

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

DOROTHY GAUTREAUX, et al.,)	
Plaintiffs,)	
)	
-vs-)	No. 66 C 1459
)	
CHICAGO HOUSING AUTHORITY, et al.,)	Hon. Marvin E. Aspen
Defendants.)	

AGREED ORDER

This matter coming to be heard on the Joint Motion of Plaintiffs and Defendant Chicago Housing Authority, for an order to waive Gautreaux locational restrictions and authorize development of 57 new non-elderly public housing units in a mixed-income development within the following boundaries: (a) an area bounded by Adams Street on the north, Van Buren Street on the south, Western Avenue on the east and Campbell Street on the west and (b) a block bounded by Madison Street on the north, Monroe Street on the south, Rockwell Street on the east and Washtenaw Avenue on the West, and to amend the Tenant Assignment Plan with respect thereto, 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 being authorized to issue orders in this case "designed ... to achieve results consistent with [the Judgment Order]" (304 F. Supp. 736, 741); and

The Court being of the view that based on the circumstances described in the Joint Motion and the presentations made in open court, the proposed 57 public housing units are designed to achieve results consistent with the Judgment Order previously entered in this cause; and

The Court notes that the parties have reached an understanding as to plaintiffs' concerns regarding their mutual goal to realize the mixed-income objective at Rockwell;

Now, therefore, IT IS HEREBY ORDERED:

The Receiver, previously appointed by the Court to develop non-elderly public housing on behalf of the defendant, Chicago Housing Authority, shall be free to develop or cause to be developed 57 new non-elderly public housing units in a mixed-income development within the following boundaries: (a) an area bounded by Adams Street on the north, Van Buren Street on the south, Western Avenue on the east and Campbell Street on the west and (b) a block bounded by Madison Street on the north, Monroe Street on the south, Rockwell Street on the east and Washtenaw Avenue on the West, provided, however, that (1) an additional 53 affordable units and 98 market rate units (including 116 affordable or market rate homeownership units) are built and marketed roughly simultaneously so that public housing units constitute no more than 28% of the total number of residential units to be constructed pursuant to this Order, and (2) the public housing units are and remain well distributed among the new units to be constructed on the block. The Chicago Housing Authority Tenant Selection and Assignment Plan, originally approved by 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, and March 24, 2003, is hereby amended to require that the 57 public housing units in the Phase I-B Rockwell Gardens redevelopment be made available to eligible families living in CHA units or with temporary Section 8 vouchers. If there are no such families available to occupy the units, then they shall be made available to families on the CHA waiting list.

ENTER:

A handwritten signature in black ink, appearing to be "Mc", written over a horizontal line.

Judge

Dated: 8/22/05