

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

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

AGREED ORDER

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

The Court having heard from the parties concerning the proposed order, including 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 thirty-four public housing units in a mid-rise building at 544 West Oak, 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 thirty-four non-elderly public housing units, some of which may be located above the third floor, on behalf of the defendant in the 544 West Oak building and to house families with children therein, subject to approval of the location of the units by plaintiff's counsel and the Receiver. This waiver applies only to the building 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 as subsequently amended since, is hereby amended to require that the thirty-four public housing units in the building at 544 West Oak 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 units in such building.

ENTER:

Judge

Dated: 4/1/10