

**Report From the Administrative Commission on Congregational Property**  
12/23/20

***Important Information for Churches***

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**G-4.0206 Selling, Encumbering, or Leasing Church Property from the Book of Order**

**a. Selling or Encumbering Congregational Property**

A congregation shall not sell, mortgage, or otherwise encumber any of its real property and it shall not acquire real property subject to an encumbrance or condition without the written permission of the presbytery transmitted through the session of the congregation.

**b. Leasing Congregational Property**

A congregation shall not lease its real property used for purposes of worship, or lease for more than five years any of its other real property, without the written permission of the presbytery transmitted through the session of the congregation.

**All leases executed by NCP Sessions must contain the following language:**

"Notwithstanding anything contained in this Lease/License to the contrary, in the event that the Landlord as a religious organization is dissolved, Lessee or the National Capital Presbytery may terminate this Lease/License, provided that notice of such dissolution is provided to Lessee at least ninety (90) days prior to the anticipated date of dissolution, and (ii) the Lease/License shall not terminate for ninety (90) days after the date of such dissolution unless otherwise agreed by the Parties."

The Presbytery has empowered the Administrative Commission on Congregational Property with the powers of an Administrative Commission to consider and approve requests from churches to lease, sell or encumber the real property of a church. Any action in this regard by a congregation without the Presbytery's permission will not be recognized as legally valid.

**If your church is considering leasing, selling or encumbering real property please contact the Director of Business Affairs, Heather Deacon, [hdeacon@thepresbytery.org](mailto:hdeacon@thepresbytery.org).**

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- Vienna Presbyterian Church – November 17, 2020

Approved request from the Town of Vienna, VA City of Falls Church, VA to grant easement onto the corner of their property for updating traffic signals of Vienna Presbyterian Church as follows -

Under its authority as an Administrative Commission of National Capital Presbytery (NCP), the Administrative Commission on Congregational Property (ACCP) grants approval to Vienna Presbyterian Church, a member in good standing of the NCP, to grant an easement of 147 square feet at the corner of their property to the Town of Vienna for purposes of updating the traffic signals at the intersection of Maple Ave and Park Streets in Vienna, VA subject to Vienna Presbyterian Church Session/Congregation approval.

- Fairfax Presbyterian Church – December 22, 2020

Regarding a proposed affordable housing project on the property of Fairfax Presbyterian Church previously presented (and approved) at the February 2019 ACCP meeting.

Under its authority as an Administrative Commission of National Capital Presbytery (NCP), the Administrative Commission on Congregational Property (ACCP) grants authorization to Fairfax Presbyterian Church to proceed with a rezoning application to Fairfax City for a special use permit which includes 10 affordable townhomes on its property known as 10723 Main Street, Fairfax, Virginia. Further, ACCP authorizes an officer of National Capital Presbytery, Inc. to sign the application as a representative of the corporation as the landowner of 10723 Main Street, Fairfax Virginia; and if the special use permit including the affordable townhomes is approved by the Fairfax City Council, will send to Leadership Council to review this proposed mission project and the draft land lease necessary for this development and approve it for placement on the Presbytery's docket for presentation and approval.