



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

APPELLANT: Maria Garnica
DOCKET NO.: 21-26878.001-R-1
PARCEL NO.: 32-20-109-003-0000

The parties of record before the Property Tax Appeal Board are Maria Garnica, the appellant(s), by attorney Jessica Hill-Magiera, Attorney at Law in Lake Zurich; 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: \$6,338
IMPR.: \$6,240
TOTAL: \$12,578

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 2021 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 19,500 square-foot parcel of land improved with a 93-year-old, 2-story, masonry, single-family dwelling, containing 2,090 square feet of living area. The property is located in Chicago Heights, Bloom Township, Cook County and is a class 2-05 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 four comparable properties that sold between February of 2020 and September of 2020 for prices ranging from \$17.16 to \$36.55 per square foot of living area, including land. The comparable sales properties were single-family dwellings of either frame or frame and masonry construction and contained between 1,748 and 2,310 square feet of living area. Appellant also submitted a copy of the board of review's decision

letter reflecting its total assessed valuation for the subject property of \$12,576. Based on this evidence, appellant requested a reduction in the subject property's assessment to \$5,546.

The board of review submitted its "Board of Review Notes on Appeal" depicting a total assessed valuation for the subject property of \$12,576, with an improvement assessment of \$6,239. The subject's assessment reflects a market value of \$125,760, or \$60.17 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 four comparable properties. Each of the comparable properties were improved with a 2-story, single-family dwelling of either frame or frame and masonry construction. They ranged in size between 1,345 and 2,040 square feet of living area. The board of review's sales comparables sold between June of 2021 and November of 2021 for prices ranging from \$72.37 to \$133.83 per square foot of living area, including land.

In rebuttal, appellant states that the comparable sales submitted by the board of review should be given less weight, if any, due to differences in size and distance from the subject property. Appellant contends that PTAB should not use a range of sales prices without equalizations in determining the fairness of the assessment of the subject property. Appellant cites *Dona/d Taylor v. Lake County Board of Review*, PTAB Dkt. 16—04890.001-R—1, p.2 (Jan. 21, 2020).

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

The Board finds the best evidence of market value to be *appellant's sale comparables #1 and #2 and the board of review's comparable #4*. These properties sold between February of 2020 and November of 2021 for prices ranging from \$22.77 to \$95.59 per square foot of living area, including land. The subject's current assessment of \$60.17 per square foot of living area reflects a market value within the market value established by the best comparables in this record. After considering necessary adjustments to the comparables for differences when compared to the subject, the Board finds the subject's estimated market value as reflected by its assessment is supported and a reduction in the subject's assessment is not justified. 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: _____

November 19, 2024



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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