

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

DOROTHY GAUTREAUX, et al.

Plaintiffs,

v.

CHICAGO HOUSING AUTHORITY,

Defendant.

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No. 66 C 1459

Judge Marvin E. Aspen

AGREED ORDER

This matter coming to be heard on the Joint Motion of Plaintiffs and Defendant Chicago Housing Authority, for 1) an order to waive Gautreaux locational restrictions and authorize the development of 54 new non-elderly public housing units in several mixed-income developments to be located in an area bounded by 41st Street to the north, 43rd Street to the south, State Street to the west, and Calumet Avenue to the east, in an area adjacent to CHA's Robert Taylor public housing development, and 2) to amend the Tenant Assignment Plan to require that the 54 public housing units that are the subject of this motion be made available to eligible families relocating under CHA's Plan for Transformation and if there are no such families available to occupy the units, that such units be made available to families on the CHA public housing waiting list; and

The Court having heard from the Parties concerning the proposed order, including that the Receiver, Daniel Levin and The Habitat Company LLC support the Joint Motion; and

The Court being cognizant that the principal remedial purpose of the orders previously entered in this case has been to provide Plaintiff class families with desegregated housing opportunities; and

The Court having retained jurisdiction to issue orders in this case "designed . . . to achieve results consistent with [the Judgment Order]," 304 F. Supp. 736, 741 (N.D.Ill. 1969); and

The Court being of the view that based on the representations of the Parties and the Receiver, the proposed 54 public housing units are designed to achieve results consistent with the Judgment Order previously entered in this case;

Now, therefore, IT IS HEREBY ORDERED:

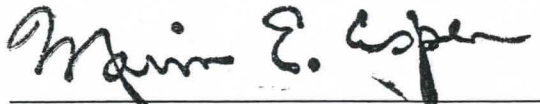
(A) The Receiver, previously appointed by the Court to develop new non-elderly public housing on behalf of the Defendant, Chicago Housing Authority, shall be free to develop or cause to be developed 54 units of public housing in mixed-income buildings at the following sites:

4233 S. State Street;
4239 S. State Street;
4243 S. State Street;
4247 S. State Street;
4231 S. Wabash Avenue;
4235 S. Wabash Avenue;
4245 S. Michigan Avenue;
4255 S. Michigan Avenue;
4157 S. Indiana Avenue;
4227 S. Indiana Avenue;
4233 S. Indiana Avenue;
4246 S. Indiana Avenue;
4254 S. Indiana Avenue;
4156 S. Prairie Avenue;
4200-4210 S. Prairie Avenue;
4117 S. Prairie Avenue;
4125 S. Prairie Avenue;
4129 S. Prairie Avenue;
4133 S. Prairie Avenue;
106 East 43rd Street;
116 East 43rd Street; and
126 East 43rd Street,

provided, however, that (1) the planned 44 affordable and 12 market-rate rental units in the buildings that are the subject of this motion are built and marketed roughly simultaneously with the development of the 54 public housing units to be authorized pursuant to this motion, and the 40 for-sale units planned for the immediate area are marketed roughly simultaneously with such development and (2) the public housing units are and remain well-distributed among the non-public housing units across the developments that are the subject of this motion.

(B) The Chicago Housing Authority Tenant Assignment Plan, originally approved by the Order of this Court on November 24, 1969, and amended by further orders dated September 12, 1983, June 9, 1989, October 1, 1990, October 6, 1994, August 14, 1995, July 20, 2001, August 29, 2002, March 24, 2003, August 5, 2003, and December 16, 2003 is hereby amended to require that the 54 public housing units that are the subject of this Order be made available to eligible families relocating under CHA's Plan for Transformation and if there are no such families available to occupy the units, that such units be made available to families on the CHA public housing waiting list.

ENTER:



Judge

Dated: 3/30/04