FEDERAL COMMUNICATIONS COMMISSION
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June 3, 2010

Frank Michael Magarelli, Manager
Scottsdale Italian Social Club
10480North 117th Place
Scottsdale, Arizona 85259

Re: KWSS-LP, Scottsdale, Arizona
Facility Identification Number: 134485
Scottsdale Italian Social Club
Special Temporary Authorization

Dear Mr. Magarelli:

This is in reference to the request filed June 1, 2010, on behalf of Scottsdale Italian Social Club ("SISC"). SISC requests special temporary authority ("STA") for operation of Station KWSS-LP from a site other than the licensed site.[1] In support of the request, SISC states that the facility was located on private property in a residential area, and that the property was foreclosed and the electric power was shut off.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service[2] to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area[3] without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA.

Our review indicates that operation with the proposed effective radiated power ("ERP") of 100 watts would result in substantial extension of the 60 dBu contour beyond the licensed contour. However, if the ERP is reduced to one watt, the extension would be greatly reduced. While a small area of extension toward the southwest would remain, the area of extension lies mostly in uninhabited, mountainous terrain. STA is granted with a power reduction to one watt ERP.

Accordingly, the request for STA IS GRANTED, with a power reduction as discussed above. Station KWSS-LP may operate with the following facilities:

Geographic coordinates:	33° 36' 30" N, 112° 02' 16" W (NAD 1927)
Channel	294 (106.7 MHz)
Effective Radiated Power	**0.001 kilowatt (one watt)**
Antenna height:	
Above ground	30 meters

[1] KWSS-LP is licensed for operation on Channel 294L1 (106.7 MHz) with effective radiated power ("ERP") of 0.1 kilowatt and antenna height above average terrain ("HAAT") of 17 meters.

[2] For AM - 5 mV/m; for commercial FM - 3.16 mV/m; for noncommercial educational FM - 1.0 mV/m.

[3] For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

Above mean sea level	520 meters
Above average terrain	84 meters
Antenna type	Nondirectional

SISC must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310. It is anticipated that an application for construction permit for permanent relocation of the station will be filed prior to the expiration date below.

This authority expires on **December 3, 2010**.

Notwithstanding the grant of this STA or the expiration date specified herein, the station's license will expire as a matter of law upon twelve consecutive months of silence. *See* Pub. Law No. 104-104, 110 Stat. 56, Section 403(1) (1996) and *Order, Silent Station Authorizations*, FCC 96-218 (released May 17, 1996). *See also Public Notice*, Expedited Processing of Applications Filed by Silent Stations, DA 96-818 (May 22, 1996). The licensee must notify the Audio Division immediately upon resumption of broadcasting.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,

Charles N. Miller, Engineer
Audio Division
Media Bureau