



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

APPELLANT: Ciolkosz Properties LLC
DOCKET NO.: 13-26321.001-I-2 through 13-26321.016-I-2
PARCEL NO.: See Below

The parties of record before the Property Tax Appeal Board are Ciolkosz Properties LLC, the appellant(s), by attorney Abby L. Strauss, of Schiller Strauss & Lavin PC in Chicago; and the Cook County Board of Review.

Based on the facts and exhibits presented in this matter, 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:

DOCKET NO	PARCEL NUMBER	LAND	IMPRVMT	TOTAL
13-26321.001-I-2	19-02-423-007-0000	15,042	445	\$ 15,487
13-26321.002-I-2	19-02-424-028-0000	2,758	65	\$ 2,823
13-26321.003-I-2	19-02-424-029-0000	2,758	65	\$ 2,823
13-26321.004-I-2	19-02-424-030-0000	2,758	37	\$ 2,795
13-26321.005-I-2	19-02-424-031-0000	2,758	37	\$ 2,795
13-26321.006-I-2	19-02-424-032-0000	2,758	37	\$ 2,795
13-26321.007-I-2	19-02-424-033-0000	2,758	65	\$ 2,823
13-26321.008-I-2	19-02-424-034-0000	2,758	74	\$ 2,832
13-26321.009-I-2	19-02-424-035-0000	2,758	37	\$ 2,795
13-26321.010-I-2	19-02-424-036-0000	2,758	65	\$ 2,823
13-26321.011-I-2	19-11-200-002-0000	30,495	2,185	\$ 32,680
13-26321.012-I-2	19-11-200-005-0000	24,087	3,336	\$ 27,423
13-26321.013-I-2	19-11-200-030-0000	49,038	4,131	\$ 53,169
13-26321.014-I-2	19-11-200-031-0000	26,576	1,930	\$ 28,506
13-26321.015-I-2	19-11-200-039-0000	8,666	116	\$ 8,782
13-26321.016-I-2	19-11-200-042-0000	22,714	3,435	\$ 26,149

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 2013 tax year. The Property Tax Appeal Board (the "Board") finds that it has jurisdiction over the parties and the subject matter of the appeal.

Findings of Fact

The subject consists of a one-story industrial complex with 131,188 square feet of total building area. The buildings are 29 years old. The property has a 225,600 square foot site, and is located in Chicago, Lake Township, Cook County. The subject is classified as a class 5 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted evidence disclosing the subject property was purchased on February 3, 2011 for a price of \$870,000. Based on this evidence, the appellant requested a reduction in the subject's assessment 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 \$338,807. The subject's assessment reflects a market value of \$1,355,228, or \$10.33 per square foot of building area, including land, when applying the 2013 statutory level of assessment for industrial property under the Cook County Real Property Assessment Classification Ordinance of 25.00%.

In support of its contention of the correct assessment, the board of review submitted information on six comparable sales from the CoStar Comps Service.

In rebuttal, the appellant argued that the board of review's comparables should be given no weight because they were merely raw sales data.

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 February 2011 for a price of \$870,000. The appellant provided evidence demonstrating the sale had the elements of an arm's length transaction, including disclosing that the parties to the transaction were not related, and that the subject was sold using a Realtor, and that it was advertised for sale on the open market for approximately 112 days. In further support of the transaction, the appellant submitted a Real Estate Purchase and Sale Agreement and a closing statement. The Board finds the purchase price is below the market value reflected by the assessment. The Board finds the board of review did not present any evidence to challenge the arm's length nature of the transaction. Based on this record the Board finds the subject property had a market value of \$870,000 as of January 1, 2013. Since market value has been established the 2013 statutory level of assessment for industrial property under the Cook County Real Property Assessment Classification Ordinance of 25.00% shall apply. 86 Ill.Admin.Code §1910.50(c)(3).

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



Acting Member



Member



Acting Member

DISSENTING: _____

CERTIFICATION

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: June 23, 2017



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.