



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

APPELLANT: 3254 N. Racine Avenue Condominiums
DOCKET NO.: 17-27668.001-R-1 through 17-27668.003-R-1
PARCEL NO.: See Below

The parties of record before the Property Tax Appeal Board are 3254 N. Racine Avenue Condominiums, the appellant(s), by attorney Margaret E. Graham, of Dykema Gossett PLLC 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
17-27668.001-R-1	14-20-327-044-1001	6,353	48,018	\$ 54,371
17-27668.002-R-1	14-20-327-044-1002	3,711	28,049	\$ 31,760
17-27668.003-R-1	14-20-327-044-1003	6,035	45,620	\$ 51,655

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 2017 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 three condominium units with a 100.00% ownership interest in the common elements. The property is located in Lakeview Township, Cook County. The subject is classified as a class 2-99 property under the Cook County Real Property Assessment Classification Ordinance. No evidence was submitted as to whether any of the subject units are owner-occupied.

The appellant contends overvaluation as the basis of the appeal. In support of this argument, the appellant submitted an analysis showing that one unit in the subject's building, or 37.49% of ownership, sold in October 2014 for \$587,000. The appellant deducted 3.00% from the sale price to account for personal property. The sale price, less the personal property deduction, was

then divided by the percentage of interest of the unit sold to arrive at a total market value for the building of \$1,518,778. The appellant then deducted 10.0% from the building's estimated market value to account for "deferred maintenance, repairs, reserve, and depreciation" to arrive at an adjusted market value of \$1,366,901. Based on this evidence, the appellant requested that the subject's assessment be reduced to \$132,453, after applying the Illinois Department of Revenue three-year average median level of assessment for class 2 property of 9.69%.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$137,786. The subject's assessment reflects a market value of \$1,377,860 when applying the 2017 statutory level of assessment for class 2 property under the Cook County Real Property Assessment Classification Ordinance of 10.00%.

In support of the subject's assessment, the board of review submitted an analysis showing that one unit in the subject's building, or 37.49% of ownership, sold in August 2014 for \$587,000. The sale price was then divided by the percentage of interest of the unit sold to arrive at a total market value for the building of \$1,565,751.

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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

Initially, the Board notes that the appellant's sale comparable and the board of review's sale comparable represent the same property and sale transaction. The Board finds that there is only one sale comparable in the record, and that this sole sale comparable is not enough evidence to accurately depict the market for the subject as of January 1, 2017. See 86 Ill.Admin.Code §1910.65(c)(4) ("Proof of the market value of the subject property may consist of the following: documentation of ***not fewer than three recent sales*** of suggested comparable properties together with documentation of the similarity, proximity and lack of distinguishing characteristics of the sales comparables to the subject property.") (emphasis added). Moreover, this sole sale comparable occurred too remote in time to accurately depict the market for the subject as of January 1, 2017. Therefore, the Board finds that the appellant has not proven, by a preponderance of the evidence, that the subject is overvalued, and a reduction in the subject's assessment is not warranted.

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: June 8, 2021



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

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

3254 N. Racine Avenue Condominiums, by attorney:
Margaret E. Graham
Dykema Gossett PLLC
10 South Wacker Drive
Suite 2300
Chicago, IL 60606

COUNTY

Cook County Board of Review
County Building, Room 601
118 North Clark Street
Chicago, IL 60602