

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

DOROTHY GAUTREAUX, et al.	)	
	)	
Plaintiffs,	)	66 C 1459
	)	Hon. Marvin E. Aspen
vs.	)	
	)	
CHICAGO HOUSING AUTHORITY	)	
	)	
Defendant.	)	

AGREED ORDER

This matter coming to be heard on the Joint Motion of Plaintiffs and Defendant Chicago Housing Authority, for an Order to waive the *Gautreaux* restriction on housing families with children in public housing units above the third floor in two designated developments in and near the Near North Revitalizing Area; and

The Court having heard from the parties concerning the proposed order, and that the Receiver, Daniel E. Levin and The Habitat Company LLC, supports 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

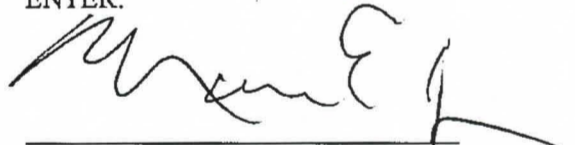
The Court being authorized to issue orders in this case "designed . . . to achieve results consistent with [the Judgment Order]" (304 F. Supp. 736, 741); and

The Court being of the view, based on the representations of the Parties and the Receiver, that the proposal to locate sixty-seven public housing units in three buildings, designated as 437 West Division, 511 West Division, and 545 West Division some of which may be located above the third floor, is designed to achieve results consistent with the Judgment Order previously entered in this cause;

Now, therefore, IT IS HEREBY ORDERED:

The July 1, 1969 Judgment Order's prohibition on constructing public housing dwelling units above the third story for families with children is hereby modified to permit CHA and the Receiver, previously appointed by the Court, to develop non-elderly public housing on behalf of the defendant, to occupy sixty-seven public housing units in Parkside of Old Town in the 437 West Division, 511 West Division, and 545 West Division buildings and to house families with children therein. This waiver applies only to the buildings described herein. The general restriction on housing families in public housing units above the third story remains in effect unless otherwise ordered by this Court. Further, 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, March 24, 2003, August 5, 2003, November 4, 2003, and November 22, 2005, is hereby amended to require that the sixty-seven public housing units in buildings located at 437 West Division, 511 West Division, and 545 West Division be made available to eligible families according to the priorities set forth in the Cabrini-Green Consent Decree approved by this Court on September 12, 2000, provided, however, that such public housing units are and remain well distributed among the affordable and market rate for-sale units in such buildings.

ENTER:

  
\_\_\_\_\_  
Judge

Dated: 9/25/06