

## **COMPREHENSIVE SECTION 307(b) EXHIBIT FOR CONTINGENT MODIFICATION APPLICATIONS AND REQUEST FOR ORDER TO SHOW CAUSE**

### **Summary of Proposed Changes**

Three contingent minor modification applications are being filed concurrently pursuant to Section 73.3517(e) of the Commission's rules: (1) WPBK (FID 164262) to change from Channel 275A at Crab Orchard, KY to Channel 275C3 at Hustonville, KY; (2) WKFC (FID 164261) to change from Channel 270A at North Corbin, KY to Channel 270A at Crab Orchard, KY; and (3) WKKQ (FID 3954) to change from Channel 241C3 at Barbourville, KY to Channel 241C3 at North Corbin, KY. In addition, the applicants request that the Commission issue an Order to Show Cause to the licensee of WOKH (FID 71010), Springfield, KY, to modify its operations from Channel 274A to Channel 293A.

These modifications reflect a preferential arrangement of allotments/assignments under Section 307(b) of the Communications Act by providing a first local service to Hustonville (Allotment Priority 3), as well as a net gain of 59,892 population served (Allotment Priority 4). There is an assignment/allotment site for each facility at the proposed community of license that fully complies with Sections 73.207 and 73.315 of the Commission's Rules without resort to Sections 73.213 or 73.215 of the Commission's Rules. No white or gray areas are created by the proposals. The facilities specified in each of the contingent applications is mutually exclusive, as defined in Section 73.207 of the Commission's Rules, with the current facilities of the respective station.

The applicants here will comply with the local public notice provisions of Section 73.3580(c)(5)(ii) of the Commission's Rules.

### **WPBK**

The licensee of WPBK proposes the modification of WPBK to Channel 275C3 at Hustonville, KY, with allocation coordinates 37-27-04 N 84-46-17 W (NAD 83). 70 dBu community coverage to 100% of Hustonville would be provided from the proposed allotment coordinates, as well as by WPBK from its modification application site. With the proposed modification, WPBK would increase its 60 dBu population count from 52,280 to 154,643.

The proposed Channel 275C3 Hustonville allocation would be fully spaced under Section 73.207 to all existing facilities without resort to Sections 73.213 or 73.215 of the Commission's Rules, with the exception of WOKH on Channel 274A at Springfield, KY, which is proposed to be modified to Channel 293A at the same location as presently licensed. As documented in the attached WPBK Gain/Loss Study, no white or gray areas would be created by the proposed modification of WPBK, and the loss area would continue to be well served with at least five

currently-licensed signals. The proposed operation of WPBK on Channel 275C3 at Hustonville is mutually exclusive, as defined in Section 73.207 of the Commission's Rules, to the current WPBK operation on Channel 275A at Crab Orchard.

Hustonville is a home-rule-class incorporated city with a 2010 Census population of 405. As documented in the Appendix, Hustonville has an elected mayor, a six-member elected city council, the Hustonville Police and Safety Department, and the Hustonville Volunteer Fire Department. The Hustonville Post Office, with zip code 40437, serves the city and surrounding areas. The Hustonville Elementary School serves local students, and the city is home to the Hustonville Baptist Church and Hustonville Christian Church. Businesses with a Hustonville address include Nightmare on Main Street Haunted House, Dale Fair Septic Pumping and Services, PBK Bank, Salon Savvy, a Valero gas station, Got Ta Stop restaurant and S&T Auto and Tire Services.

Neither the proposed WPBK Channel 275C3 Hustonville, KY allotment, with maximum facilities, nor the WPBK application facilities, would place a 70 dBu community coverage contour over any portion of an urbanized area, nor could WPBK at Channel 275C3 be relocated to do so while still serving Hustonville.

## **WKFC**

The licensee of WKFC proposes the modification of WKFC to Channel 270A at Crab Orchard, KY, with allocation coordinates 37-28-09 N 84-28-05 W (NAD 83). This modification will continue local service transmission service for Crab Orchard.

The proposed allocation point is fully spaced under Section 73.207 to all existing facilities without resort to Sections 73.213 or 73.215 of the Commission's Rules. As documented in the attached WKFC Gain/Loss Study, no white or gray areas would be created by the proposed modification of WKFC, and the loss area would continue to be well served with at least five currently-licensed signals. Neither the proposed Channel 270A at Crab Orchard allotment, with maximum facilities, nor the WKFC application facilities, place a 70 dBu community coverage contour over any portion of an urbanized area, nor could WKFC at Channel 270A be relocated to do so while serving Crab Orchard. 70 dBu community coverage to 100% of Crab Orchard would be provided from the proposed allotment coordinates; community coverage with a 70 dBu contour from the WKFC application site meets the Commission's minimum requirements. The proposed operation of WKFC on Channel 270A at Crab Orchard is mutually exclusive, as defined in Section 73.207 of the Commission's Rules, to the current WKFC operation on Channel 270A at North Corbin.

The proposed WKFC modification would reduce 60 dBu coverage from the present 97,377 to 61,260.

## WKKQ

The licensee of WKKQ proposes reassigning WKKQ to Channel 241C3 at North Corbin, KY, with no change to the existing facility (nor change in population coverage) being proposed. The existing WKKQ facility provides 70 dBu community coverage to 100% of the land area of North Corbin, and the modification would continue local transmission service for North Corbin.

Neither the proposed Channel 241C3 at North Corbin allotment, with maximum facilities, nor the WPBK application facilities, would place a 70 dBu community coverage contour over any portion of an urbanized area, nor could WKKQ be relocated to do so while serving North Corbin. The proposed operation of WKKQ at Channel 241C3 at North Corbin is mutually exclusive to the current WKKQ Channel 241C3 at Barbourville.

Barbourville, KY would retain one local transmission service from WYWY(AM). Because the population of Barbourville (3,165 at the 2010 Census) is under 7,500, the reduction from two to one local transmission services at Barbourville is not disfavored under the Commission's "Rural Radio" policy. No white or gray areas would be created by this reallocation, since the existing WKKQ facility would not be changed.

## WOKH

The applicants here request that the Media Bureau issue an Order to Show Cause to Bardstown Radio Team, LLC, the licensee of WOKH (FID 71010), Springfield, KY, as to why its license to operate WOKH should not be modified to specify operation on Channel 293A in lieu of Channel 274A. No other changes to WOKH besides this channel substitution are requested or required for the proposal here. Radioactive, LLC, the licensee of WPBK and WKFC hereby commits to reimburse Bardstown Radio Team, LLC for its reasonable expenses in connection with this channel change in accordance with the guidelines set forth in *Circleville, Ohio*, Second Report and Order, 8 FCC2d 159 (1967).

The allocation coordinates for WOKH on Channel 293A at Springfield, KY, are 37-41-53 N 85-18-26 W. This proposed allocation point is fully spaced under 73.207 to all existing facilities without resort to Sections 73.213 or 73.215 of the Commission's Rules.<sup>1</sup> No white or gray areas would be created. Neither the proposed Channel 293A Springfield allotment, with maximum facilities, nor

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<sup>1</sup> Applicant notes the existence of a CDBS record for an allocation proposal for Channel 292C3, Louisville, KY that would conflict with the use of Channel 293A at Springfield, KY. This Louisville allocation does not appear in the Table of Allocations, there is no record of this proposal having been acted upon, nor is it a feasible proposal, with impermissible short-spacings to stations including WWWY, North Vernon, IN (-55.6km), WOVO, Horse Cave, KY (-37.2km) and WAYK, Valley Station, KY (-27.2km).

WOKH operating with its licensed facilities on Channel 293A, place a 70 dBu community coverage contour over any portion of an urbanized area, nor could it be relocated to do so while still serving Springfield. The proposed operation of WOKH on Channel 293A at Springfield is mutually exclusive, as defined in Section 73.207 of the Commission's Rules, to the current WOKH operation on Channel 274A at Springfield.

**Conclusion**

The community of license and channel changes proposed here clearly constitute a preferential arrangement of allotments or assignments under Section 307(b) of the Communications Act of 1934, as amended: the proposed changes will result in new first local transmission service for Hustonville, an incorporated city, while maintaining existing local transmission services to North Corbin, Barbourville and Springfield; no new white or gray areas would be created; and the net gain in population served based on the instant applications for WPBK and WKFC would be 51,473 people.

<b>Station</b>	<b>Current 60 dBu pop</b>	<b>Proposed 60 dBu pop</b>
WPBK	52,280	154,643
WKFC	97,377	46,487
Total	149,657	201,130
Net Gain		+51,473

**Proposed Allotment/Assignment Changes:**

<u>Community</u>	<u>Current</u>	<u>Proposed</u>
Barbourville, KY	241A	- <sup>2</sup>
Crab Orchard, KY	275A	270A
Hustonville, KY	-	275C2
North Corbin, KY	270A	241A
Springfield, KY	274A	293A

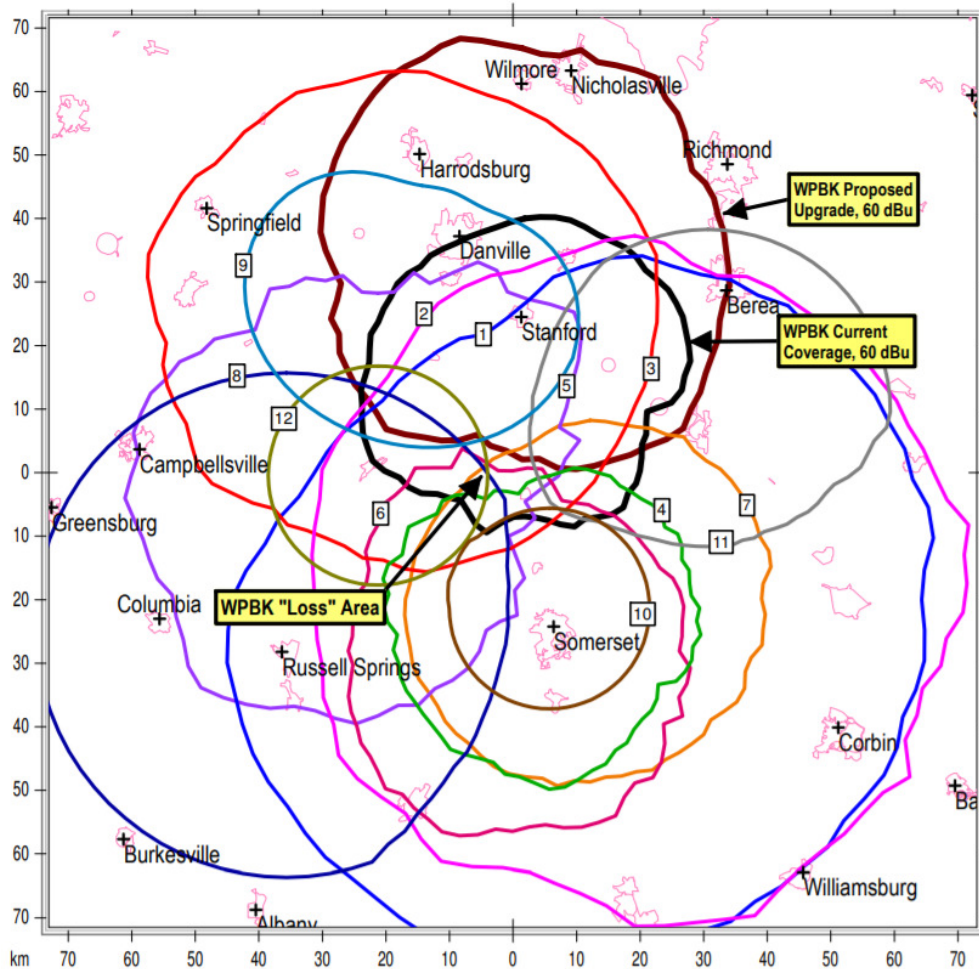
Prepared by:

Scott Fybush  
 Fybush Media  
 92 Bonnie Brae Ave.  
 Rochester, NY 14618  
 scott@fybush.com  
 585-442-5411

<sup>2</sup> Barbourville would retain first local service from WYWY(AM).

## WPBK Gain/Loss Study

The area that presently receives a 60 dBu signal from WPBK but will not receive a 60 dBu signal from the relocated WPBK encompasses 7,734 people. As shown below, at no point in that area will fewer than five other currently-licensed signals continue to be available. WKFC would also provide 60 dBu service to this entire area once relocated to Crab Orchard.



Key to services remaining in WPBK loss area (60 dBu FM, 2 mV/m AM)

FM

1.	WTHL	Somerset, KY	90.5
2.	WSEK	Burnside, KY	93.9
3.	WXKY	Stanford, KY	96.3
4.	WJQQ	Somerset, KY	97.1
5.	WKDO	Liberty, KY	98.7
6.	WLLK	Somerset, KY	102.3

7.	WYKY	Science Hill, KY	106.1
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AM

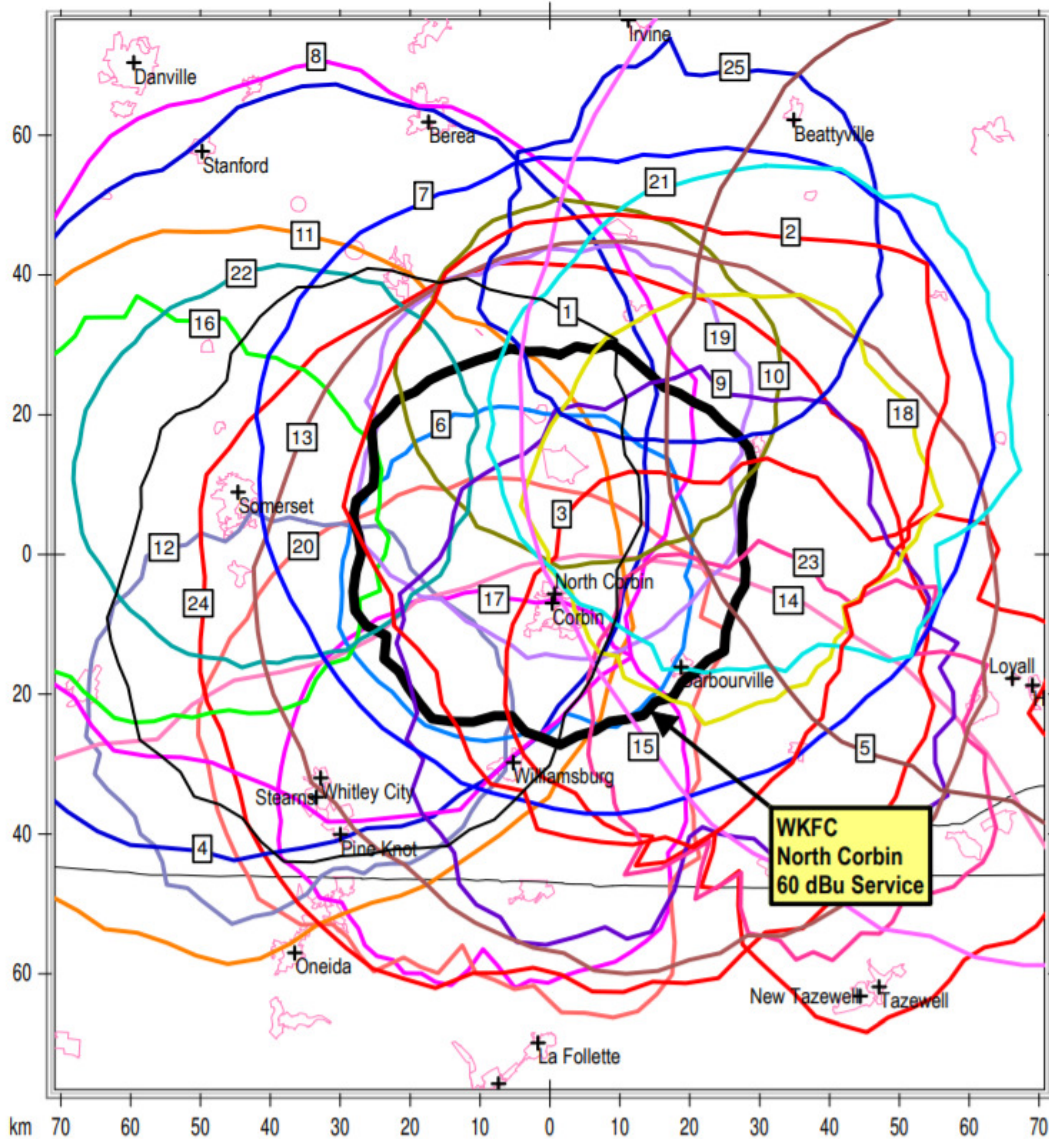
8.	WIDS	Russell Springs, KY	570
9.	WDFB	Junction City, KY	1170
10.	WSFC	Somerset, KY	1240
11.	WRVK	Mt. Vernon, KY	1460
12.	WKDO	Liberty, KY	1560

## WKFC Gain/Loss Study

The proposed relocation of WKFC would remove its present 60 dBu service from its entire current coverage area of 97,377 people.

At no point in the loss area created by WKFC's proposed move would fewer than five signals continue to be available; for legibility, the remaining service to the WKFC loss area is detailed in two separate maps for FM and AM service.

### FM Service to WKFC loss area



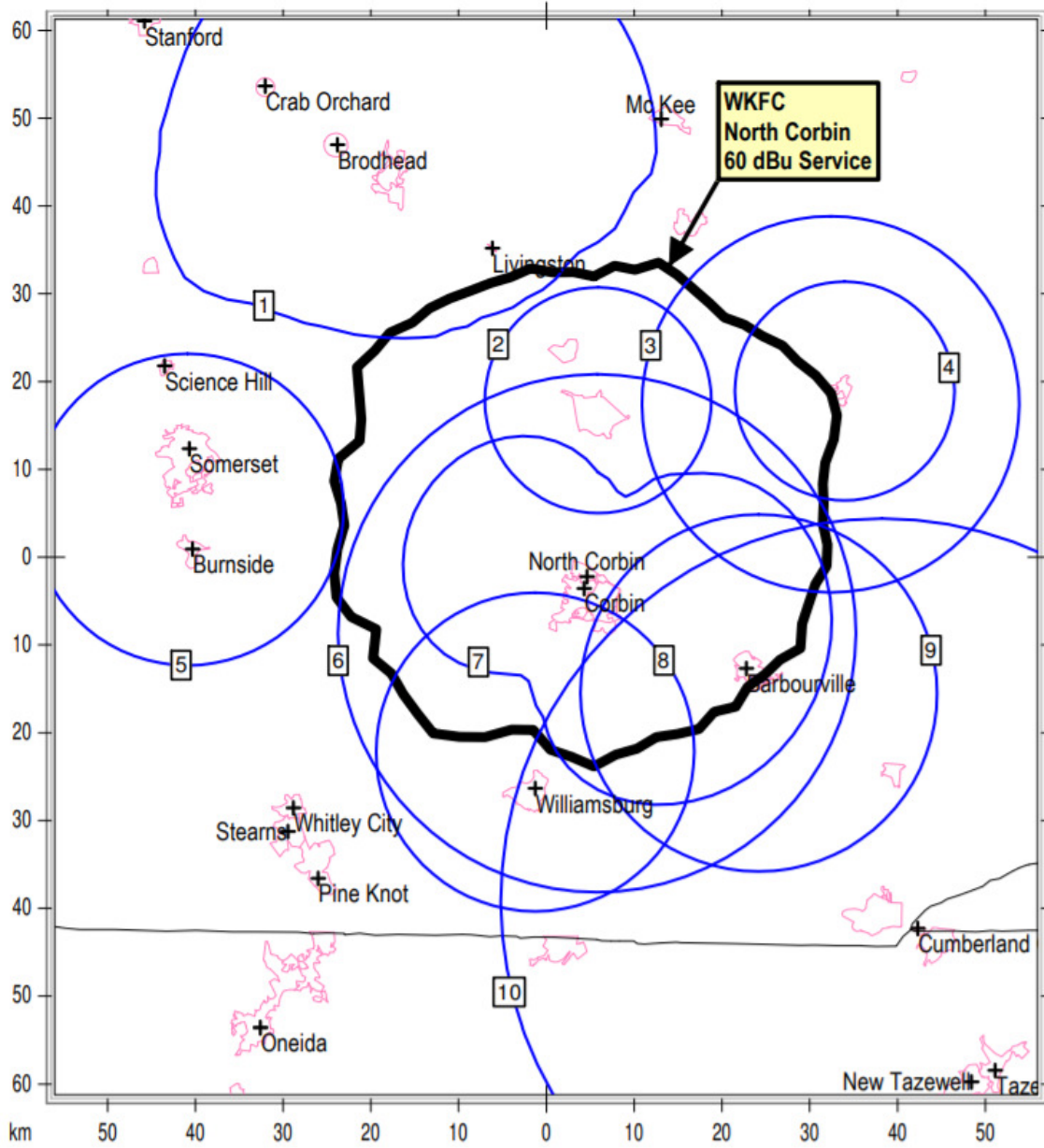
### FM Service To Area Currently Served by WKFC North Corbin, KY (60 dBu)

- |         |            |      |
|---------|------------|------|
| 1. WEKF | Corbin, KY | 88.5 |
| 2. KYAI | McKee, KY  | 89.3 |

3.	WEKP	Pineville, KY	90.1
4.	WTHL	Somerset, KY	90.5
5.	WEKH	Hazard, KY	90.9
6.	WVCT	Keavy, KY	91.5
7.	WYGE	London, KY	92.3
8.	WSEK	Burnside, KY	93.9
9.	WKKQ	Barbourville, KY	96.1
10.	WANV	Annville, KY	96.7
11.	WJQQ	Somerset, KY	97.1
12.	WHAY	Whitley City, KY	98.3
13.	WKDP	Corbin, KY	99.5
14.	WCYQ	Oak Ridge, TN	100.3
15.	WSGS	Hazard, KY	101.1
16.	WLLK	Somerset, KY	102.3
17.	WEKX	Jellico, TN	102.7
18.	WWLT	Manchester, KY	103.1
19.	WWEL	London, KY	103.9
20.	WEZW	Williamsburg, KY	104.3
21.	WTBK	Manchester, KY	105.7
22.	WYKY	Science Hill, KY	106.1
23.	WRIL	Pineville, KY	106.3
24.	WCTT	Corbin, KY	107.3
25.	WWAG	McKee, KY	107.9



**AM Service to WKFC loss area (2 mV/m)**



**AM Service to Area Served By WKFC, North Corbin, KY**

1.	WRVK	Mt. Vernon, KY	1460
2.	WFTG	London, KY	1400
3.	WKLB	Manchester, KY	1290
4.	WWXL	Manchester, KY	1450
5.	WSEK	Burnside, KY	910
6.	WCTT	Corbin, KY	680
7.	WKDP	Corbin, KY	1330
8.	WCWC	Williamsburg, KY	1430
9.	WYWY	Barbourville, KY	950
10.	WMIK	Middlesboro, KY	560



# Hustonville

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## The Crossroads of Hustonville

Hustonville as it looked in the horse and buggy days in about the mid to late 1800s. by The Advocate-Messenger



Hustonville has a proud heritage from its inception as a city in 1835 to present. The city has seen many changes and unlike many other small cities across Kentucky, Hustonville still has still kept its small town values.

Hustonville has its place in Kentucky's rich history being the first woman's college in the foot hills of the Appalachia. Hustonville was originally known as The Crossroads because of the trails connecting the Kentucky and Green rivers and the Falls of the Ohio. Hustonville had also been known as Farmington, Hanging Fork, and New Store. The town was renamed Hustonville after two local landowners by the name of Huston when the town was established on, February 29, 1835.



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## Native Kentuckian, Mayor Lowell Marc Spivey



Mayor Marc Spivey has lived in Hustonville for 13 years. In addition he has served the Hustonville Community in some capacity either as a volunteer, City Council and/or Mayor for 9 years.

Mayor Marc Spivey started this term with an emphasis on balancing the budget, revamping the Hustonville City Park, purchasing a much needed City Hall, upgrading district water meters, finishing a past Fire Department project and visions of a public library.

Mayor Spivey is a firm believer in governmental transparency.

## Hustonville City Council

The Hustonville City Council is the legislative branch of the Hustonville Government. The council has the power to establish budgets, set policy and levy taxes, subject to limits set by the Charter and state laws. The Hustonville City Council consists of 6 Council Members. Council Members are elected for a two-year terms. The Council works diligently with the Mayor to keep the city moving in a forward direction.



**Jimmy Evans**

Elected to the Hustonville City Council for the two year term of January 1, 2021 - December 31, 2023.



**Richard W. Cooper**

Elected to the Hustonville City Council for the two year term of January 1, 2021 - December 31, 2023.



**Donna L. Hendricks**

Elected to the Hustonville City Council for the two year term of January 1, 2021 - December 31, 2023.



**Jimmy Lane**

Elected to the Hustonville City Council for the two year term of January 1, 2021 - December 31, 2023.



**Alan Simms**

Elected to the Hustonville City Council for the two year term of January 1, 2021 - December 31, 2023.



**Timothy Smith**

Elected to the Hustonville City Council for the two year term of January 1, 2021 - December 31, 2023.

### Contact Us

9860 W. Main St  
Hustonville, KY 40437  
606.346.2501

### Hours

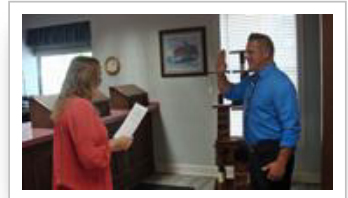
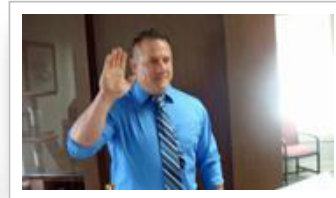
Monday-Friday: 8-4:30  
Closed for lunch 12:00-12:30  
Saturday: Closed  
Sunday: Closed





## Hustonville Police and Safety Department

### Police Chief Allen Weston & Safety Officer Alan Simms



Please click the small gallery pictures to see them full size.

The Hustonville Police Department and Safety Officers believe in the dignity and worth of all people.

We are committed to:

- providing high quality community-oriented policing services with sensitivity;
- protecting constitutional rights;
- problem solving;
- teamwork;
- Openness;
- planning for the future; and
- providing leadership to the police profession.

If you have any questions about our department or the services we provide, please feel free to contact The Chief of Police at 606.346.2501.

Located at 9860 W. Main St., Hustonville, KY 40437





# Hustonville

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## Hustonville Volunteer Fire Department

### The Crew



The Hustonville Fire Departments mission is to help protect the public in emergency situations. They respond to a wide variety of calls, such as car crashes, chemical spills, flooding, water rescue and general rescue as well as fires.

As a proud combination department, our volunteer and career fire fighters and first responders work seamlessly together to provide the highest caliber of fire services available for Hustonville and Lincoln County Kentucky.

The City of Hustonville's fire crew is trained as first responders and provides first aid until the arrival of ambulance personnel. In addition to attending emergency call outs, rescuing people and animals from life-threatening situations, the job entails:

- using sophisticated firefighting and rescue equipment;
- promoting fire safety via talks, advice and training sessions;
- inspecting and enforcing safety standards in commercial and residential properties;
- demonstrating the use of firefighting equipment;
- performing practice drills working with police and ambulance service personnel
- undertaking physical and academic training; and
- checking and maintaining vehicles, equipment, hydrants and water supplies.

Fire Chief: Jimmy Lane

Assistant Fire Chief: Jared Elam

If you have any questions about our department or the services we provide, please feel free to contact Jimmy Lane at 606.669.1699. Located at 9860 W. Main St., Hustonville, KY 40437

### Hustonville Fire Department Highlights



Add your text here

Add your text here

Hustonville Kentucky © 2021







## Hustonville Clerks Office

### Our Staff



The Clerks office is the heart of Hustonville, the gateway to our local government. Hustonville's friendly and knowledgeable staff works with residents and visitors needs and strive to provide the upmost satisfaction when responding to requests. The Clerks office is responsible for maintaining all of The City of Hustonville's records, complying with Freedom of Information guidelines, recording all the minutes of Hustonville's Town Hall meetings. The Clerk maintains and records the finances of the City of Hustonville (which would include accounts payable, accounts

receivable, financial reports, budget information, audit information), provides legal notices for special meetings and elections, and in general perform all other duties required by law and/or ordinances. Also, The Clerk's office provides support to the Hustonville City Council, Mayor, and Hustonville Water Works. We look forward to assisting you in the future and hope your experiences with our office are pleasant and provides the satisfaction you have come to expect.

### Fees

We accept cash, checks and credit cards. There is a \$3.00 fee for credit cards.

Water Deposit: \$100.00

Reconnect Fee: \$50.00

Returned Check: \$50.00

### Contact Us

9860 W. Main St  
Hustonville, KY 40437  
606.346.2501

### Hours

Monday-Friday: 8-4:30  
Closed for lunch 12:00-12:30  
Saturday: Closed  
Sunday: Closed





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Welcome to Hustonville Elementary School, home of the TIGERS!



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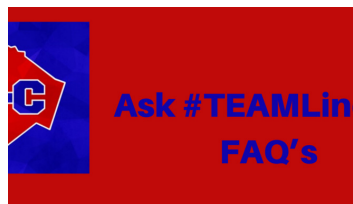


### NEWS



#### Hustonville Elementary In Person Learning FAQ

Frequently Asked Questions  
Can I take my student to class?  
- No at this time we are not allowing anyone but students and staff in the building unless you have a scheduled meeting with your...



#### Ask #TEAMLincoln FAQ's

We have received over 900 questions and comments these past two weeks regarding the Return to School Plan and the 2020-21 school year. We have done our best to summarize your questions from a broad...



#### Return to School Plan Update

We know everyone is anxiously awaiting the Return to School Plan Guidelines and school calendar to be released for Lincoln County Schools. We are in the process of finalizing our guidelines and...

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### LIVE FEED



#### Hustonville Elementary

2 months ago

For students returning to in person learning in our A B C D group format please remember to bring your chromebook with you to school each day. We look forward to seeing you this week.



#### Lincoln County Schools

6 months ago

- LCHS, 8:15 AM- 3:09 PM, Drop Off Begins at 7:45 AM
- LCMS, 8:15 AM- 3:10 PM, Drop Off Begins at 7:45 AM
- Crab Orchard, 8:10 AM- 3:25 PM, Drop Off Begins at 7:35 AM
- Highland, 8:05 AM- 3:15 PM, Drop Off Begins at 7:35 PM
- Hustonville, 8:10 AM- 3:25 PM, Dro ...

[view image](#)



#### Lincoln County Schools

6 months ago

We are very EXCITED to see our in-person students tomorrow across the district. Here are a few quick reminders:

- School supplies are provided (except for backpacks)
- Screen your students for symptoms and take their temperature every morning before leaving for ...

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CONTACT

Hustonville Elementary School  
93 North College Street  
Hustonville, KY 40437  
Phone: (606) 346-3831  
Fax: (606) 346-2201  
Office Hours: 8:00 AM- 4:00 PM, Monday - Friday

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## ABOUT HBC



### About Hustonville Baptist Church

Hustonville Baptist Church exists to make disciples of Jesus who Worship God with their all, Connect with other disciples, and Serve all people! We seek to do this by regularly worshipping together, connecting with other believers through Sunday School groups, and serving all people using the spiritual gifts the Lord has given us. HBC is located in Hustonville, KY (Lincoln County) and has been a lighthouse for the Gospel in their community since 1882.

### Our Leadership

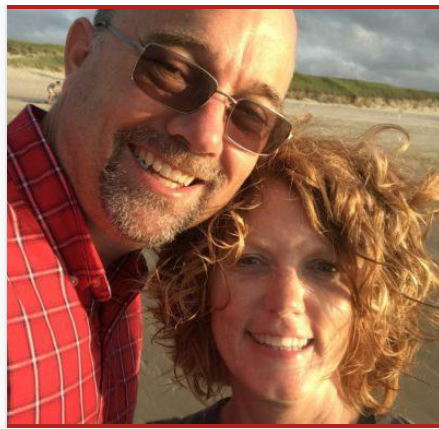
Bro. Andrew  
Pastor

The Ziesmers  
Youth Leaders

Stanley Burris  
Music Minister



Bro. Andrew McGinnis has served as the Pastor of Hustonville Baptist Church since July 2016. He believes that God is able to do more than we can imagine (Eph. 3:20-21) and loves witnessing God's power working through the disciples at HBC.



Carrie Ziesmer and her husband, Will, serve as Youth Leaders at Hustonville Baptist Church. Both have a heart for serving the Lord and for helping children and young adults grow in their relationships with Jesus.



Stanley Burris has been a member of Hustonville Baptist Church for more than 30 years. He has graciously served as our music minister over various stints throughout the years.

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## Service Schedule

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### SUNDAY

Sunday School - 10:00 AM  
Morning Worship - 11:00 AM

### WEDNESDAY

Prayer Meeting - 7:00 PM  
Youth Meeting - 7:00 PM  
HBC Kidz - 7:00 PM

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# Hustonville Christian Church

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(606) 346-3341



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Contact the business for more information about recent service changes.

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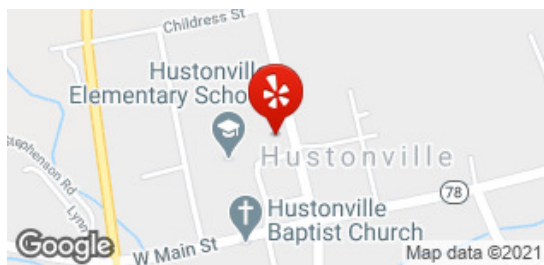


## Photos & videos



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Get directions

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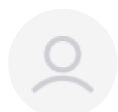
Your trust is our top concern, so businesses can't pay to alter or remove their reviews. [Learn more.](#)



Search within reviews



Yelp Sort



Username




Location

0 0

Hey there trendsetter! You could be the first review for Hustonville Christian Church.

0 reviews that are not currently recommended ▾

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- Business Support
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