

EXHIBIT NO. 1

**LAND, CLARK, CARROLL, MENDELSON & BLAIR, P.C.**

*Attorneys & Counsellors at Law*

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ALEXANDRIA, VA 22314

19  
1-22-02

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ALEXANDRIA, VIRGINIA 22320-0888

January 15, 2002

**DELIVERED BY HAND**

The Honorable Kerry J. Donley, Mayor  
and Members of City Council  
City of Alexandria  
301 King Street  
City Hall, Room 2300  
Alexandria, Virginia 22314

**In re: BAR Appeal #2001-0291  
815 Prince Street, Alexandria, Virginia**

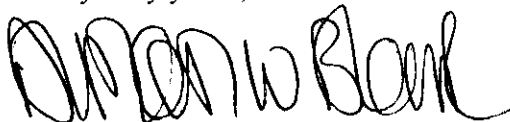
Dear Mayor Donley and Members of Council:

I am writing on behalf of our client, Edward B. Murphy, to request the City Council remand the subject matter of this appeal back to the Old & Historic Alexandria District Board of Architectural Review ("BAR") for further consideration.

Additionally, I am requesting that the City Council consider the issue of remanding the matter back to the BAR at its January 22, 2002 meeting in order for the BAR Remand Hearing to be scheduled for February 6, 2002.

If you have any questions or require any further information, please do not hesitate to call.

Very truly yours,



Duncan W. Blair

DWB:ejf

cc: Mr. Edward B. Murphy  
Mr. Thomas Hulfish III, Member, Board of Architectural Review  
Mr. Peter H. Smith, Principal Staff, Board of Architectural Review



EXHIBIT NO. 2

19  
1-22-02

RECORD OF APPEAL

*Sent to CC, CA,  
CM, Michelle,  
Eileen & P. Smith*

FROM A DECISION OF THE BOARD OF ARCHITECTURAL REVIEW

Date Appeal Filed With City Clerk: DECEMBER 18, 2001

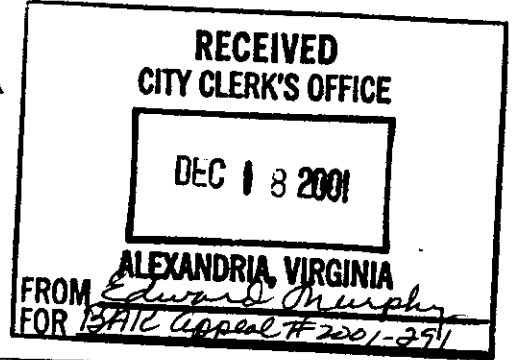
B.A.R. Case # OHD BAR #2001-0291

Address of Project: 815 PRINCE STREET, ALEXANDRIA, VIRGINIA

Appellant is: (Check One)

B.A.R. Applicant

Other Party. State Relationship \_\_\_\_\_



Address of Appellant: EDWARD B. MURPHY

1250 SOUTH WASHINGTON STREET, UNIT 422, ALEXANDRIA, VIRGINIA 22314

Telephone Number: (703) 836-0888

State Basis of Appeal: See Attached.

Attach additional sheets, if necessary.

A Board of Architectural Review decision may be appealed to City Council either by the B.A.R. applicant or by 25 or more owners of real estate within the effected district who oppose the decision of the Board of Architectural Review. Sample petition on rear.

All appeals must be filed with the City Clerk on or before 14 days after the decision of the B.A.R.

All appeals require a \$50 filing fee.

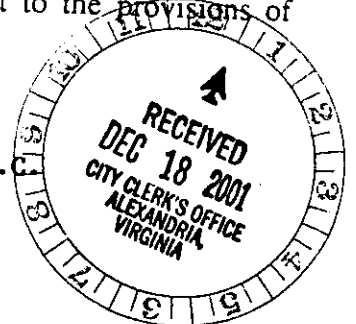
If an appeal is filed, the decision of the Board of Architectural Review is stayed pending the City Council decision on the matter. The decision of City Council is final subject to the provisions of Sections 10-107, 10-207 or 10-309 of the Zoning Ordinance.

Edward B. Murphy

By:

Signature of the Appellant :

DUNCAN W. BLAIR, ESQUIRE  
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**RECORD OF APPEAL  
FROM A DECISION OF THE BOARD OF ARCHITECTURAL REVIEW**

**BAR CASE #2001-0291  
EDWARD B. MURPHY**

**STATE BASIS OF APPEAL:**

*Edward B. Murphy, the owner of 815 Prince Street is appealing that portion of the Old and Historic District Panel of the Board of Architectural Review's (BAR) December 5, 2001, decision denying Mr. Murphy's request to approve installed replacement, single light wooden doors on the second and third floor balcony areas of the house and single light basement windows. The doors and windows were installed by Mr. Murphy during his ongoing renovation and restoration of 815 Prince Street. Unfortunately, the doors and windows were installed without prior BAR approval.*

*The single light wooden doors replaced existing one-over-one double-hung wooden windows leading onto two balconies on the front of the house. The windows replaced, divided light windows behind metal grilles on the front facade on the basement level. There were no modifications to the window openings other than the replacement of the windows and sash. The windows which were replaced were in a state of disrepair and, in Mr. Murphy's opinion, needed to be replaced.*

*The change of the use of the opening from double hung windows to doors does not effect the exterior architectural character of the building. In order to replicate the windows of the twin house at 813 Prince Street, Mr. Murphy has agreed to add additional trim to the single light doors to give them the appearance of a double hung window.*

*Mr. Murphy believes that the replacement basement windows are consistent with the character of the building and are an appropriate replacement.*

*Mr. Murphy is in agreement with all other portions of the Board of Architectural Review approval and will make the modifications requested.*

SPEAKER'S FORM

19  
1-22-02

**PLEASE COMPLETE THIS FORM AND GIVE IT TO THE CITY CLERK  
BEFORE YOU SPEAK ON A DOCKET ITEM.**

DOCKET ITEM NO. 19

PLEASE ANNOUNCE THE INFORMATION SPECIFIED BELOW PRIOR TO SPEAKING.

1. NAME: Duncan W. Blair

2. ADDRESS: 112 S. Alfred St.

TELEPHONE NO. \_\_\_\_\_ E-MAIL ADDRESS: \_\_\_\_\_

3. WHOM DO YOU REPRESENT, IF OTHER THAN YOURSELF? \_\_\_\_\_

Ed Murphy, applicant

4. WHAT IS YOUR POSITION ON THE ITEM?

FOR: \_\_\_\_\_ AGAINST: \_\_\_\_\_ OTHER:

5. NATURE OF YOUR INTEREST IN ITEM (PROPERTY OWNER, ATTORNEY, LOBBYIST, CIVIC INTEREST, ETC.):

6. ARE YOU RECEIVING COMPENSATION FOR THIS APPEARANCE BEFORE COUNCIL? YES  NO \_\_\_\_\_

This form shall be kept as a part of the Permanent Record in those instances where financial interest or compensation is indicated by the speaker.

A maximum of 5 minutes will be allowed for your presentation. If you have a prepared statement, please leave a copy with the City Clerk.

Additional time, not to exceed 15 minutes, may be obtained with the consent of the majority of the Council present, provided that notice requesting additional time with reasons stated is filed with the City Clerk in writing before 5:00 p.m. of the day preceding the meeting.

The public normally may speak on docket items only at Public Hearing Meetings, and not at Regular Meetings. Public Hearing Meetings are usually held on the Saturday following the second Tuesday in each month; Regular Meetings are regularly held on the Second and Fourth Tuesdays in each month. The rule with respect to when a person may speak to a docket item can be waived by a majority vote of Council members present, but such a waiver is not normal practice. When a speaker is recognized, the rules of procedures for speakers at public hearing meetings shall apply.

In addition, the public may speak on matters which are not on the docket during the Public Discussion Period at Public Hearing Meetings. The Mayor may grant permission to a person, who is unable to participate in public discussion at a Public Hearing Meeting for medical, religious, family emergency or other similarly substantial reasons, to speak at a regular meeting. When such permission is granted, the rules of procedures for public discussion at public hearing meetings shall apply.

**Guidelines for the Public Discussion Period**

- All speaker request forms for the public discussion period must be submitted by the time the item is called by the City Clerk.
- No speaker will be allowed more than 5 minutes, and that time may be reduced by the Mayor or presiding member.
- If more than 6 speakers are signed up or if more speakers are signed up than would be allotted for in 30 minutes, the Mayor will organize speaker requests by subject or position, and allocate appropriate times, trying to ensure that speakers on unrelated subjects will also be allowed to speak during the 30-minute public discussion period.
- If speakers seeking to address Council on the same subject cannot agree on a particular order or method that they would like the speakers to be called, the speakers shall be called in the chronological order of their request forms' submission.
- Any speakers not called during the public discussion period will have the option to speak at the conclusion of the meeting, after all docketed items have been heard.