



PUBLIC NOTICE

Aug 17 4 00 PM '04

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News media information 202 / 418-0500
Fax-On-Demand 202 / 418-2830
TTY 202 / 418-2555
Internet: <http://www.fcc.gov>
<ftp.fcc.gov>

DOCKET FILE COPY ORIGINAL

DA 04-2537
August 16, 2004

WIRELESS TELECOMMUNICATIONS BUREAU ACTION

THE PHILADELPHIA METROPOLITAN AREA (REGION 28) RECEIVES APPROVAL FOR MINOR AMENDMENTS TO ITS PUBLIC SAFETY PLAN (GENERAL DOCKET NO. 89-573)

By this Public Notice, the Wireless Telecommunications Bureau (Bureau) announces that the Philadelphia Metropolitan Area (Region 28)¹ Regional Planning Committee's proposal to amend the Region 28 Public Safety Regional Plan is approved. On November 25, 2003, Region 28 filed an amendment, which revises the current channel allotments for radio frequencies in the 821-824/866-869 MHz bands within the Philadelphia Metropolitan area, and reflects changes made as a result of its Filing Window 7 assignments.²

In accordance with the National Public Safety Plan, each region is responsible for planning its use of public safety radio frequency spectrum in the 821-824/866-869 MHz bands.³ The Region 28 Plan was originally adopted by the Commission on February 2, 1990,⁴ and was subsequently amended by Public Notice on December 16, 1993, September 11, 1998, February 9, 2001 and February 28, 2002.⁵

On March 9, 2004, the Bureau issued a *Public Notice* (DA 04-634) inviting interested parties to file

¹ Region 28 includes Eastern Pennsylvania, Southern New Jersey and Delaware.

² See Letter dated November 21, 2003, from Richard R. Reynolds, Chairman, Region 28 Planning Update Committee to Marlene H. Dortch, Secretary, FCC (submitting the Region 28 Plan Amendment)(filed Nov. 25, 2003).

³ See Development and Implementation of a Public Safety National Plan and Amendment to Part 90 to Establish Service Rules and Technical Standards for Use of the 821-824/766-869 MHz Bands by the Public Safety Services, *Report and Order*, Gen. Docket No. 87-112, 3 FCC Rcd 905 (1987).

⁴ See Philadelphia Metropolitan Area (Region 28) Public Safety Plan, *Order*, Gen. Docket No. 89-573, 5 FCC Rcd 764 (1990).

⁵ See The Philadelphia Metropolitan Area Public Safety Plan (Region 28), Public Safety Planning Update Committee Receives Approval for Minor Amendment to Its Public Safety Plan, *Public Notice*, Gen. Docket No. 89-573, 9 FCC Rcd 82 (1994); 1998 WL 598470 (FCC), and 16 FCC Rcd 2988 (2001), and 16 FCC Rcd 18487 (2002).

comments regarding a proposed amendment to the Region 28 Plan.⁶ We have reviewed the Region 28 Amendment request. Filing Window 7 modifies the Region's frequency allocation tables to include the new assignments as reflected in the attached Appendix 1. We received no comments in response to the Public Notice of March 9, 2004. The amendment therefore is accepted and approved as submitted. The Secretary's office will place the amended Region 28 Plan in the official docket file where it will remain available to the public.

Questions regarding this public notice may be directed to Joy Alford, Wireless Telecommunications Bureau (202) 418-0694.

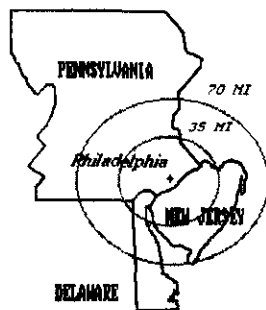
Action by Acting Chief, Public Safety and Critical Infrastructure Division, Wireless Telecommunications Bureau.

- FCC -

⁶ See Wireless Telecom Action, Comments Invited on Philadelphia Metropolitan Area (Region 28) Public Safety Plan Amendment, *Public Notice*, Gen. Docket 89-573, 16 FCC Rcd 18487, (WTB), 2004).

DOCKET FILE COPY ORIGINAL
REGION 28 PLANNING UPDATE COMMITTEE

EASTERN PENNSYLVANIA, SOUTHERN NEW JERSEY, and DELAWARE



Department of Technology & Information

Telecommunications Team

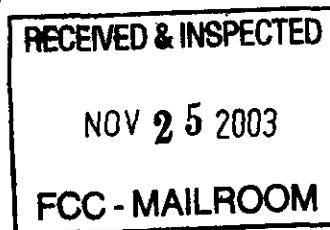
801 Silver Lake Blvd.

Dover, DE 19904-2407

Richard R. Reynolds, Chairman
Morris J. Groce, III, Vice Chairman
Judith R. Brackin, Secretary

VOICE: (302) 739-9648 FAX: (302) 739-7243
VOICE: (610) 344-5000 FAX: (610) 344-5050
VOICE: (610) 344-5000 FAX: (610) 344-5050

November 21, 2003



Ms. Marlene H Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
12th St Lobby, TW-A325
Washington, DC 20554


RE: Application to Amend:
GN Docket No. 89-573
Philadelphia Metropolitan Area
Regional Public Safety Plan (Region 28)
Filing Window #7 assignments

Dear Ms Dortch

In behalf of the Region 28 Planning Update Committee, please accept this letter as our official re-filing request for approval of our Filing Window #7. We have received new letters of concurrence (LOC) from adjacent Regions 8, 20, 30, 36, and 55 as requested by Ms. Joy Alford of the FCC. Attached to this letter is one set of originals and four copies of the filing window #7 channel assignment matrix (Appendix 1) and the LOCs from the five regions that border Region 28

Your prompt consideration and approval of this request for amendment would be greatly appreciated. If there are any questions concerning this filing please call me at 302-739-9648 or e-mail me at Richard.Reynolds@state.de.us.

Respectfully Submitted,


Richard R. Reynolds, Chairman,
Region 28 PUC

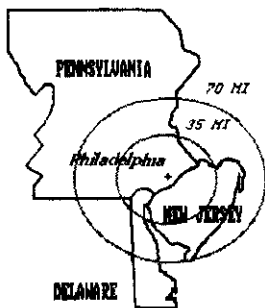
Attachments: Appendix 1 - Channel Assignment

Cc: Peter W. Meade, Region 8
Alan Kealey, Region 20
Paul Schonewolf, Region 30
Donald Appleby, Region 36
Louis J. Oshier, Region 55
Joy Alford, FCC

No. of Copies rec'd 074
List ABCDE

REGION 28 PLANNING UPDATE COMMITTEE

EASTERN PENNSYLVANIA, SOUTHERN NEW JERSEY, and DELAWARE



Department of Technology and Information
Telecommunication Technology Team
801 Silver Lake Blvd.
Dover, DE 19904-2407

DATE RECEIVED

NOV 17 2003

ADMINISTRATION

Richard R. Reynolds, Chairman
Morris J. Groce, III, Vice Chairman
Judith R. Brackin, Secretary

VOICE: (302) 739-9648 FAX: (302) 739-9743
VOICE: (610) 344-5000 FAX: (610) 344-5050
VOICE: (610) 344-5000 FAX: (610) 344-5050

November 3, 2003

Peter W. Meade
Assistant Fire Marshall
Nassau County Fire Commission
140 15th St.
Mineola, NY 11501

RE: Region 28 Request for Inter-regional Concurrence for our Window #7 Amendment

PWM Dear Mr. Einremhofer: *MEADE*

On September 9, 2002, Region 28 sent you our plan amendment resulting from our Window #7 process, requesting comments or approval of the plan. In the past it was sufficient to either receive a response within 60 days or assume that the region was in agreement in the absence of a concurrence letter.

The FCC has changed their process – they rejected our submission in November 2002 and again in September 2003, stating that, “An unconditional concurrence letter from each adjacent region was required before the plan could be approved”. This will be our third attempt to satisfy the requirement of the FCC.

If you agree that the proposed new channel assignments documented in the attached Appendix #1 of the Region 28, Window #7 Plan Amendment will not cause harmful interference to systems in your Region, please sign this letter below indicating your “Unconditional Concurrence” with our plan amendment. This signed letter will be attached to our FCC request for approval of the Region 28, Window #7 Plan Amendment.

Make a copy of this signed letter for your records and return the original to my attention as quickly as possible. A pre-addressed, stamped envelope is provided for your convenience. Thank you for your continued support.

Sincerely,

Richard R. Reynolds
Richard R. Reynolds, Chairman
Region 28 PUC

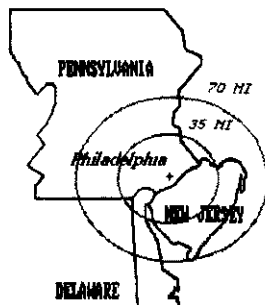
John
UNCONDITIONALLY
This is to certify that Region 8 “Unconditional Concurs” with the channel assignments documented in the attached Appendix #1 (dated 11/3/2003) of the Region 28, Window #7 Plan Amendment.

Peter W. Meade
Peter W. Meade, Region 8 Chairman

Nov 10, 2003
Date

REGION 28 PLANNING UPDATE COMMITTEE

EASTERN PENNSYLVANIA, SOUTHERN NEW JERSEY, and DELAWARE



Department of Technology and Information
Telecommunication Technology Team
801 Silver Lake Blvd.
Dover, DE 19904-2407

Richard R. Reynolds, Chairman
Morris J. Groce, III, Vice Chairman
Judith R. Brackin, Secretary

VOICE: (302) 739-9648 FAX: (302) 739-7243
VOICE: (610) 344-5000 FAX: (610) 344-5050
VOICE: (610) 344-5000 FAX: (610) 344-5050

November 3, 2003

Alan T Kealey
Maryland Department of Natural Resources
580 Taylor Avenue, E-3
Annapolis, Maryland 21401

RE: Region 28 Request for Inter-regional Concurrence for our Window #7 Amendment

Dear Mr. Kealey:

On September 9, 2002, Region 28 sent you our plan amendment resulting from our Window #7 process, requesting comments or approval of the plan. In the past it was sufficient to either receive a response within 60 days or assume that the region was in agreement in the absence of a concurrence letter.

The FCC has changed their process -- they rejected our submission in November 2002 and again in September 2003, stating that, "*An unconditional concurrence letter from each adjacent region was required before the plan could be approved*". This will be our third attempt to satisfy the requirement of the FCC.

If you agree that the proposed new channel assignments documented in the attached Appendix #1 of the Region 28, Window #7 Plan Amendment will not cause harmful interference to systems in your Region, please sign this letter below indicating your "Unconditional Concurrence" with our plan amendment. This signed letter will be attached to our FCC request for approval of the Region 28, Window #7 Plan Amendment.

Make a copy of this signed letter for your records and return the original to my attention as quickly as possible. A pre-addressed, stamped envelope is provided for your convenience. Thank you for your continued support.

Sincerely,

Richard R. Reynolds, Chairman
Region 28 PUC

This is to certify that Region 20 "Unconditional Concurs" with the channel assignments documented in the attached Appendix #1 (dated 11/3/2003) of the Region 28, Window #7 Plan Amendment.

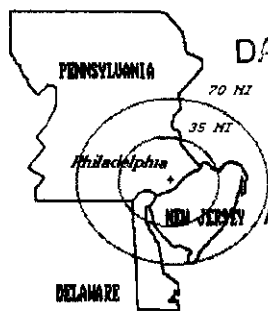
Alan T Kealey, Region 20 Chairman

11-10-03

Date

REGION 28 PLANNING UPDATE COMMITTEE

EASTERN PENNSYLVANIA, SOUTHERN NEW JERSEY, and DELAWARE



DATE RECEIVED

NOV 07 2003

D'I
ADMINISTRATION

Department of Technology and Information
Telecommunication Technology Team
801 Silver Lake Blvd.
Dover, DE 19904-2407

Richard R. Reynolds, Chairman
Morris J. Groce, III, Vice Chairman
Judith R. Brackin, Secretary

VOICE: (302) 739-9648 FAX: (302) 739-9643
VOICE: (610) 344-5000 FAX: (610) 344-5050
VOICE: (610) 344-5000 FAX: (610) 344-5050

November 3, 2003

Paul F. Schonewolf
Region 30 Planning Committee
2134 Orchard Park Drive
Niskayuna, NY 12309

RE: Region 28 Request for Inter-regional Concurrence for our Window #7 Amendment

Dear Mr Schonewolf

On September 9, 2002, Region 28 sent you our plan amendment resulting from our Window #7 process, requesting comments or approval of the plan. In the past it was sufficient to either receive a response within 60 days or assume that the region was in agreement in the absence of a concurrence letter.

The FCC has changed their process – they rejected our submission in November 2002 and again in September 2003, stating that, “*An unconditional concurrence letter from each adjacent region was required before the plan could be approved*” This will be our third attempt to satisfy the requirement of the FCC.

If you agree that the proposed new channel assignments documented in the attached Appendix #1 of the Region 28, Window #7 Plan Amendment will not cause harmful interference to systems in your Region, please sign this letter below indicating your “Unconditional Concurrence” with our plan amendment. This signed letter will be attached to our FCC request for approval of the Region 28, Window #7 Plan Amendment.

Make a copy of this signed letter for your records and return the original to my attention as quickly as possible. A pre-addressed, stamped envelope is provided for your convenience. Thank you for your continued support.

Sincerely,

Richard R. Reynolds, Chairman
Region 28 PUC

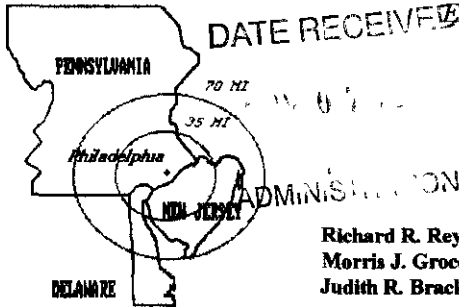
This is to certify that Region 30 “Unconditional Concurs” with the channel assignments documented in the attached Appendix #1 (dated 11/3/2003) of the Region 28, Window #7 Plan Amendment.

Paul F. Schonewolf, Region 30 Chairman

Nov. 4, 2003
Date

REGION 28 PLANNING UPDATE COMMITTEE

DATE RECEIVED: EASTERN PENNSYLVANIA, SOUTHERN NEW JERSEY, and DELAWARE



Department of Technology and Information
Telecommunication Technology Team
801 Silver Lake Blvd.
Dover, DE 19904-2407

Richard R. Reynolds, Chairman
Morris J. Groce, III, Vice Chairman
Judith R. Brackin, Secretary

VOICE: (302) 739-9648 FAX: (302) 739-9643
VOICE: (610) 344-5000 FAX: (610) 344-5050
VOICE: (610) 344-5000 FAX: (610) 344-5050

November 3, 2003

Donald R. Appleby, Jr
Governor's Office of Administration
Radio Project Development Office
Five Technology Park, Room 109
Harrisburg, PA 17110-2913

RE: Region 28 Request for Inter-regional Concurrence for our Window #7 Amendment

Dear Mr. Appleby:

On September 9, 2002, Region 28 sent you our plan amendment resulting from our Window #7 process, requesting comments or approval of the plan. In the past it was sufficient to either receive a response within 60 days or assume that the region was in agreement in the absence of a concurrence letter.

The FCC has changed their process – they rejected our submission in November 2002 and again in September 2003, stating that, “*An unconditional concurrence letter from each adjacent region was required before the plan could be approved*” This will be our third attempt to satisfy the requirement of the FCC.

If you agree that the proposed new channel assignments documented in the attached Appendix #1 of the Region 28, Window #7 Plan Amendment will not cause harmful interference to systems in your Region, please sign this letter below indicating your “Unconditional Concurrence” with our plan amendment. This signed letter will be attached to our FCC request for approval of the Region 28, Window #7 Plan Amendment.

Make a copy of this signed letter for your records and return the original to my attention as quickly as possible. A pre-addressed, stamped envelope is provided for your convenience. Thank you for your continued support.

Sincerely,

Richard R. Reynolds, Chairman
Region 28 PUC

This is to certify that Region 36 “Unconditional Concurs” with the channel assignments documented in the attached Appendix #1 (dated 11/3/2003) of the Region 28, Window #7 Plan Amendment.

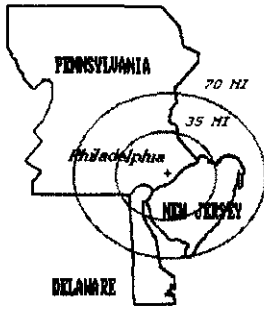
Donald R. Appleby, Jr., Region 36 Chairman

November 5, 2003

Date

REGION 28 PLANNING UPDATE COMMITTEE

EASTERN PENNSYLVANIA, SOUTHERN NEW JERSEY, and DELAWARE



Department of Technology and Information
Telecommunication Technology Team
801 Silver Lake Blvd.
Dover, DE 19904-2407

Richard R. Reynolds, Chairman
Morris J. Groce, III, Vice Chairman
Judith R. Brackin, Secretary

VOICE: (302) 739-9648 FAX: (302) 739-9643
VOICE: (610) 344-5000 FAX: (610) 344-5050
VOICE: (610) 344-5000 FAX: (610) 344-5050

November 3, 2003

Louis J. Oshier
Director Law Enforcement Communications
Erie County Central Police Services
95 Franklin St., Rm 230
Buffalo, NY 14202

RE: Region 28 Request for Inter-regional Concurrence for our Window #7 Amendment

Dear Mr. Oshier

On September 9, 2002, Region 28 sent you our plan amendment resulting from our Window #7 process, requesting comments or approval of the plan. In the past it was sufficient to either receive a response within 60 days or assume that the region was in agreement in the absence of a concurrence letter.

The FCC has changed their process – they rejected our submission in November 2002 and again in September 2003, stating that, “An unconditional concurrence letter from each adjacent region was required before the plan could be approved” This will be our third attempt to satisfy the requirement of the FCC

If you agree that the proposed new channel assignments documented in the attached Appendix #1 of the Region 28, Window #7 Plan Amendment will not cause harmful interference to systems in your Region, please sign this letter below indicating your “Unconditional Concurrence” with our plan amendment. This signed letter will be attached to our FCC request for approval of the Region 28, Window #7 Plan Amendment.

Make a copy of this signed letter for your records and return the original to my attention as quickly as possible. A pre-addressed, stamped envelope is provided for your convenience. Thank you for your continued support

Sincerely,

Richard R. Reynolds, Chairman
Region 28 PUC

This is to certify that Region 55 “Unconditional Concurs” with the channel assignments documented in the attached Appendix #1 (dated 11/3/2003) of the Region 28, Window #7 Plan Amendment.

Louis J. Oshier, Region ~~28~~ Chairman
55

11/7/2003
Date

Appendix 1

Region 28 Channel Assignments
Window 7

<i>Jurisdiction</i>	<i>Geographic Area</i>	<i>Assigned Channels</i>				
Atlantic County, NJ	County Wide	807				
Camden City, NJ	City Wide	612 ³	656 ³	736	766	807 ³
Chester County, PA	Pocason	719				
Lancaster County, PA	Park	602	680	715 ¹	807	
	Marietta	602	680	807		
	Lititz	602	680	807		
	RRTA	607	709	785		
	Safe Harbor	607	709	785		
	Holtwood	613	644			
	Little Rock	613	644			
	Caernarvon	613				
	Little Rock	613	615	644		
	Elizabethtown	617	644	763		
	Reg Med Center	617	644	763		
	Adamstown	617	763			
	Brubaker	625	769			
	Reinholds	625	769			
	Bart Conoy	625	769			
	Manheim	631	776	803		
	Lafayette	631	776	803		
	Columbia	631	776	803		
	Truce	639 ¹	809	779		
	Lampeter	649	707	751		
	Mason Dixon	649	751			
	Incinerator	649	707	751		
	Ephrata	653	823			
	Fulton	653	823			
	University	653	823			
	Cornwall	677 ¹	753 ¹	790	811	
	Mt. Joy WT	683	809			
	Akron	683	779	809		
	Welsh	691				
	Peach Bottom	691	729	825		
	Denver	659	747			
	FM97	695	747			
	Christiana	709	785			
	Kirkwood	719	790	811		
	Gable Park	719	790	811		

	Quarryville	731	755			
	East Petersburg	731	755			
	Terry Hill	731	755			
	New Holland	745	767			
	Landfill	745	767			
	Pine grove	745	767			
	Marticville	749				
	Court House	615	707	783		
	Countywide Mobile	668				
Lebanon County, PA	Palmyra	609				
	Fort Indiantown Gap	642				
	Mount Gretna	656				
	Newmanstown	678				
	Schaefferstown	682				
	Murry	701				
	Campbelltown	714				
	Fredericksburg	716				
	Annville	737				
	Jonestown	756				
	Myerstown	773				
Montgomery Co., PA	Select Sites	602	625			
	West Side	641 ³	659 ¹	725	734	787 ³
	Sacred Heart In-Bldg.	785				
	Court House In-Bldg	826				
	Countywide Mobile	635	692	694	713	722
		762	767	789	791	
New Castle Co , DE	Countywide	602 ²				
Philadelphia, City of, PA	Citywide	627	661 ¹	683	719 ¹	755
		795				
	Citywide Mobile Digital only	643	665	741	757	773 ¹
		797	829			
	Citywide Mobile Analog only	605	654	693		
	Citywide Mobile Analog/Digital	708	710			

¹ **license limitations per Region 20 concurrence:** Montgomery County, PA Channel 659, Philadelphia, PA Channels 661, 719 and 773, Lancaster County, PA Channels 639, 677, 715 and 753, shall provide protection to existing Region 20 entities should there be any harmful interference

² **license limitations per Region 28 concurrence:** New Castle County, DE Channel 602, shall provide protection to Lancaster County should there be any harmful interference

³ **license limitations per Region 8 concurrence:** City of Camden, NJ, Channels 612 & 807, Reduced 25 dBu contour by 3+ miles from Middlesex County, NJ City of Camden, NJ, Channel 656, Reduced 25 dBu contour by 3+ miles from Mercer County, NJ Montgomery County, PA, Channels 641 & 787, Reduced 25 dBu contour to pull back from NJ boarder