



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

APPELLANT: Esperanza Realty LLC
DOCKET NO.: 19-29377.001-R-1
PARCEL NO.: 14-07-320-013-0000

The parties of record before the Property Tax Appeal Board are Esperanza Realty LLC, the appellant(s), by attorney Chris D. Sarris, of Steven B. Pearlman & Associates 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:

LAND: \$13,020
IMPR.: \$30,618
TOTAL: \$43,638

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

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 2019 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 3,100 square foot parcel of land improved with a 125-year-old, 1.5-story, frame, multi-family dwelling, containing 1,776 square feet of living area. The property is located in Chicago, Lake View Township, Cook County and is a class 2-11 property under the Cook County Real Property Assessment Classification Ordinance.

Appellant contends overvaluation as the basis of the appeal. In support of its overvaluation argument, appellant submitted sales information on three comparable properties that sold between April 2017 and December 2018 for prices ranging between \$170.67 to \$205.50 per square foot of living area, including land. The comparable sales were improved with multi-family dwellings of either masonry or frame construction and contained between 2,028 and 3,662 square feet of living area. In addition, appellant submitted a copy of the board of review's

written decision providing for a total assessment of \$43,638. Based on this evidence, appellant requested a reduction in the subject property's assessment to \$34,092.

The board of review submitted its "Board of Review Notes on Appeal" depicting a total assessed valuation of \$43,638, with an improvement assessment of \$30,618. The subject's assessment reflects a market value of \$436,380, or \$245.71 per square foot of living area, including land, when applying the level of assessment for class 2 property of 10.00% under the Cook County Real Property Assessment Classification Ordinance. In support of its contention of the correct assessment, the board of review submitted two sales comparables. Each comparable property was improved with a two-story, multi-family dwelling of either frame or masonry construction with between 1,769 and 2,200 square feet of living area. They sold between August and September of 2016 for prices ranging between \$279.82 and \$285.91 per square foot of living area, including land. In addition, the board included information in its grid analysis indicating the subject property sold on January 3, 2019, for \$490,000, or \$275.90 per square foot of living area, including land.

In rebuttal, appellant contends the board of review's two sales comparables are insufficient evidence and should be disregarded because Section 1910.65(b) of the Property Tax Appeal Board Rules states "it is recommended that not less than three comparable properties be submitted." Appellant contends Section 1910.65(b) requires a party submit at least three comparables.

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.

Regarding appellant's argument in rebuttal, the Board notes Section 1910.65(b) of the Property Tax Appeal Board Rules states "it is recommended that not less than three comparable properties be submitted." Appellant's evidence is insufficient to support its argument that a minimum of three comparables are required. The Board disagrees with appellant's contention that at least three comparables must be submitted by each party or else be disregarded.

The Board finds the best evidence of market value to be appellant's sale comparable #2 and the board of review's sale comparables #1 and #2. These properties sold between 2017 and 2018 for prices ranging between \$199.70 and \$285.91 per square foot of living area, including land. They were given more weight because they were most similar to the subject property in living area square footage. The subject's current assessment of \$245.71 per square foot of living area, including land, reflects a market value within the market value established by the best comparables in this record. The Board notes the subject's January 2019 purchase price of \$490,000, or \$275.90 per square foot of living area, including land, is within the range of these comparables. Based on this record, the Board finds appellant has not proven, by a

preponderance of the evidence, that the subject is overvalued, and that 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:

August 22, 2023



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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