



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

APPELLANT: Magdalena Swierczek
DOCKET NO.: 15-33763.001-R-1 through 15-33763.008-R-1
PARCEL NO.: See Below

The parties of record before the Property Tax Appeal Board are Magdalena Swierczek, the appellant(s), by attorney Spiro Zarkos, of Verros, Lafakis & Berkshire, P.C. 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 **No Change** 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
15-33763.001-R-1	16-23-411-018-1001	1,103	7,835	\$8,938
15-33763.002-R-1	16-23-411-018-1002	1,103	7,835	\$8,938
15-33763.003-R-1	16-23-411-018-1003	1,103	7,835	\$8,938
15-33763.004-R-1	16-23-411-018-1004	1,154	8,196	\$9,350
15-33763.005-R-1	16-23-411-018-1005	1,103	7,835	\$8,938
15-33763.006-R-1	16-23-411-018-1006	1,179	8,377	\$9,556
15-33763.007-R-1	16-23-411-018-1007	1,103	7,835	\$8,938
15-33763.008-R-1	16-23-411-018-1008	1,230	8,738	\$9,968

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 2015 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 an eight-year old, multi-story, eight-unit condominium building. The property is located in West Chicago Township, Cook County and is classified as a class 2-99 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant's appeal is based on overvaluation. In support of the overvaluation argument, the appellant submitted an appraisal of six of the units within the building. The appraisal estimated a

market value of \$645,000 as of October 1, 2014. The appellant then requests that appraisal's estimated market value be applied to all eight subject units.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$73,564. The subject's assessment reflects a market value of \$735,640 when using the level of assessment for class 2 property of 10% 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 two sales from units within the subject's building. The units sold in August 2007 and June 2013 for a total amount of \$270,000. The board adjusted the sales down by 1% to account for personal property for an adjusted value of \$267,300. The board of review then applies the percentage of ownership of these sales of 24.30% to arrive at a total value of the building of \$1,100,000.

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 best evidence of market value to be the appraisal. However, the appraisal only estimates the value of six of the eight units within the subject. The Board further finds that the market value of these six units based on the assessment is below the appraisal's market value and supports the current assessment. Therefore, the Board finds the appellant failed to show by a preponderance of the evidence that the subject was overvalued and a reduction is not justified.

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. Pursuant to Section 1910.50(d) of the rules of the Property Tax Appeal Board (86 Ill.Admin.Code §1910.50(d)) the proceeding before the Property Tax Appeal Board is terminated when the decision is rendered. The Property Tax Appeal Board does not require any motion or request for reconsideration.



Chairman



Member



Member



Member



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: August 21, 2018



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 or years of the same general assessment period, as provided in Sections 9-125 through 9-225, 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 such subsequent year or years 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 OR YEARS. A separate petition and evidence must be filed for each of the remaining years of the general assessment period.

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.

PARTIES OF RECORD

AGENCY

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