



**FINAL ADMINISTRATIVE DECISION
ILLINOIS PROPERTY TAX APPEAL BOARD**

APPELLANT: Mark Beatty
DOCKET NO.: 10-28728.001-R-1
PARCEL NO.: 13-09-400-028-0000

The parties of record before the Property Tax Appeal Board are Mark Beatty, the appellant, by attorney Christopher G. Walsh, Jr. in Chicago, and the Cook County Board of Review.

Based on the facts and exhibits presented, the Property Tax Appeal Board hereby finds a reduction in the assessment of the property as established by the Cook County Board of Review is warranted. The correct assessed valuation of the property is:

**LAND: \$8,064
IMPR.: \$10,936
TOTAL: \$19,000**

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a decision of the Cook County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2010 tax year. The Property Tax Appeal Board finds that it has jurisdiction over the parties and the subject matter of the appeal.

Findings of Fact

The subject property consists of a 1.5-story dwelling of frame construction with 1,353 square feet of living area. The dwelling is approximately 95 years old. Features of the home include a full unfinished basement and a 2-car detached garage. The property has a 5,040 square foot site and is located in Chicago, Jefferson Township, Cook County. The subject is

classified as a class 2-03 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant's appeal is based on overvaluation. In support of this argument the appellant submitted evidence disclosing the subject property was purchased on March 19, 2010 for a price of \$190,000. Based on this evidence, the appellant requested the subject's assessment be reduced to \$19,000.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$29,036. The subject's assessment reflects a market value of \$290,360 or \$214.60 per square foot of living area, land included, when using the Cook County Real Property Assessment Classification Ordinance level of assessments for class 2 property of 10%.

In support of its contention of the correct assessment the board of review submitted information on three comparable sales improved with one-story dwellings that ranged in size from 852 to 1,200 square feet of living area. The dwellings ranged in age from 11 to 91 years old. The sales occurred from June 2008 to May 2010 for prices ranging from \$275,000 to \$340,000 or from \$229.17 to \$399.06 per square foot of living area, including land.

Conclusion of Law

The appellant contends the market value of the subject property is not accurately reflected in its assessed valuation. When market value is the basis of the appeal the value of the property must be proved by a preponderance of the evidence. 86 Ill.Admin.Code §1910.63(e). Proof of market value may consist of an appraisal of the subject property, a recent sale, comparable sales or construction costs. 86 Ill.Admin.Code §1910.65(c). The Board finds the appellant met this burden of proof and a reduction in the subject's assessment is warranted.

The appellant submitted information that the subject was purchased in March 2010 for a price of \$190,000. As evidence of the sale the appellant submitted an affidavit asserting that he used the services of a broker to assist in his house hunting search and discovered the property on the Multiple Listing Service (MLS). The appellant also submitted a copy of the PTAX-203 Illinois Real Estate Transfer Declaration disclosing the purchase price and indicating the property was advertised for sale. The transfer declaration also indicated the property was

sold by a financial institution. On the appeal the appellant further indicated the parties were not related. The purchase price is below the market value reflected by the subject's assessment. The Board finds the board of review did not provide any evidence challenging arm's length nature of the transaction. Although the board of review submitted information on four sales, the Board finds this evidence does not refute the conclusion that the subject's purchase price was reflective of fair cash value as of January 1, 2010. Based on this record the Board finds a reducing in the assessment is appropriate.

This is a final administrative decision of the Property Tax Appeal Board which is subject to review in the Circuit Court or Appellate Court under the provisions of the Administrative Review Law (735 ILCS 5/3-101 et seq.) and section 16-195 of the Property Tax Code.



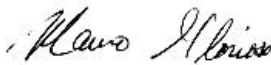
Chairman



Member



Member



Member



Member

DISSENTING: _____

C E R T I F I C A T I O N

As Clerk of the Illinois Property Tax Appeal Board and the keeper of the Records thereof, I do hereby certify that the foregoing is a true, full and complete Final Administrative Decision of the Illinois Property Tax Appeal Board issued this date in the above entitled appeal, now of record in this said office.

Date: February 20, 2015



Clerk of the Property Tax Appeal Board

IMPORTANT NOTICE

Section 16-185 of the Property Tax Code provides in part:

"If the Property Tax Appeal Board renders a decision lowering the assessment of a particular parcel after the deadline for filing complaints with the Board of Review or after adjournment of the session of the Board of Review at which assessments for the subsequent year are being considered, the taxpayer may, within 30 days after the date of written notice of the Property Tax Appeal Board's decision, appeal the assessment for the subsequent year directly to the Property Tax Appeal Board."

In order to comply with the above provision, YOU MUST FILE A PETITION AND EVIDENCE WITH THE PROPERTY TAX APPEAL BOARD WITHIN 30 DAYS OF THE DATE OF THE ENCLOSED DECISION IN ORDER TO APPEAL THE ASSESSMENT OF THE PROPERTY FOR THE SUBSEQUENT YEAR.

Based upon the issuance of a lowered assessment by the Property Tax Appeal Board, the refund of paid property taxes is the responsibility of your County Treasurer. Please contact that office with any questions you may have regarding the refund of paid property taxes.