



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

APPELLANT: Anca Alexandru
DOCKET NO.: 11-32586.001-R-1
PARCEL NO.: 15-22-114-020-0000

The parties of record before the Property Tax Appeal Board are Anca Alexandru, the appellant, by attorney Adam E. Bossov of the Law Offices of Adam E. Bossov, P.C. 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: \$2,345
IMPR: \$3,155
TOTAL: \$5,500

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 2011 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 two-story dwelling of masonry construction. The dwelling is approximately 65 years old and has 1,156 square feet of living area. Features of the home include a full unfinished basement. The property has a 6,700 square foot site and is located in Broadview, Proviso Township, Cook County. The subject is classified as a class 2-05 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 September 29, 2010 for a price of \$53,000. The appellant also submitted a comparative market analysis. Based on this evidence, the appellant requested a reduction in the subject's assessment to \$5,300 to reflect the purchase price.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$14,184. The subject's assessment reflects a market value of \$141,840 or \$122.70 per square foot of living area, land included, when applying the 10% level of assessment for class 2 residential properties under the Cook County Real Property Assessment Classification Ordinance. In support of its contention of the correct assessment, the board of review submitted information on four comparable sales that sold from July 2010 to October 2011 for prices that ranged from \$142,000 to \$173,500 or from \$106.85 to \$139.70 per square foot of living area, land included.

The appellant's attorney submitted a rebuttal brief.

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 Board finds the best evidence of market value to be the purchase of the subject property in September 2010 for a price of \$53,000. The appellant provided evidence demonstrating the sale had many of the elements of an arm's length transaction. The appellant partially completed Section IV - Recent Sale Data of the appeal disclosing the parties to the transaction were not related, and the property sold in settlement of a foreclosure. In further support of the transaction, the appellant submitted a copy of the special warranty deed and the listing sheet from the Multiple Listing Service. The MLS listing sheet revealed that a realtor handled the transaction. The MLS information also disclosed the subject's listing history. The subject was listed for sale on July 15, 2010 at a price of \$73,900. The asking price was later lowered to \$54,900. After 75 days on the market, the subject sold in September 2010 for a price of \$53,000. The listing sheet also revealed that the subject property was "pre-foreclosure" and was being offered for sale in "AS IS" condition. The Board finds the purchase price is below the market value reflected by the assessment.

The board of review submitted four comparable sales that sold from July 2010 to October 2011 for prices that ranged from \$142,000 to \$173,500 or from \$106.85 to \$139.70 per square foot of living area, land included. Although their sale dates were proximate to the assessment date, these properties had attributes that made them superior to the subject property. Moreover, the board of review sales were not able to refute the appellant's evidence that the subject property sold after being exposed on the open market for 75 days in a transaction involving parties who were not related.

Based on this record, the Board finds a reduction in the subject's 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



Acting 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: April 22, 2016



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.