



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

APPELLANT: Leticia Bello Zavaleta
DOCKET NO.: 17-42615.001-R-1
PARCEL NO.: 19-15-426-004-0000

The parties of record before the Property Tax Appeal Board are Leticia Bello Zavaleta, the appellant, by attorney George N. Reveliotis of Reveliotis Law, P.C. in Park Ridge; 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:

LAND: \$3,402
IMPR.: \$4,298
TOTAL: \$7,700

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 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 exterior construction with 1,265 square feet of living area. The dwelling is approximately 107 years old. Features of the home include a full unfinished basement, central air conditioning and a 2.5-car garage. The property has a 3,780 square foot site and is located in Chicago, Lake Township, Cook County. The subject is classified as a class 2-03 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant contends overvaluation as the basis of the appeal.¹ In support of this argument, the appellant submitted information on four comparable sales with the same neighborhood code as

¹ Although the appellant also marked assessment equity as the basis of the appeal, no equity comparables were provided. The comparable sales provided by the appellant had assessments not reflective of each property's market value when comparing the assessments to their respective sales prices.

the subject property. Each comparable has a site with 3,780 square feet of land area. The comparables are similar class 2-03 properties improved with dwellings of masonry exterior construction ranging in size from 1,122 to 1,535 square feet of living area. The dwellings range in age from 58 to 90 years old. Each comparable has a full basement, one with finished area. Three comparables have central air conditioning and three comparables each have a 2-car garage. The comparables sold from January 2015 to July 2017 for prices ranging from \$92,500 to \$132,600 or from \$71.66 to \$89.11 per square foot of living area, including land. Based on this evidence, the appellant requested that the subject's total assessment be reduced to \$10,338, reflecting a market value of \$103,380 or \$81.72 per square foot of living area, land included, when applying the level of assessment for class 2 property under the Cook County Real Property Assessment Classification Ordinance of 10%.

The subject's address and the appellant's mailing address are the same suggesting the property is owner occupied. Additionally, the subject property received a homestead exemption in 2017, further indicating the property was owner occupied.² The Property Tax Appeal Board also takes judicial notice that the subject property was the subject matter of an appeal before the Board the prior year under Docket No. 16-29198.001-R-1. In that appeal the Property Tax Appeal Board issued a decision lowering the assessment of the subject property to \$7,700 based on the evidence of record.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$13,332. The subject's assessment reflects a market value of \$133,320 or \$105.39 per square foot of living area, including land, when applying the level of assessment for class 2 property under the Cook County Real Property Assessment Classification Ordinance of 10%.

In support of its contention of the correct assessment the board of review submitted information on eight comparable properties with the same neighborhood code as the subject, one of which is located within the same block as the subject and seven are within .25 of a mile from the subject.³ The comparables have sites with 3,780 or 4,597 square feet of land area. The comparables are similar class 2-03 properties improved with 1-story or 1.5-story dwellings of frame or masonry exterior construction ranging in size from 1,200 to 1,491 square feet of living area. The dwellings range in age from 38 to 106 years old. One comparable has a concrete slab foundation and seven comparable have full or partial basements, one with finished area. Two comparables have central air conditioning and five comparables each have a 2-car garage. Comparables #4 through #8 sold from April 2014 to December 2016 for prices ranging from \$155,000 to \$226,000 or from \$117.42 to \$178.94 per square foot of living area, including land. Based on this evidence, the board of review requested confirmation of the subject's assessment.

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

² See <https://www.cookcountypropertyinfo.com/pinresults.aspx> for PIN 19-15-426-004-0000.

³ Board of review second set of four comparables were renumbered as comparables #5 through #8.

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 a reduction in the subject's assessment is warranted.

The Property Tax Appeal Board finds that the assessment of \$7,700 as established by the Board for the 2016 tax year under Docket No. 16-29198.001-R-1 should be carried forward to the 2017 tax year subject only to equalization as provided by section 16-185 of the Property Tax Code.

Section 16-185 of the Property Tax Code (35 ILCS 200/16-185) states in part:

If the Property Tax Appeal Board renders a decision lowering the assessment of a particular parcel on which a residence occupied by the owner is situated, such reduced assessment, subject to equalization, shall remain in effect for the remainder of the general assessment period as provided in Sections 9-215 through 9-225, unless that parcel is subsequently sold in an arm's length transaction establishing a fair cash value for the parcel that is different from the fair cash value on which the Board's assessment is based, or unless the decision of the Property Tax Appeal Board is reversed or modified upon review.

The Property Tax Appeal Board finds the Board issued a decision reducing the subject's assessment for the 2016 tax year. The record further indicates that the subject property is an owner-occupied dwelling and that 2016 and 2017 are within the same general assessment period. The record contains no evidence indicating the subject property sold in an arm's length transaction after the Board's decision or that the decision of the Property Tax Appeal Board has been reversed or modified upon review. For these reasons the Property Tax Appeal Board finds that a reduction in the subject's assessment is warranted to reflect the assessment as established in the Board's prior year's decision plus the application of an equalization factor, if any.

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:

April 20, 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

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