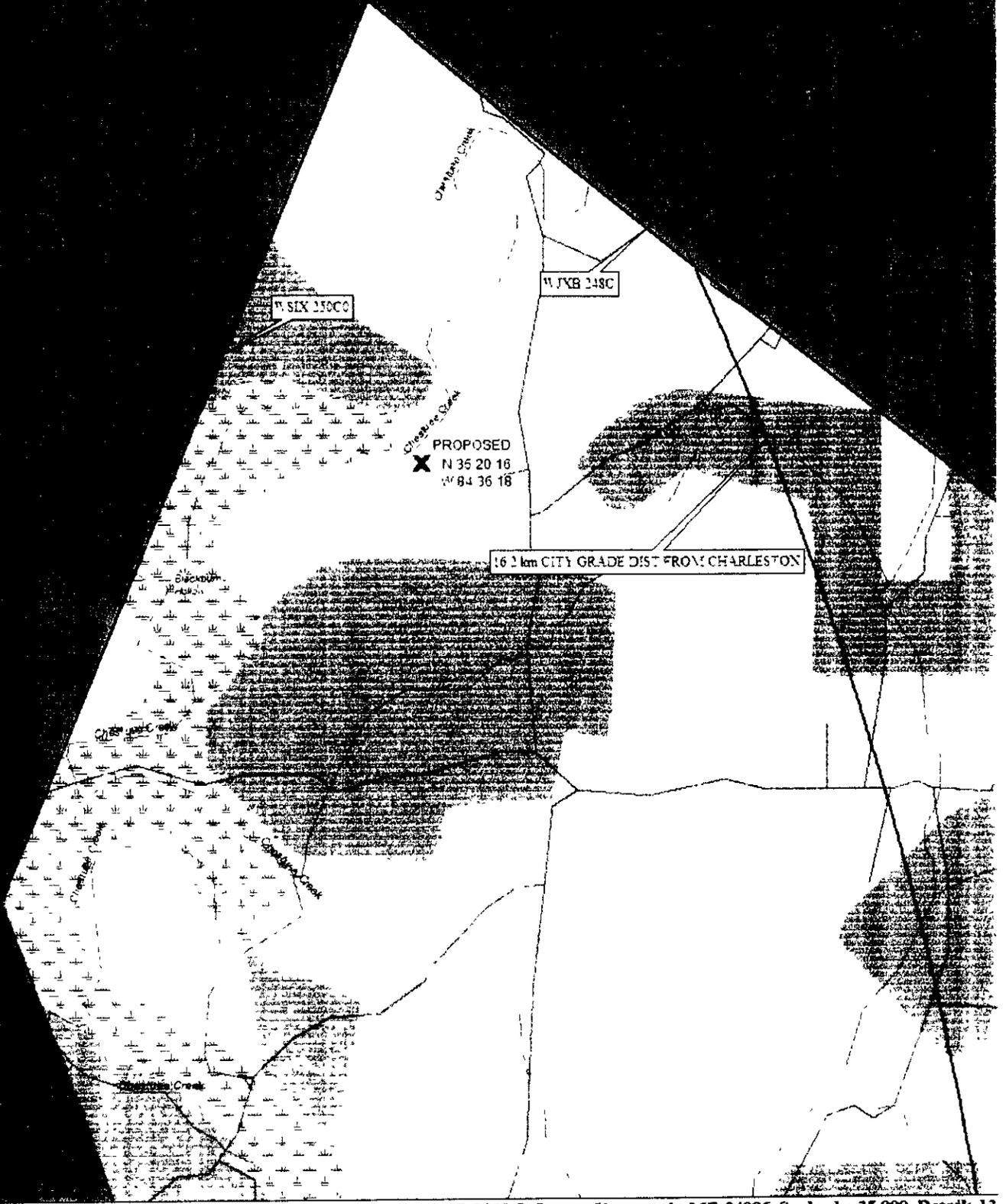
REFERENCE
35 20 16 N
84 36 18 W

<u>Call</u>		<u>Channel</u>		<u>Location</u>		<u>Dist</u> <u>(km)</u>	<u>Axi</u>	<u>FCC</u> <u>(km)</u>	<u>Margin</u>	
WSIX-FM	LIC	250	C	NASHVILLE	TN	216	292 07	226	-10	*
WSIX-FM	USE	250	C	NASHVILLE	TN	216	292 07	226	-10	*
WHZT	USE	251	C	SENECA	SC	164	115 77	165	-1	**
WHZT	LIC	251	C	SENECA	SC	164	115 67	165	-1	**
N	DEL	251	C	SENECA	SC	164	115 67	165	-1	**
WSIX-FM	LIC	250	C0	NASHVILLE	TN	216	292 07	215	1	***
WJXB-FM	LIC	248	C	KNOXVILLE	TN	96	38 9	95	1	
WJXB-FM	USE	248	C	KNOXVILLE	TN	96	38 9	95	1	
WLOD-FM	LIC	252	A	SWEETWATER	TN	33	23 25	31	2	
WLOD-FM	USE	252	A	SWEETWATER	TN	33	23 25	31	2	
WKXJ	LIC	251	A	SIGNAL MOUNTAIN	TN	74	248 24	72	2	
WKXJ	APP	251	A	SIGNAL MOUNTAIN	TN	74	248 24	72	2	
891102MH	USE	251	A	SIGNAL MOUNTAIN	TN	75	248 76	72	3	
N	ADD	251	C0	SENECA	SC	164	115 67	152	12	
WLLJ	USE	276	C2	ETOWAH	TN	13	26 43	0	13	
WCLE-FM	CP	281	A	CALHOUN	TN	14	282 62	0	14	
WLLJ	LIC	276	C2	ETOWAH	TN	15	333 24	0	15	
WCLE-FM	USE	281	A	CALHOUN	TN	16	262 74	0	16	
WCLE-FM	LIC	281	A	CALHOUN	TN	23	249 63	0	23	

*PETITIONER REQUESTS WSIX TO RECLASSIFY TO A CLASS C0 (See Exhibit C)

**APPLICATION FILED TO CHANGE FROM 251C TO 251C0

***SHOWS SPACING WHEN WSIX IS RECLASSIFIED AS A CLASS C0



450 m

EXHIBIT B

CITY GRADE AND PROTECTED CONTOUR

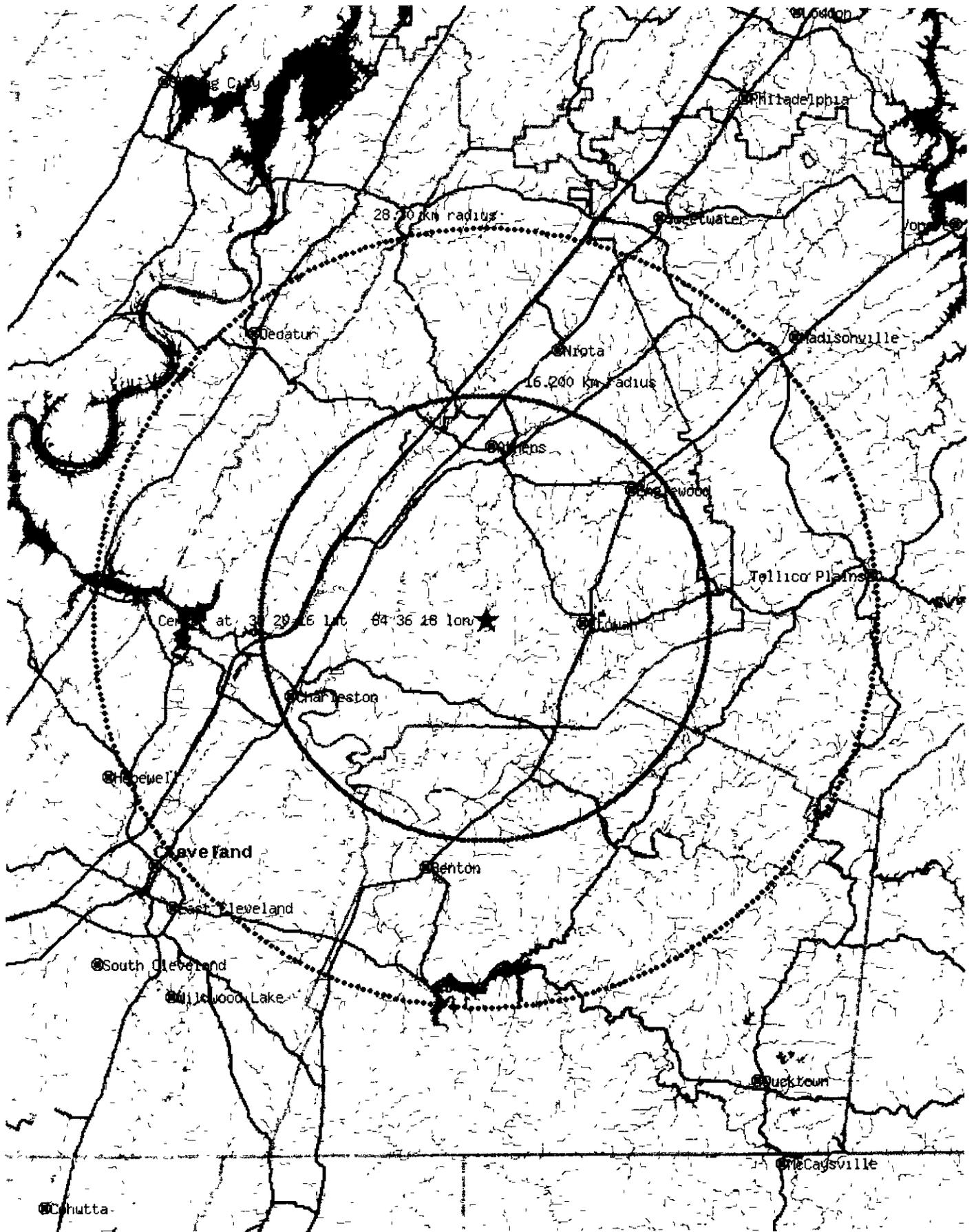


EXHIBIT C

RECLASSIFICATION OF WSIX (FM)

REQUEST TO RECLASSIFY STATION WSIX (FM), NASHVILLE, TENNESSEE

Station WSIX (FM), Nashville, Tennessee, licensed to Capstar TX Limited Partnership operates at 349 meters (1145 feet). The Commission's Second Report and Order in MM Docket 98-93, 15 FCC Rcd 21649 (2000), amended CFR section 73.3573 by adding Note 4. By that provision, any station that operates with an antenna height above average terrain of less than 450 meters may be subjected to being reclassified as a Class C0.

EXHIBIT D

CHARLESTON GOVERNMENT OFFICES

Charleston City of City Hall & Police Department
126 Worth Street Northeast, Charleston, TN 37310
(423) 336-1483

Charleston City of Fire Hall
8824 Hiwassee Street Northwest, Charleston, TN 37310
(423) 336-5731

Charleston Main Post Office - 37310
8916 Hiwassee Street Northeast, Charleston, TN 37310
(423) 336-3491

EXHIBIT E

BUSINESSES AND CHURCHES

Business Name	Address
<u>Charleston Auto Sales</u> (423) 336-9723	8991 Hiwassee St NW Charleston, TN
<u>Pizza To Go</u> (423) 336-3144	8907 Hiwassee St Charleston, TN
<u>Sonic Drive In</u> (423) 336-3500	8871 Hiwassee St NW Charleston, TN
<u>Burke's Berries</u> (423) 336-3322	1759 Chatata Valley Rd NE Charleston, TN
<u>Lisa's</u> (423) 336-1801	1595 Lauderdale Memorial Hwy N Charleston, TN
<u>Riverside Machine Shop</u> (423) 336-5505	396 Ledford Island Rd Charleston, TN
<u>C & C Auto Parts</u> (423) 336-2871	225 Water St Charleston, TN
<u>C & C Rental Center</u> (423) 336-2871	225 Water St NE Charleston, TN
<u>Ponderosa</u> (423) 336-3125	9227 Frontage Rd NW Charleston, TN
<u>Good's Disposal Services</u> (423) 336-9169	962 Council Rd Charleston, TN
<u>Roe Service</u> (423) 339-0923	156 Glensara Dr NW Charleston, TN
<u>Abc Locksmithing</u> (423) 829-5397	Charleston, TN
<u>Henegar House Gardens</u> (423) 780-9070	428 Market St NE Charleston, TN
<u>Andrews Lawn Svc</u> (423) 614-6515	137 Manna Dr NW Charleston, TN
<u>Blackburn's Cut-Rite</u> (423) 559-8941	582 Mowery Cir NW Charleston, TN
<u>Hewitt Lawncare & Landscaping</u> (423) 336-1271	930 Council Rd Charleston, TN
<u>Am South Bank</u> (423) 339-4658	8746 Hiwassee St NE Charleston, TN
<u>Benton Banking Co</u> (423) 336-5023	8541 Hiwassee St Charleston, TN
<u>Omc Employees Credit Union</u> (423) 336-4331	1186 Lower River Rd NW Charleston, TN

Walker Valley Apartments
(423) 336-3956

8401 Hiwassee St NW
Charleston, TN

Fugate Firearms
(423) 336-2675

5085 Highway 11 S
Charleston, TN

Ridgeview Sporting Goods
(423) 479-3421

6887 Candies Creek Ridge Rd NW
Charleston, TN

Flowers By Janice
(423) 780-9583

552 Haney Cir NW
Charleston, TN

Hiwassee Tan & Video
(423) 336-8277

8659 Hiwassee St
Charleston, TN

Coif Concepts
(423) 336-5550

9041 Hiwassee St NW
Charleston, TN

Judi Lovell Switch Co
(423) 479-7857 [Web Site](#)

243 Jessie Ln NW
Charleston, TN

Marine Outfitters
(423) 336-1088

1607 Lauderdale Memorial Hwy N
Charleston, TN

Ridgeview Sporting Goods
(423) 479-3421

6887 Candies Creek Ridge Rd NW
Charleston, TN

Business Name**Address**

Candies Creek Baptist Church
(423) 479-3731

294 Old Eureka Rd NW
Charleston, TN

Candies Creek Baptist Church Prayer Line
(423) 479-3812

294 Old Eureka Rd NW
Charleston, TN

Center Point Baptist Church
(423) 336-2133

1205 Lower River Rd NW
Charleston, TN

Charleston Church Of God
(423) 336-5649

181 Cass Ln
Charleston, TN

Charleston United Methodist Church
(423) 336-2161

128 Cass St NE
Charleston, TN

Council Baptist Church
(423) 336-2260

1415 Upper River Rd NE
Charleston, TN

First Baptist Church
(423) 336-2356

338 Market St
Charleston, TN

Greens Chapel Family Life Center
(423) 336-2883

147 Church St NE
Charleston, TN

Green's Chapel Cp Church
(423) 336-2877

288 Wool St
Charleston, TN

Henegar's Baptist Church
(423) 336-2562

7423 Mouse Creek Rd NW
Charleston, TN

New Fellowship Baptist Church
(423) 336-2006

121 Newport St NW
Charleston, TN

Watson Chapel A M E Zion Church
(423) 336-5583

311 Market St NE
Charleston, TN