



Broadcasting Notice of Consultation CRTC 2009-647

Ottawa, 14 October 2009

Notice of application received

Peterborough, Ontario

Deadline for submission of interventions/comments: 18 November 2009

The Commission has received the following application:

[\[Broadcasting interventions/comments form\]](#)

Item Applicant and Locality

1. **4352416 Canada Inc.**
Peterborough, Ontario
Application No. 2009-0868-4

1. **Peterborough, Ontario**
Application No. 2009-0868-4

Application by **4352416 Canada Inc.** relating to the broadcasting licence for the English-language commercial specialty FM radio programming undertaking CJMB-FM Peterborough (formerly CKKK-FM Peterborough).

The licensee proposes to change CJMB-FM's authorized contours by increasing the effective radiated power from 50 to 206 watts, by increasing the effective height of the antenna above average terrain from 12.9 to 69 metres and by relocating the antenna.

The licensee states that it did not implement the technical amendments approved in *CKKK-FM Peterborough – Technical change*, Broadcasting Decision CRTC 2007-224, 9 July 2007 because it has not been able to access the intended tower site. In the above decision, the Commission approved an application by the licensee to change the frequency and modify the authorized contours of the station given that the frequency on which the low-power station was operating on was granted to another radio programming undertaking. The licensee affirms that an agreement was reached to locate the new tower on a building but that the property was sold and the new owner has refused to honour the previous agreement. The licensee has therefore been unable to implement the changes to the authorized contours approved in the decision, but did operate on frequency 90.5 MHz (channel 213A1) before being forced off the air. CJMB-FM had been granted protected status in the above-mentioned decision.

Licensee's address:

14 Westdale Drive
St. Catharines, Ontario
L2S 2R8
Fax: 1-866-316-8217
E-mail: andymcnabb@cogeco.ca

Examination of application:

2686 Lakefield Road
Peterborough, Ontario

Public Participation

Deadline for interventions/comments

18 November 2009

The intervention must be received by the Commission and by the applicant on or before the above-mentioned date.

Interventions will be considered by the Commission and will form part of the public record of the proceeding without further notification to intervening parties, provided the procedure set out below has been followed. Parties will be contacted only if their submissions raise procedural questions.

Written interventions should be submitted to the Secretary General of the Commission in **only one** of the following formats:

by using the
[\[Broadcasting interventions/comments form\]](#)

by mail to
CRTC, Ottawa, Ontario K1A 0N2

or

by fax at
819-994-0218

A true copy must be sent to the applicant, and proof that this has been done must accompany the intervention sent to the Commission.

The Commission advises those who file and serve by electronic mode to exercise caution when using e-mail for service of documents or notification, as it may be difficult to establish that service has occurred.

Parties must ensure that, before initiating service through electronic mode, they will be able to satisfy the Commission, upon request, that service of the notification was completed.

Submissions longer than five pages should include a summary.

Each paragraph of the submission should be numbered. In addition, where the intervention is filed by electronic means, the line *****End of document***** should be entered following the last paragraph of the document, as an indication that the document has not been damaged during electronic transmission.

Interventions should clearly identify the application referred to and indicate whether parties support or oppose the application, or, if they propose changes to it, include the facts and grounds for their proposal.

Important notice

Note that all information that parties provide as part of this public process, except information granted confidentiality, whether sent by postal mail, facsimile, e-mail or through the Commission's website at www.crtc.gc.ca, becomes part of a publicly accessible file and will be posted on the Commission's website. This information includes personal information, such as full names, e-mail addresses, postal/street addresses, telephone and facsimile numbers, and any other personal information parties provide.

The personal information that parties provide will be used and may be disclosed for the purpose for which the information was obtained or compiled by the Commission, or for a use consistent with that purpose.

Documents received electronically or otherwise will be put on the Commission's website in their entirety exactly as received, including any personal information contained therein, in the official language and format in which they are received. Documents not received electronically will be available in PDF format.

Please note that the information that parties provide to the Commission as part of this public process is entered into an unsearchable database dedicated to this specific public process. This database is accessible only from the web page of this particular public process. As a result, a general search of the Commission's website with the help of either its own search engine or a third-party search engine will not provide access to the information that was provided as part of this public process.

The Commission encourages interested parties to monitor the public examination file and the Commission's website for additional information that they may find useful when preparing their interventions/comments.

Examination of documents

An electronic version of the applications is available from the Commission's website by selecting the application number within this notice.

A list of all interventions will also be available on the Commission's website. An electronic version of all interventions submitted will be accessible from this list. To access the list, select "Lists of interventions/comments" under "Public Proceedings" from the Commission's website.

Documents are also available during normal office hours at the local address provided in this notice and at the Commission offices and documentation centres directly involved with these applications, or, upon request, within two (2) working days, at any other Commission offices and documentation centres.

Location of Commission offices

Toll-free telephone: 1-877-249-2782

Toll-free TDD: 1-877-909-2782

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Secretary General

This document is available in alternative format upon request and may also be examined in PDF format or in HTML at the following Internet site: <http://www.crtc.gc.ca>.