

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

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

ORDER

This matter having come before the Court on the motion of the parties to:

a) Modify the previous order of August 22, 2005, which authorized development of 57 new non-elderly public housing units in Phase I of the West End development, a mixed-income development replacing Rockwell Gardens; b) Authorize 65 new non-elderly public housing units in Phase II of West End, in an area bounded by Adams Street on the north, Van Buren Street on the south, Campbell and Artesian Streets on the east and Maplewood Street on the west; and c) Amend the CHA Tenant Assignment Plan to require that the 65 new public housing units in Phase II be made available first to public housing families relocating under the Plan for Transformation, then to families on the CHA public housing waiting list; and

The Court having reviewed the presentations and considered the views of the parties, including that the Gautreaux Development Manager, Daniel Levin and The Habitat Company LLC, supports the Joint Motion, and that the parties and the developer for West End have executed a Letter of Agreement respecting various measures

designed to support a high quality of life for West End residents and improve the prospects for achieving the mixed-income goal for that development; 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 Gautreaux Development Manager, the proposed 65 public housing units are designed to achieve results consistent with the Judgment Order previously entered in this case;

NOW THEREFORE, IT IS HEREBY ORDERED:

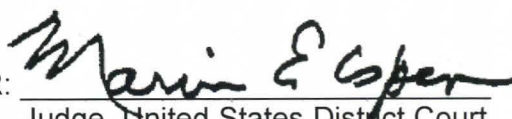
A. The Order entered on August 22, 2005 is modified to authorize 57 public housing units as part of a Phase that includes 35 affordable rental units and 66 market rate for sale units. The 50 additional for sale units originally required as part of the authorization for development of the public housing units are to be provided in future Phases of Rockwell redevelopment, as specified by future Orders of this Court.

B. The Defendant Chicago Housing Authority shall be free to develop or cause to be developed 65 units of public housing in mixed-income buildings on the site previously occupied by CHA’s Rockwell Gardens public housing development provided, however, that (1) the planned 33 affordable and 14 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 65 public housing units to be authorized pursuant to this motion, and the planned un-built and un-sold for-sale units in Phases I and II of this development, are marketed and constructed at the earliest appropriate time, as determined jointly by the parties, the Gautreaux Development Manager and the

Developer; and (2) the public housing units are and remain well-distributed among the non-public housing units across the site that is the subject of this motion.

C. The Chicago Housing Authority Tenant Assignment Plan, originally approved by the Order of this Court on November 24, 1969, and amended on various dates thereafter, is further hereby amended to require that the 65 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 relocating families available to occupy the units, to families on the CHA public housing waiting list.

ENTER:


Judge, United States District Court

Dated: 7/21/10