

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

MM Docket No. 88-24

In the Matter of

Amendment of Section 73.202(b), RM-6092
Table of Allotments,
FM Broadcast Stations.
(West Pasco or Pasco, Washington)

REPORT AND ORDER
(Proceeding Terminated)

Adopted: December 21, 1988; Released: February 1, 1989

By the Deputy Chief, Policy and Rules Division:

1. The Commission has before it for consideration the *Notice of Proposed Rule Making*, 3 FCC Rcd 669 (1988), issued at the request of West Pasco Fine Arts Radio (petitioner), proposing the allotment of Channel 267A to either West Pasco or Pasco, Washington. West Pasco could receive its first local FM service or a second such service could be provided at Pasco. Petitioner filed supporting comments restating its interest in applying for the channel regardless of its location. No other comments were received.

2. As stated in the *Notice*, the community status of West Pasco for allotment purposes was inconclusive, since we could not ascertain its official reference coordinates. Therefore, petitioner was requested to provide additional information as to the boundaries of West Pasco and to demonstrate that such a place has social, economic or cultural indicia to qualify it as a "community" for allotment purposes. In its comments, petitioner states "that West Pasco is the new growth area of the Tri-Cities." It further states that "it is the location chosen for the latest bridge and new high tech industries are locating there." Petitioner asserts that the Commission might want to consider a hyphenated allotment to West Pasco-Pasco. However, petitioner states that it has no objection to the allotment being made to Pasco.

3. We find that the petitioner has failed to adequately respond to the request for additional information as to the status of West Pasco. Petitioner has failed to provide sufficient evidence that West Pasco should be considered a community for allotment purposes. Consequently, we find no justification for further considering the proposal for West Pasco nor considering a hyphenated allotment.

4. In view of the aforementioned, we believe the public interest would be served by the allotment of Channel 267A to Pasco, Washington, as a second local FM service. The allotment can be made in compliance with the minimum distance separation requirements of Section 73.207(b) of the Commission's Rules with a site restriction. A site restriction of 2.4 kilometers (1.5 miles) west of Pasco is required in order to avoid a short spacing to Station KHSS(FM), Channel 264C2, Walla Walla, Wash-

ington.¹ Canadian concurrence in the allotment has been received since the community is located within 320 kilometers (200 miles) of the U.S.-Canadian border.

5. Accordingly, pursuant to the authority found in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS ORDERED, That effective **March 20, 1989**, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED for the community listed below, as follows:

City	Channel No.
Pasco, Washington	252A, 267A

6. The window period for filing applications will open on **March 21, 1989**, and close on **April 20, 1989**.

7. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

8. For further information concerning this proceeding, contact Patricia Rawlings, Mass Media Bureau, (202) 634-6530.

FEDERAL COMMUNICATIONS COMMISSION

Steve Kaminer
Deputy Chief
Policy and Rules Division
Mass Media Bureau

FOOTNOTE

¹ The restricted site coordinates are 46-13-41 and 119-07-32.