



BUSINESS AND PROFESSIONAL PEOPLE
FOR THE PUBLIC INTEREST

25 East Washington Street
Suite 1515
Chicago, Illinois 60602
(312) 641-5570
fax (312) 641-5454
www.bpichicago.org

July 8, 2008

Iris Krieg
President

Lucy B. Ascoli
Steven A. Karsen
Vice Presidents

Deborah Harrington
Secretary

David Castelli
Treasurer

E. Doug McConnell, II
Executive Director

DIRECTORS

James M. Allen
Frederick W. Arley
Sheldon L. Baskin
Frank H. Ben
David C. Bolan
Barbara T. Bowman
Nicholas J. Bruck
Danielle Melzer & Assoc.
Robin S. Coffey
Leon M. Despres
Camilla Hawk Diaz-Perez
Harriet Wilson Ellis
William H. Farley, Jr.
William Gelke
Thomas Geophagan
Eric Gersenson
Frances R. Grossman
Marc Hilson
Elizabeth L. Holland
Robert A. Kaplan
Susan B. Larson
Betsy Lassar
Paul A. Levy
Robert B. Linton
Rosanna J. Martinez
E. Doug McConnell, II
George R. McLean
Lance C. Mack, Sr.
Douglas Wilson Peters
Alexander Polikoff
Cory Richmond
Jean Rault
David Schindler
Thomas J. Schmitt
John C. Smith
Leslie A. Stulberg
Steven P. Vandehey
Robert M. Weissbaum
Thomas M. Voth
Paul Weiss
Thomas W. Wright, III

STAFF COUNSEL

John L. Brown
John L. Brown
Alexander Polikoff

PROGRAM STAFF

John L. Brown
John L. Brown
John L. Brown
John L. Brown
John L. Brown
John L. Brown

PAST PRESIDENTS

John L. Brown
John L. Brown
John L. Brown
John L. Brown
John L. Brown
John L. Brown
John L. Brown
John L. Brown
John L. Brown
John L. Brown

FOUNDER

John L. Brown
John L. Brown

Ms. Valerie Jarrett
The Habitat Company
350 West Hubbard Street
Chicago, Illinois 60610

Dear Ms. Jarrett:

On December 12, 2002, Judge Aspen entered an order authorizing Henry Horner "Phase II" redevelopment, including among other things, an expansion of the Horner Revitalizing Area ("HRA") and development of approximately 271 new non-elderly public housing units within the expanded HRA. The order also contemplated development of Phase II buildings in which public housing families with children could be housed above the third floor. A July 1, 1969 *Gautreaux* Court order provided that, "No (CHA) Dwelling Units shall be provided above the third story in any structure except for families without children." In his December 2002 order, Judge Aspen granted a limited waiver of this provision of the July 1, 1969 order, so long as (1) "in elevator buildings with family public housing units above the third floor such units shall comprise no more than 35.5% of the total number of residential units", (2) the public housing units are "well distributed" within such structures and (3) "plaintiffs approve in writing the initial location and configuration of such units."

The Horner developer has presented the *Gautreaux* plaintiffs with a proposal for the initial location and configuration of public housing units in two Horner Phase II mid-rise buildings, to be constructed at 1955 W. Lake Street and 123-131 N. Damen Avenue. In both buildings residential units will be on the second, third and fourth floors of the building. 1955 W. Lake Street, an elevator building, will have 24 mixed-income residential units, of which 8 (33%) one- and two-bedroom units will be public housing. 123-131 N. Damen Avenue, a walk-up, will have 12 mixed-income residential units, of which 6 (50%) one-bedroom units will be public housing. The public housing units are well distributed over each residential floor of the building. In addition, the Receiver has reviewed the proposal and concluded that placement of public housing families in these buildings would promote economic integration and thereby further *Gautreaux* objectives. For these reasons, the *Gautreaux* plaintiffs approve of the initial location and configuration of the public housing units in the mid-rise buildings to be constructed at 1955 W. Lake Street and 123-131 N. Damen Avenue.

Sincerely,

Julie Elena Brown
Attorney for the Gautreaux Plaintiffs

cc. Alexander Polikoff, Gautreaux Plaintiffs' Counsel
Jeff Head, The Habitat Company
William Little, CHA
Jan Elson, HUD
Richard Sciortino, Brinshore Development