



Office of the Archbishop
835 North Rush Street
Chicago, IL 60611-2030
312.534.8230
archchicago.org

Prot. N. 2020 RPU-9

DECREE

IN THE NAME OF GOD. AMEN.

On May 22, 2020, following consultation with the Presbyteral Council of the Archdiocese of Chicago, I issued a decree establishing a new parish through the extinctive union of St. Kevin Parish, St. Francis de Sales Parish, St. George (Slovenian) Parish, and Annunciata Parish, all in the far Southeast section of the City of Chicago. The parish formed from the union, is known, *ad interim*, as Annunciata and SS. George, Kevin, and Francis de Sales Parish. The union was effective from July 1, 2020.

On July 27, 2020, after consulting with parish leadership, the Rev. Walter Yepes, pastor of the new Annunciata, and SS. George, Kevin, and Francis de Sales Parish, determined the continued use of all four churches of his parish was not feasible. Consequently, he wrote to me and the Episcopal Vicar of his region of the archdiocese, asking that St. Francis de Sales Church of the new parish be relegated to profane but not sordid use (*CIC* c. 1222 §2).

A church may be relegated to profane but not sordid use when, after hearing the presbyteral council, the diocesan bishop determines there are "grave causes" suggesting a church no longer be used for divine worship and the good of souls suffers no detriment from the relegation. A Definitive Sentence of the College of the Supreme Tribunal of the Apostolic Signatura given May 4, 1996, illuminated what constituted grave causes required for the relegation to profane but not sordid use of a church belonging to a parish formed from the union of parishes (*Ministerium Iustitiae: Jurisprudence of the Supreme Tribunal of the Apostolic Signatura*, Montreal: W & L (2011): Prot. N. 24388/93 CA, pp. 526-527).

As related in the Definitive Sentence, a new parish formed from the extinctive union of five parishes sought to relegate three of its five churches to profane but not sordid use. Faithful who worshipped at one of these churches took recourse against the relegation of their church. The Supreme Tribunal found that the following conditions together constituted the grave causes required for relegation: (1) preservation of all the churches would impose an intolerable burden on the new parish; (2) the church in question was no longer of service to the pastoral care of the faithful due to changed circumstances; (3) the new parish was burdened from the beginning by a huge debt; (4) sale of the church would offer ready and effective assistance, otherwise lacking, to the urgent needs of the new parish; (5) the number of faithful contributing to the support of the parish was diminishing; and (6) charity and other assistance to the poor should not be neglected in order to preserve a sacred building.

In this case it is established that (1) Retaining St. Francis de Sales Church as a place of divine worship, imposes a financial burden on the new parish from operational and maintenance expenses associated with the church and other buildings on the church campus. If maintained,



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for parish use, the campus of St. Francis de Sales Church will require more than \$800,000.00 in repairs. More than half this amount would be for the church alone.

(2) St. Francis de Sales Church is no longer needed for divine worship for the Sunday worshippers regularly attending there before the COVID-19 pandemic forced the closure of churches in the State of Illinois. The number of worshippers is well accommodated in the nearby 1,000 seat parish church of Annunciata or the nearby 354 seat St. Kevin Church.

(3) The total debt of the new parish was \$3,014,788.00 in mid-2020. Income from St. Francis de Sales Church will continue to be too little to help service the parish debt or sustain the new parish. Despite its attendance figures, the most recent annual income from the former St. Francis de Sales Parish was \$204,830.00, an amount insufficient to cover adequately the needs of the former parish or make a significant contribution to those of the new parish.

(4) Sale or rental of real property of the former St. Francis de Sales Parish campus, including St. Francis de Sales Church, will benefit the mission of the new parish with ready cash proceeds. There will be immediate additional savings of at least \$70,000.00 annually from unspent maintenance expenses, and more from unspent capital repairs.

(5) The total number of faithful regularly worshipping on Sundays at St. Francis de Sales Church was approximately 969 in the last reported Fiscal Year. The combined weekly Sunday Mass attendance at the four churches of the new parish was approximately 2464 in October 2019. The combined total attendance is comfortably accommodated at Annunciata Church and St. Kevin Church.

(6) Preserving St. Francis de Sales Church for worship or for any other parish use will result in continued unneeded and unnecessary operational and maintenance costs that will cripple the ability of the new Annunciata and SS. George, Kevin, and Francis de Sales Parish to serve the poor, enhance its evangelical mission, and remain viable.

Finally, since March 2020, the arrival of the novel coronavirus pandemic of COVID-19 has substantially diminished the United States economy, materially and negatively changing the financial well-being of the archdiocese, the new parish, and many poor and middle-class families. There is a real concern for the long-term economic survival of our institutions.

It is unreasonable to expect a parish formed from the extinctive union of four parishes to maintain a church it cannot afford, does not need, and is no longer useful for divine worship. Furthermore, there are no parochial, archdiocesan, or other known sources of funds available to keep and maintain St. Francis de Sales Church as a place of Catholic worship. There is no governmental assistance for building or maintaining churches in the United States of America.

The reasonable and safe solution for the parish is to relegate St. Francis de Sales Church to profane but not sordid use, allowing it and the rest of the church's campus to be sold or otherwise developed for the benefit of the new parish, its ministries, and the work of charity.



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THEREFORE, know that I, Cardinal Blase J. Cupich, Archbishop of Chicago, according to the norms of the Code of Canon Law, electronically convened the Presbyteral Council of the Archdiocese of Chicago via the Internet on August 4, 2020, and again on August 28, 2020. Hearing the council's deliberations and its August 28th vote of 33 for and 3 against the proposal to relegate St. Francis de Sales Church of Annunciata and SS. George, Kevin, and Francis de Sales Parish to profane but not sordid use; invoking the Holy Spirit; and satisfying myself that the good of souls will suffer no detriment, and that Annunciata Church and St. Kevin Church are sufficient for the needs of the new parish, I

decree the following:


1. Effective October 1, 2020, St. Francis de Sales Church of the new Annunciata and SS. George, Kevin, and Francis de Sales Parish in the City of Chicago, is relegated to profane but not sordid use;
2. Officials of the Archdiocese of Chicago, cooperating with the pastor of the new parish, will assure the real property and other assets of the former St. Francis de Sales Parish, including St. Francis de Sales Church, are secure for the benefit of the new parish;
3. The real property assets of the former St. Francis de Sales Parish are to provide the new parish with proceeds from alienation of the property or income from rental under lease;
4. The reports given to the Presbyteral Council on this matter, together with the minutes of the council meetings on August 4, 2020, and August 28, 2020, are to be attached to this decree and available upon request from eligible parties; and
5. Notification of this decree is to be made to the pastor of the new parish and to his parishioners through publication on the archdiocesan website and in the parish bulletin.

Before hierarchical recourse (appeal) may be taken against this decree, a written, signed, and dated petition to reconsider or amend the decree must be sent to me within ten (10) useful days from notification of the decree (CIC cc. 1734, 1735, 1737).

Given this 22nd day of September, A.D. 2020.
From Holy Name Cathedral,
Chicago, Illinois


Archbishop of Chicago




Ecclesiastical Notary

Attachments

ONCE AVAILABLE, DATA PERTAINING TO THIS DECREE AND SUBMITTED TO THE PRESBYTERAL COUNCIL OF THE ARCHDIOCESE OF CHICAGO AND MINUTES OF THE COUNCIL MEETINGS OF AUGUST 4, 2020, AND AUGUST 28, 2020, MAY BE REQUESTED BY ELIGIBLE PARTIES FROM THE OFFICE FOR CANONICAL AFFAIRS