

VIRGINIA:

IN THE CIRCUIT COURT FOR THE CITY OF ALEXANDRIA

HISTORIC ALEXANDRIA
FOUNDATION, *et al.*,

Petitioners,

v.

CITY OF ALEXANDRIA, *et al.*,

Respondents.

Case No.: CL19002249

ORDER

THIS MATTER CAME before the Court on the 23rd day of October, 2019, upon the Demurrers filed by the City of Alexandria, the City Council of the City of Alexandria, the Alexandria Board of Architectural Review, and Vowell, LLC (collectively, "Respondents"); and

IT APPEARING TO THE COURT, upon consideration of the pleadings, oral and written arguments of counsel, and the relevant legal authority, that Respondents' Demurrers should be granted; it is hereby

ORDERED, that for the reasons stated by the Court on the record, as reflected in the attached transcript containing the Court's ruling, which is incorporated herein, Respondents' Demurrers are SUSTAINED; and it is further

ORDERED, that this matter is DISMISSED with prejudice.

THIS ORDER IS FINAL.

ENTERED this 7th day of November, 2019.



Hon. Lisa B. Kemler

~~WE ASK FOR THIS:~~

~~Joanna C. Anderson, VSB No. 65463
Travis S. MacRae, VSB No. 78771
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*Counsel for Respondents City of Alexandria,
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WE ASK FOR THIS:



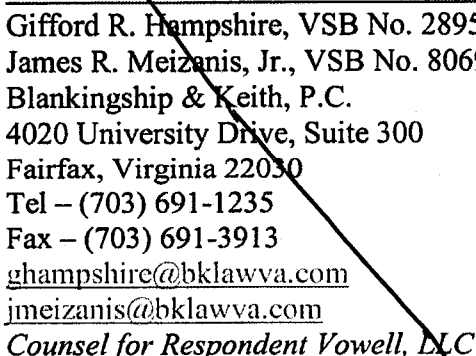
Gifford R. Hampshire, VSB No. 28954
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Counsel for Respondent Vowell, LLC

Judge

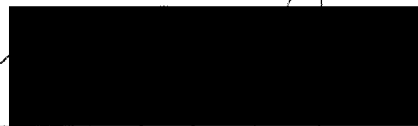
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SEEN AND Objected to for the reasons stated on the record and in the pleadings before the Court such as the Opposition to Motion for Summary Judgement, including that: i) the Council's decision violated the Open Space Land Act by failing to make the required factual findings, (ii) that the Court dismissed this matter with prejudice which denied the Plaintiffs the chance to cure any defects in alleging standing, and (iii) that the City Council failed to follow its own zoning ordinance in approving the application.



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