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

APPELLANT: Arturo Garza
DOCKET NO.: 24-28387.001-R-1
PARCEL NO.: 17-20-303-027-0000

The parties of record before the Property Tax Appeal Board are Arturo Garza, the appellant, by attorney Herbert B. Rosenberg, of RDM Law Group in Deerfield; 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:** | $11,470 |
| **IMPR.:** | $29,530 |
| **TOTAL:** | $41,000 |

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 2024 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 land totaling 3,100 square feet improved with an approximately 134-year-old, two-story mixed-used masonry constructed building containing 3,564 square feet of building area. The subject includes ground floor commercial space and two apartment units. The property is in Chicago, West Chicago Township, Cook County and is classified as 2-12 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant contends overvaluation as the basis of the appeal. In support of this argument, the appellant submitted an appraisal which estimated the subject's market value as of January 1, 2024, of $410,000 or $115.04 per square foot of building area. The appraiser utilized the income and sales approaches to value to estimate the subject's market value. The appraiser opined that the highest and best use of the property is its present use.

Under the income approach, the appraiser analyzed six rentals to arrive at a commercial rental gross potential income of $70,800, The appraiser applied a vacancy and collection rate of 10% to arrive at an effective gross income of $63,720. Expenses were estimated at $13,888 to arrive at a net operating income of $49,832. In determining a capitalization rate, the appraiser utilized the band of investment analysis and investor surveys to estimate an overall capitalization rate of 9.50%. This rate was loaded at .11557 to arrive at a value for the subject under the income approach of $430,000, rounded.

Under the sales comparison approach, the appraiser analyzed seven sales. The sales properties are described as two, three, four-story or multi-story, mixed-use retail/residential buildings of masonry or frame and masonry construction that sold from March 2021 to January 2024 for prices ranging from $75.20 to $113.10 per square foot. After adjustment only for size the appraiser opined a value for the subject under the sales comparison approach of $140.00 per square foot or $390,000, rounded.

In reconciling the approaches, the appraiser gave the same weight to each approach concluding an estimate value for the subject as of January 1, 2024, of $410,000.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the subject's assessment of $58,000 which reflects a market value of $580,000 or $162.74 per square foot 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 only submitted equity comparables and requested the subject's assessment be confirmed.

## 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 met this burden of proof and a reduction in the subject's assessment is warranted.

The Board finds the best evidence of market value to be the appraisal submitted by the appellant. The Board finds the appellant submitted a credible appraisal report with reasonable and logical adjustments for differences from the subject which was not challenged by the board of review. The Board does not give any weight to the board of review's evidence of equity for this overvaluation appeal. The subject's current assessment reflects a market value of $580,000, which is higher than the appraised value. Based on the evidence presented, the Board finds the subject property is overvalued and a reduction commensurate with the appellant's request is warranted. Since market value has been established the level of assessment for class 2 property under the Cook County Real Property Assessment Classification Ordinance shall apply. (86 Ill.Admin.Code §1910.50(c)(2)).

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:

C E R T I F I C A T I O N

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 17, 2026

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 9-215 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

Arturo Garza, by attorney:
Herbert B. Rosenberg
RDM Law Group
760 Sunset Court
Deerfield, IL 60015

COUNTY

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