

§ 73.203

Casper; Lusk, Channel 242C; and Sinclair, Channel 262C, effective Oct. 2, 2000.

AMERICAN SAMOA	
	Channel No.
Fagaitua	276C2
Leone	230C1
Pago Pago	221C3, 226C1

CENTRAL MARIANAS	
	Channel No.
Saipan	230A

GARAPAN	
	Channel No.
Saipan	258C1, 262C2, 266C3, 280C3

GUAM	
	Channel No.
Agana	230C2, 238C2, 248C2, 262C2, 270C2, 275C
Dededo	286C
Tumon	282A

PUERTO RICO	
	Channel No.
Aguada	288A
Aguadilla	225B, 262B
Arecibo	293B1, 297B
Bayamon	234B, 264B
Cabo Rojo	272A
Caguas	277B
Camuy	275B
Carolina	299B
Cidra	249A
Corozal	223B
Culebra	254A
Fajardo	243B
Guayama	295B
Hormigueros	221A, 291A
Isabela	268B
Lajas	279B
Las Piedras	252A
Luguillo	221A
Manati	245B
Maricao	241B
Mayaguez	231B, 248B, 254B
Naguabo	225A
Ponce	227B1, 266B, 270B, 286B
Quebradillas	258A
Rio Grande	247A
Rio Piedras	239B
San German	236B
San Juan	229B, 256B, 260B, 273B, 284B, 289B
Santa Isabel	251A
Utuaado	281B
Vieques	291B

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VIRGIN ISLANDS	
	Channel No.
Charlotte Amalie	*226A, 241B1, 250B, 271B, *275A, 282B, 287B, 297A
Christiansted	228B, 236B, 258B, 262B, 285A
Cruz Bay	267B
Frederiksted	253A, 269B1, 278A

(Sec. 316, 66 Stat. 717; 47 U.S.C. 316; sec. 5, 48 Stat., as amended, 1068; 47 U.S.C. 154, 155; secs. 2, 3, 4, 301, 303, 307, 308, 309, 315, 317, 48 Stat. as amended, 1064, 1065, 1066, 1081, 1082, 1083, 1084, 1085, 1088, 1089; (47 U.S.C. 152, 153, 301, 303, 307, 308, 309, 315, 317); secs 1, 201-205, 208, 215, 218, 313, 314, 403, 404, 410, 602; 48 Stat. as amended; 1070, 1071, 1072, 1073, 1076, 1077, 1087, 1094, 1098, 1102 (47 U.S.C. 151, 201-205, 208, 215, 218, 313, 314, 403, 404, 410, 602))

[FR 12711, Oct. 6, 1965]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 73.202 see the List of CFR Sections Affected in the Finding Aids section of this volume.

EFFECTIVE DATE NOTE: At 65 FR 36377, June 8, 2000, § 73.202, paragraph (a)(1) was revised. This paragraph contains information collection and recordkeeping requirements and will not become effective until approval has been given by the Office of Management and Budget.

§ 73.203 Availability of channels.

(a) Except as provided for in paragraph (b) of this section, applications may be filed to construct FM broadcast stations only at the communities and on the channels contained in the Table of Allotments (§ 73.202(b)). Applications that fail to comply with this requirements, whether or not accompanied by a petition to amend the Table, will not be accepted for tender.

(b) Applications filed on a first come, first served basis may propose a lower or higher class adjacent, intermediate frequency or co-channel. Applications for the modification of an existing FM broadcast station may propose a lower or higher class adjacent, intermediate frequency or co-channel, or an same class adjacent channel. In these cases, the applicant need not file a petition for rule making to amend the Table of Allotments (§ 73.202(b)) to specify the modified channel class.

NOTE: Changes in channel and/or class by application are limited to modifications on first, second and third adjacent channels, intermediate frequency (IF) channels, and co-channels which require no other changes to

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the FM Table of Allotments. Applications requesting such modifications must meet either the minimum spacing requirements of § 73.207 at the site specified in the application, without resort to the provisions of the Commission's Rules permitting short spaced stations as set forth in §§ 73.213 through 73.215 or demonstrate by a separate exhibit attached to the application the existence of a suitable allotment site that fully complies with §§ 73.207 and 73.315 without resort to §§ 73.213 through 73.215.

[54 FR 11954, Mar. 23, 1989, as amended at 58 FR 38535, July 19, 1993]

§ 73.204 International agreements and other restrictions on use of channels.

See §§ 73.207, 73.220 and 73.1650.

[49 FR 10264, Mar. 20, 1984]

§ 73.205 Zones.

For the purpose of allotments and assignments, the United States is divided into three zones as follows:

(a) Zone I consists of that portion of the United States located within the confines of the following lines drawn on the United States Albers Equal Area Projection Map (based on standard parallels 291/2° and 451/2°; North American datum): Beginning at the most easterly point on the State boundary line between North Carolina and Virginia; thence in a straight line to a point on the Virginia-West Virginia boundary line located at north latitude 37°49' and west longitude 80°12'30"; thence westerly along the southern boundary lines of the States of West Virginia, Ohio, Indiana, and Illinois to a point at the junction of the Illinois, Kentucky, and Missouri State boundary lines; thence northerly along the western boundary line of the State of Illinois to a point at the junction of the Illinois, Iowa, and Wisconsin State boundary lines; thence easterly along the northern State boundary line of Illinois to the 90th meridian; thence north along this meridian to the 43.5° parallel; thence east along this parallel to the United States-Canada border; thence southerly and following that border until it again intersects the 43.5° parallel; thence east along this parallel to the 71st meridian; thence in a straight line to the intersection of the 69th meridian and the 45th parallel; thence east along the

45th parallel to the Atlantic Ocean. When any of the above lines pass through a city, the city shall be considered to be located in Zone I. (See Figure 1 of § 73.699.)

(b) Zone I-A consists of Puerto Rico, the Virgin Islands and that portion of the State of California which is located south of the 40th parallel.

(c) Zone II consists of Alaska, Hawaii and the rest of the United States which is not located in either Zone I or Zone I-A.

[29 FR 14116, Oct. 14, 1964, and 31 FR 10125, July 27, 1966, as amended at 48 FR 29504, June 27, 1983]

§ 73.207 Minimum distance separation between stations.

(a) Except for assignments made pursuant to § 73.213 or 73.215, FM allotments and assignments must be separated from other allotments and assignments on the same channel (co-channel) and five pairs of adjacent channels by not less than the minimum distances specified in paragraphs (b) and (c) of this section. The Commission will not accept petitions to amend the Table of Allotments unless the reference points meet all of the minimum distance separation requirements of this section. The Commission will not accept applications for new stations, or applications to change the channel or location of existing assignments unless transmitter sites meet the minimum distance separation requirements of this section, or such applications conform to the requirements of § 73.213 or 73.215. However, applications to modify the facilities of stations with short-spaced antenna locations authorized pursuant to prior waivers of the distance separation requirements may be accepted, provided that such applications propose to maintain or improve that particular spacing deficiency. Class D (secondary) assignments are subject only to the distance separation requirements contained in paragraph (b)(3) of this section. (See § 73.512 for rules governing the channel and location of Class D (secondary) assignments.)

(b) The distances listed in Tables A, B, and C apply to allotments and assignments on the same channel and each of five pairs of adjacent channels.