

SEP 14 2010

ORDINANCE NO. 211BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

DREAM CATCHERS, THE CORI SIKICH FOUNDATION AND DAVID W. OTEY, JR., AS
TRUSTEE OF THE CORI SIKICH FOUNDATION EXEMPTION FROM COUNTY REAL AND
PERSONAL PROPERTY TAXES

WHEREAS, pursuant to Subsection 6(a)(6) of Article X of the Constitution of Virginia and Section 58.1-3651 of the Code of Virginia, 1950, as amended, the Board of Supervisors is authorized to exempt, by classification or designation, real and/or personal property from taxation; and

WHEREAS, following a public hearing where citizens had an opportunity to be heard, the Board of Supervisors makes the following findings concerning Dream Catchers, The Cori Sikich Foundation (the "Foundation") and David W. Otey, Jr., as Trustee of the Foundation:

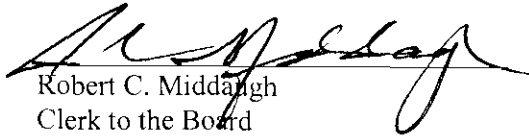
1. Dream Catchers and the Foundation are tax exempt organizations under Section 501 (c) of the Internal Revenue Code of 1954; and
2. Neither Dream Catchers nor the Foundation have a license from the Virginia Alcoholic Beverage Control Board to serve or sell alcoholic beverages; and
3. No director, officer, or employee of either Dream Catchers or the Foundation is paid an unreasonable compensation in relation to the services provided; and
4. No net earnings of Dream Catchers or the Foundation inure to the benefit of any individual and both receive a significant portion of their funds from donations and contributions. Dream Catchers and the Foundation provide charitable and benevolent services for the common good of the residents of James City County and for the benefit of non-residents as well; and
5. Dream Catchers and the Foundation do not engage in propaganda, nor, in any substantial way, attempt to influence legislation, or participate in, or intervene in, any political campaign on behalf of any candidate for public office; and
6. David W. Otey, Jr., as trustee of The Cori Sikich Foundation, owns real property at 10120 Fire Tower Road, with land and improvements assessed for FY 2011 at \$1,100,500 (annual real property taxes of \$8,474), and leases this property to Dream Catchers. Personal property taxes are \$734 on an annual basis.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that Dream Catchers, The Cori Sikich Foundation, and David W. Otey, Jr., in his role as Trustee of The Cori Sikich Foundation shall be exempt from real and personal property taxation for all real and personal property used to perform their charitable and benevolent service to the community.

BE IT FURTHER RESOLVED by the Board of Supervisors of James City County, Virginia, that the tax exemptions granted shall be effective as of July 1, 2010, and shall remain in effect unless terminated by the Board of Supervisors or the charitable and benevolent use of such real or personal property changes.

James G. Kennedy
Chairman, Board of Supervisors

ATTEST:


Robert C. Middaugh
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
MCGLENNON	AYE
GOODSON	AYE
ICENHOUR	AYE
JONES	AYE
KENNEDY	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 14th day of September, 2010.

TaxExempt_res