

C4c203



Federal Communications Commission  
Washington, D.C. 20554

RECEIVED & INSPECTED  
APR 26 2004  
FCC - MAILROOM

April 22, 2004

Ms. Linda A. Davidson  
2134 Oak Street, Unit C.  
Santa Monica, California 90405

Dear Ms. Davidson:

This is in response to the petition for rule making you filed requesting the allotment of Channel 290A at Lake City, Pennsylvania, as the community's first local aural transmission service.

We have reviewed the proposal and find that it is unacceptable for consideration at this time. An engineering analysis indicates that the site which you specified in your proposal (42-04-39 NL and 80-13-48 WL) is short-spaced to the licensed site for Station WXDX-FM, Channel 290B, Pittsburgh, Pennsylvania, and therefore, is in violation of Section 73.207(b)(1) of the Commission's Rules.

For the reason stated above, we are returning your petition for rule making. You may refile your petition, provided your proposal meets all of the minimum spacing requirements of Section 73.207 of the Commission's Rules.

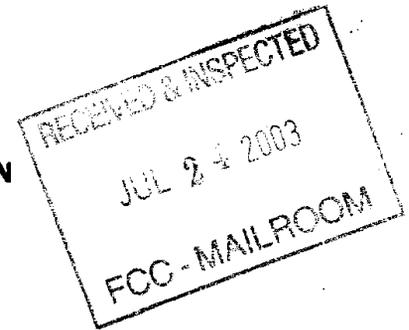
Sincerely,

A handwritten signature in black ink, appearing to read "John A. Karousos", written over a large, stylized flourish.

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 Section 73.202 (b) ) MB Docket No. \_\_\_\_\_  
Table of Allotments )  
FM Broadcast Stations ) RM-\_\_\_\_\_  
(Lake City, Pennsylvania) )

**PETITION FOR RULEMAKING**

To the Chief, Allocations Branch:

Linda A. Davidson ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose of considering amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated:

1. Petitioner proposes the Commission allot FM channel 290A to Lake City, PA as its first local FM service. This would require amending Section 73.202(b) of the Commission's rules as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Lake City, PA	-	290A

2. Lake City is a Borough located in northwest Pennsylvania. It is located in Erie County. In 2000, the U.S. Census Bureau estimated that Lake City had a population of 2,811 persons.

3. FM channel 290A can be assigned to Lake City in full compliance with the Commission's minimum distance separation requirements. This is illustrated the attached spacing study. Coordinates used are N 42:04:39, W 80:13:48 and are located approximately 11 Km NE of Lake City. This site restriction is necessary to prevent short spacings with stations WDX-FM, Pittsburgh, PA and WCTL, Union City, PA. Petitioner is confident she can find a suitable transmitter site if channel 290A is allotted as proposed.

4. Petitioner, or an entity with which she is affiliated, intends to apply for a construction permit to activate FM channel 290A if it is allotted to Lake City as proposed. If her application is granted, she shall promptly construct and operate the proposed station.

6. Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are hers, and are accurate to the best of her knowledge.

Respectfully submitted,

*Linda A. Davidson*

Linda A. Davidson  
2134 Oak St., Unit C  
Santa Monica, CA 90405  
July 19, 2003

Lake City PA 290A

Spacing study FM channel 290A, Lake City, PA  
 at coordinates: 42° 4' 39" Latitude, 80° 13' 48" Longitude

CHAN	FREQ	CALL	LOCATION		DIST	REQ	CLEAR
287C1	105.3	CFCAFM	KITCHENER	ON CA	151	87	64
288A	105.5	WGOJ	CONNEAUT	OH US	34	31	3
288B1	105.5	WMKX	BROOKVILLE	PA US	144	48	96
288A	105.5	ALLOC	CHATHAM	ON CA	165	40	125
289B	105.7	WMJI	CLEVELAND	OH US	144	113	31
289B	105.7	CHREFM	ST. CATHARINES	ON CA	141	71	70
289B	105.7	PRM	ST. CATHARINES	ON CA	138	71	67
290B	105.9	WDTJ	DETROIT	MI US	249	178	71
290B	105.9	WXDX-FM	PITTSBURGH	PA US	178	178	0
290A	105.9	ALLOC	LITTLE VALLEY	NY US	119	115	4
291A	106.1	WBBG	NILES	OH US	100	72	28
291B	106.1	CKLAFM	GUELPH	ON CA	156	71	85
291A	106.1	ALLOC	FARMINGTON TOWNSHIP	PA US	99	72	27
292A	106.3	WCTL	UNION CITY	PA US	31	31	0
292A	106.3	WQRM	SMETHPORT	PA US	156	31	125
293B	106.5	WMVX	CLEVELAND	OH US	146	69	77
293B	106.5	WYRK	BUFFALO	NY US	143	69	74
293A	106.5	WDSN	REYNOLDSVILLE	PA US	153	31	122

Notes:

All distances are in kilometers.  
 Only stations clearing by less than 125 km are shown.

