

DRAFT
ORD-FY-27-XX
AN ORDINANCE DESIGNATING CERTAIN LEASED REAL PROPERTY
BY HACKSBURG FROM THE VIRGINIA TECH FOUNDATION LOCATED IN
THE VIRGINIA TECH CORPORATE RESEARCH CENTER,
1872 PRATT DRIVE, SUITE 1500, BLACKSBURG, VIRGINIA
DESIGNATED AS TAX MAP 316-2-8, PARCEL ID #250265
LOCATED IN THE TOWN OF BLACKSBURG, PRICES FORK MAGISTERIAL
DISTRICT IN THE COUNTY OF MONTGOMERY, VIRGINIA
EXEMPT FROM TAXATION

WHEREAS, Hacksburg, is a 501(c)(3) non-profit, non-stock corporation whose purpose is to provide its members with space/equipment for various non-commercial projects to build prototypes of their products for marketing purposes; and

WHEREAS, Hacksburg leases space in the Virginia Tech Corporate Research Center, 1872 Pratt Drive, Suite 1500, Blacksburg, Virginia designated Tax Map 316-2-8, Parcel ID #250265, Town of Blacksburg, Prices Fork Magisterial District, County of Montgomery, Virginia (“the Property”) that is used exclusively for charitable or educational purposes; and

WHEREAS, Pursuant to Subsection 6(a)(6) of Article X of the Constitution of Virginia, on and after January 1, 2003, any County, City or Town may by designation or classification exempt from taxes, by Ordinance, property owned by a non-profit organization that uses such property for religious, charitable, patriotic, historical, benevolent, cultural or public park or playground purposes; and

WHEREAS, Hacksburg, has requested the Board of Supervisors for exempt status for the Property leased by Hacksburg from the Virginia Tech Foundation at the Virginia Tech Corporate Research Center, 1872 Pratt Drive, Suite 1500, Blacksburg, in the County of Montgomery, Virginia; and

WHEREAS, In response to this request, the Board of Supervisors of the County of Montgomery, Virginia, has conducted a public hearing, following proper notice, as required by Section 58.1-3651 of the Code of Virginia, 1950, as amended; and

WHEREAS, The Board of Supervisors of the County of Montgomery, Virginia, has examined and considered the following factors before the adoption of this Ordinance designating certain real property leased by the Hacksburg, as exempt from local taxation:

1. Hacksburg is a private, non-profit 501(c)(3) organization that is exempt from federal income taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986.
2. No current annual alcoholic beverage license for serving alcoholic beverages has been issued by the Virginia Alcoholic Beverage Control Board to Hacksburg.
3. No directors, officers, trustees or employees of Hacksburg, is paid compensation in excess of a reasonable allowance for salaries or other compensation for personal services which such director, officer, trustee of employee actually renders.

4. No part of the net earnings of Hacksburg, inures to the benefit of any individual. A significant portion of the service provided by Hacksburg, is generated by funds received from donations, contributions or local, state or federal funds.
5. Hacksburg, provides services for the common good of the public.
6. No part of the activities of Hacksburg involves carrying on propaganda or otherwise attempting to influence legislation. Hacksburg, does not participate in or intervene in any political campaign on behalf of any candidate for public office.
7. Hacksburg has no rule, regulation, policy or practice that unlawfully discriminates on the basis of religious conviction, race, color, sex or national origin.
8. In 2025, the leased space for Suite 1500 located at 1872 Pratt Drive, Tax Map 316-2-8, Parcel ID #250265 has an assessed value of \$42,000 with an annual leasehold real estate tax liability of \$340.20.

NOW, THEREFORE, BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, as follows:

1. Hacksburg, a non-profit organization is hereby designated as a charitable and benevolent organization within the context of Section 6(a)(6) of Article X of the Constitution of Virginia.
2. That the leased real estate by Hacksburg from the Virginia Tech Foundation at the Virginia Tech Corporate Research Center, 1872 Pratt Drive, Suite 1500 Tax Map 316-2-8, Parcel ID #250265, located in the Town of Blacksburg, Prices Fork Magisterial District in the County of Montgomery, Virginia, used exclusively for charitable and benevolent purposes on a non-profit basis is hereby designated to be exempt from taxation by the County of Montgomery, Virginia effective January 1, 2027 through December 31, 2029. The continuance of the exemption shall be contingent on the continued use of the real property in accordance with the purpose for which Hacksburg is designated as a charitable and benevolent organization. The exemption shall be effective for three (3) years or until Hacksburg no longer qualifies, until the specific use which the exemption is based ceases, or until revoked by the Board of Supervisors of the County of Montgomery, Virginia as provided by law, whichever occurs first.
3. Hacksburg shall be required to file an application with the County Administrator every three (3) years to seek an extension of the tax exempt designation from the Board of Supervisors for an additional three (3) years as a requirement for retention of the exemption granted. The application shall be filed with the County Administrator no later than July 1 of the year preceding the tax year the exemption is sought to be continued. The application shall contain the information required by the Board of Supervisors' Policy Regarding Applications for Tax Exemption by Designation.