

ORDINANCE NO. 2007-3

**AN ORDINANCE TO EXEMPT REAL PROPERTY
OWNED BY AGAPE FOOD PANTRY, INC. FROM REAL
PROPERTY TAXATION**

WHEREAS, Agape Food Pantry, Inc., a nonprofit organization, has petitioned the Board of Supervisors of Wythe County, Virginia (“Board of Supervisors”) to exempt from taxation certain real property pursuant to Article X, § 6(a)(6) of the Constitution of Virginia.

WHEREAS, Virginia Code § 58.1-3651 sets forth the procedure, including the adoption of an ordinance, by which the Board of Supervisors may designate property as tax exempt.

WHEREAS, Virginia Code § 58.1-3651 further establishes certain requirements for a public hearing concerning the adoption of such an ordinance.

WHEREAS, Virginia Code § 58.1-3651(B) sets forth certain questions and materials to be considered by the Board of Supervisors prior to the adoption of such an ordinance.

WHEREAS, the Board of Supervisors, after due notice and public hearing, has considered the questions and materials set forth in Virginia Code § 58.1-3651(B) and has determined that the petition for the proposed exemption from taxation should be granted.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of Wythe County, Virginia, that:

1. In accordance with Virginia Code § 58.1-3651(A) the Board of Supervisors hereby designates Agape Food Pantry, Inc., a nonprofit organization, as a charitable organization within the context of Article X, § 6(a)(6) of the Constitution of Virginia.
2. In accordance with Virginia Code § 58.1-3651(A) the Board of Supervisors hereby exempts from local property taxation the real property located in Wythe County at 1355 West Spring Street, Wytheville, Virginia (Tax Map Numbers 041A-007-0042-0018A and 041A-007-0042-0018D), owned by Agape Food Pantry, Inc. and used by it exclusively for charitable purposes.
3. Pursuant to Virginia Code § 58.1-3605, Agape Food Pantry, Inc. shall file triennially an application with the Commissioner of the Revenue of Wythe County as a requirement for retention of the exempt status of the property. Such application shall show the ownership and usage of such property and shall be filed within the next sixty days preceding the tax year for which such exemption, or the retention thereof, is sought.
4. The clerk is directed to forward an attested copy of this ordinance to the Commissioner of the Revenue and the Treasurer of Augusta County, and to Agape Food Pantry, Inc.
5. The continuance of this exemption shall be contingent on the continued use of such property in accordance with the purpose for which Agape Food Pantry, Inc. is designated.

6. This ordinance shall become effective May 23, 2007.

This ordinance was duly considered following a required public hearing held on May 22, 2007, at 9:05 a.m., the members voting:

| <u>NAME</u> | <u>FOR</u> | <u>AGAINST</u> | <u>ABSENT</u> | <u>ABSTAIN</u> |
|--------------------|------------|----------------|---------------|----------------|
| Wythe B. Sharitz | X | | | |
| James E. Hagee | X | | | |
| Susan R. Crigger | X | | | |
| Charles S. Dix | X | | | |
| Lisa R. Eaton | X | | | |
| Danny C. McDaniel | X | | | |
| Martha P. Umberger | X | | | |

I certify that this is a true and correct copy taken from the May 22, 2007, minutes of the Wythe County Board of Supervisors meeting.



R. Cellel Dalton, Clerk