

CXC 253



Federal Communications Commission
Washington, D.C. 20554

RECEIVED & INSPECTED
MAR 24 2004
FCC - MAILROOM

March 18, 2004

Mr. Charles Crawford
4553 Bordeaux Avenue
Dallas, Texas 75205

Dear Mr. Crawford:

This is in response to your petition for rule making filed on January 5, 2004, proposing the allotment of Channel 284A at Kingsland, Texas, as the community's first local aural transmission service. You subsequently filed on January 13, 2004, a Motion to Dismiss Petition and a sworn affidavit in compliance with Section 1.240(j) of the Commission's Rules.

Since a showing of continuing interest is required before a channel will be allotted, and it is the Commission's policy to refrain from making an allotment to a community absent an expression of interest, your petition is hereby dismissed.

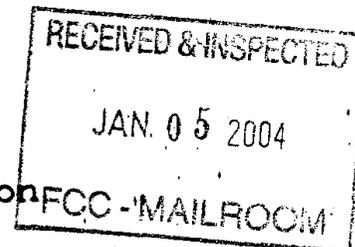
At your request, we are returning your petition for rule making.

Sincerely,

John A. Karousos
Assistant Chief, Audio Division
Media Bureau

Enclosures

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



In the Matter of)
)
Amendment of 73.202 (b)) MB Docket No. _____
Table of Allotments)
FM Broadcast Stations)
(Kingsland, Texas)

To: John Karousos, Assistant Chief
Audio Division of the
Media Bureau

PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 284A at Kingsland, Texas.

DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 284A to Kingsland, Texas as that community's first local service. Located in Llano County Texas, Kingsland is a census designated place (CDP) with a population of 4,584 people.¹ 216 businesses in Kingsland have been given a credit rating by Dun & Bradstreet as of the last quarter of 2000.² With

¹ 2002/ 2003 Texas Almanac

² 2002/ 2003 Texas Almanac

the largest population of any community in Llano County, Kingsland principal economic interests are tourism, retirement, fishing, metal fabrication and wood work. Kingsland has its own post office, its own zip code and its own volunteer fire department. Several schools are located in Kingsland, including Kingsland Christian Academy and Kingsland Head Start. A number of businesses and organizations in Kingsland take civic pride in their community by the use of Kingsland in their name, such as: Kingsland Shamrock, Kingsland Stone Sales, Kingsland Truck & Equipment, Kingsland Auto Service, Kingsland Community Church, Kingsland Florist, Kingsland Hioerster Clinic, Kingsland Inn, Kingsland Library and Kingsland Chamber of Commerce. Utilities are provided by the Kingsland Municipal Utility and water is provided by the Kingsland Water Supply Corporation.

The proposed channel 284A will provide additional diversity and an outlet for local self-expression to Kingsland residents and therefore is in the public interest.

Attached hereto is a channel study confirming that Channel 284A can be allocated to Kingsland, Texas, consistent with the FCC's FM separation rules. See

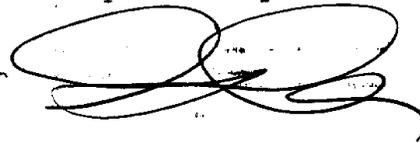
revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). (See, Attachment A) Note: pursuant to Report and Order, DA 03-3747, MB Docket No. 03-195, released November 26, 2003, station KXXS/ 285C2 at Marble Falls, Texas has been ordered to Channel 285A at Dripping Springs, Texas. (See, Attachment B) Also note, Channel 284A/ Harper, Texas was dismissed on August 8, 2003. Reference coordinates for Channel 284A at Kingsland, Texas are:

30 43 30 N
98 27 00 W

Should this petition be granted, and Channel 284A be allotted to Kingsland, Texas, Petitioner will apply for Channel 284A, and after it is authorized, will promptly construct the new facility.

The factual information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,



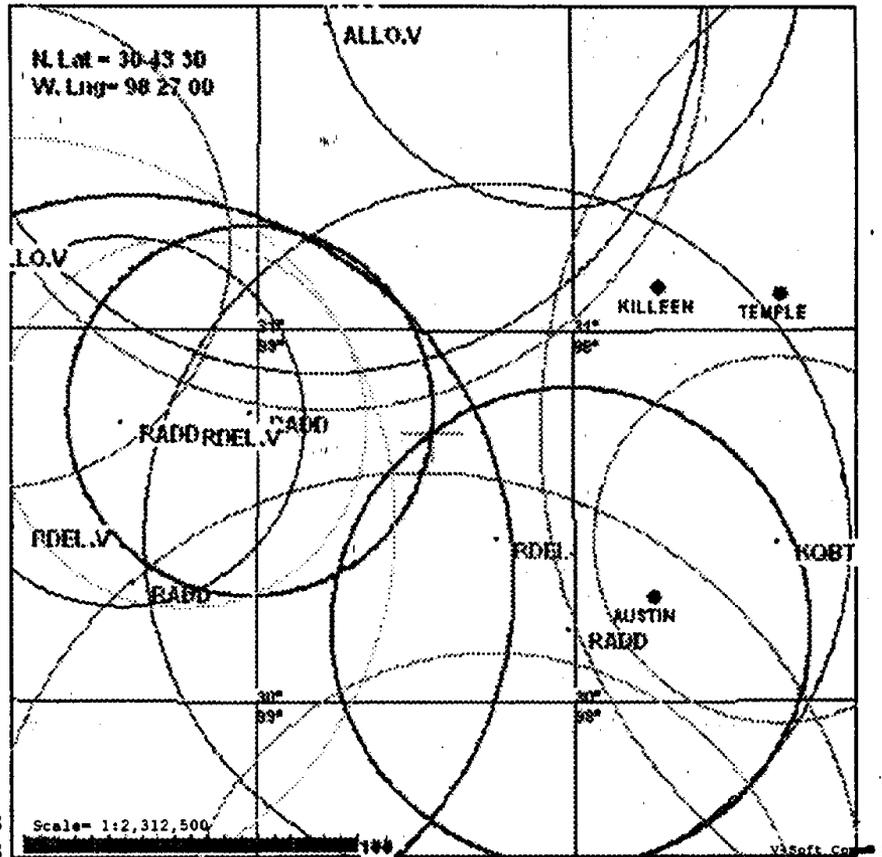
Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele
(214) 443-9308 Fax

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17th Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, fax (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copier to Mr. Bechtel as well as Charles Crawford.

December 29, 2003

Attachment A
(Channel Study for Channel 284A at Kingsland, Texas)

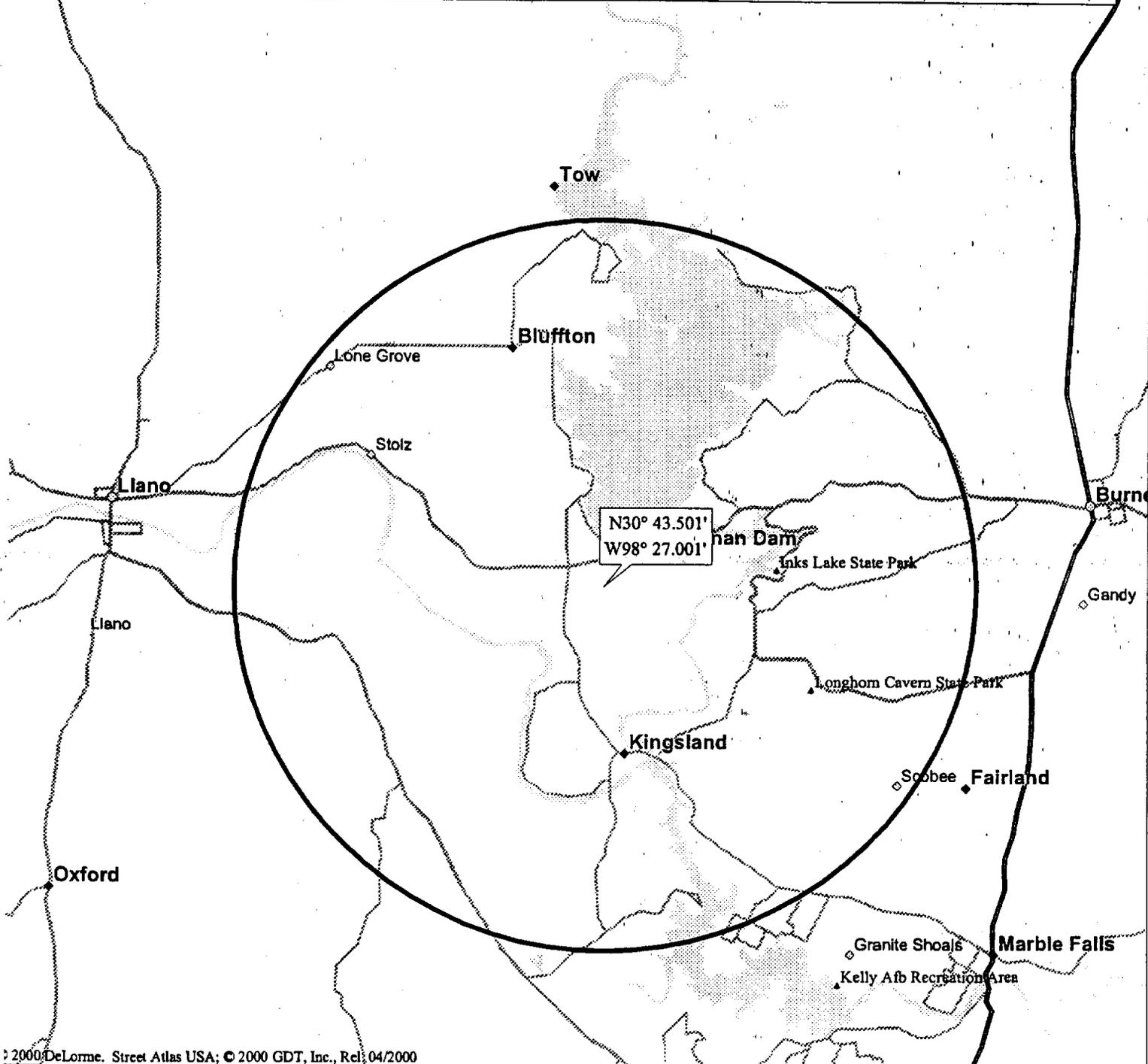
FM PROSP^(TM) LOCATE STUDY CH 284 A 104.7 MHz



Dates:
 Data:12-23-03
 Job :12-29-03

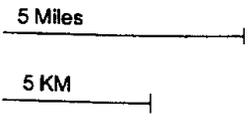
Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
KXXS	285C2	LIC	Marble Falls	TX	36.87	148.1	106.0	-69.13
RDEL	285C2	DEL	Marble Falls	TX	36.87	148.1	106.0	-69.13
RADD	284A	ADD	Harper	TX	100.26	243.8	115.0	-14.74
RADD	285A	ADD	Dripping Springs	TX	71.92	144.3	72.0	-0.08
RDEL	281C2	DEL	Mason	TX	54.93	276.9	55.0	-0.07
RADD	281C2	ADD	Mason	TX	54.93	276.9	55.0	-0.07
RDEL	284A	DEL	Blanket	TX	125.92	345.4	115.0	10.92
ALLO.V	284A	VAC	Blanket	TX	125.92	345.4	115.0	10.92
KZEPFM	283C1	LIC	San Antonio	TX	144.79	181.3	133.0	11.79
ALLO.V	284A	VAC	Junction	TX	129.01	257.7	115.0	14.01
RDEL	284A	DEL	Junctoin	TX	129.01	257.7	115.0	14.01
RDEL	284A	DEL	Junction	TX	129.01	257.7	115.0	14.01
ALLO.V	281C2	VAC	Mason	TX	74.77	272.2	55.0	19.77
RDEL	281C2	DEL	Mason	TX	74.77	272.2	55.0	19.77
RADD	284A	ADD	Blanket	TX	136.94	346.0	115.0	21.94
KKYS	284C2	LIC	Bryan	TX	199.02	89.7	166.0	33.02
RADD	281C2	ADD	Mason	TX	93.45	272.1	55.0	38.45
KQBT	282C2	LIC	N Taylor	TX	108.97	107.0	55.0	53.97
KSMG	287C*	LIC	Seguin	TX	161.75	173.6	95.0	66.75
ALLO.V	283A	VAC	Eden	TX	143.91	292.8	72.0	71.91
RADD	285A	ADD	Hico	TX	144.90	15.8	72.0	72.90

Kingsland, TX CH 284A 70 dBu



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- US Highway
- Major Connector
- State Route
- County Seat
- Small Town
- Park/Reservation
- Locale
- Land
- Water

Attachment B

(Report & Order, DA 03-3747 in MB Docket No. 03-195
ordering KXXS Channel 285C2/ Marble Falls, Texas to
Channel 285A/ Dripping Springs, Texas)