

PROPERTY TAX APPEAL BOARD'S DECISION

APPELLANT: Elizabeth Sassano
DOCKET NO.: 03-20993.001-R-1
PARCEL NO.: 01-01-402-034-0000

The parties of record before the Property Tax Appeal Board are Elizabeth Sassano, the appellant, by attorney Rusty A. Payton of the Law Offices of Rusty A. Payton, P.C. in Chicago, Illinois, and the Cook County Board of Review.

The subject property is improved with a 57-year old, two-story dwelling of masonry construction containing 1,713 square feet of living area. Features include central air conditioning and a 2.5-car garage.

The appellant's appeal is based on unequal treatment in the assessment process. The appellant submitted information on four comparable properties described as two-story frame, masonry or frame and masonry dwellings that range in age from 44 to 54 years old for consideration. Based on a map depicting location, the comparables are from one block to one-mile from the subject. Features include full or partial basements, three have central air conditioning and two have a fireplace. The comparables range in size from 1,669 to 1,878 square feet of living area and have improvement assessments ranging from \$18,793 to \$20,800 or from \$10.89 to \$11.45 per square foot of living area. The subject's improvement assessment is \$23,947 or \$13.98 per square foot of living area. Based on this evidence, the appellant requested a reduction in the subject's improvement assessment.

The board of review submitted its "Board of Review Notes on Appeal" wherein the subject's final assessment of \$29,147 was disclosed. The board of review presented descriptions and assessment information on four comparable properties located in close proximity to the subject consisting of two-story frame or masonry dwellings that range in age from 54 to 62 years old. Three of the comparables have full or partial unfinished basements, and all have central air conditioning. Two of the comparables have one or two fireplaces each and the comparables have garages ranging in size from 1-car to 2-car. The dwellings

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Based on the facts and exhibits presented, 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:	\$	5,200
IMPR.:	\$	19,288
TOTAL:	\$	24,488

Subject only to the State multiplier as applicable.

range in size from 1,669 to 2,248 square feet of living area and have improvement assessments ranging from \$17,848 to \$25,405 or from \$7.94 to \$13.76 per square foot of living area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

After reviewing the record and considering the evidence, the Property Tax Appeal Board finds that it has jurisdiction over the parties and the subject matter of this appeal. The Board further finds a reduction in the subject's assessment is warranted.

The appellant contends unequal treatment in the subject's improvement assessment as the basis of the appeal. Taxpayers who object to an assessment on the basis of lack of uniformity bear the burden of proving the disparity of assessment valuations by clear and convincing evidence. Kankakee County Board of Review v. Property Tax Appeal Board, 131 Ill.2d 1 (1989). After an analysis of the assessment data, the Board finds the appellant has met this burden.

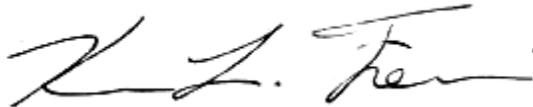
Appellant's comparable #4 differed from the subject in exterior frame construction and was located about a mile from the subject property. Given these differences, the Board has given less weight to appellant's comparable #4 in its analysis. Similarly, board of review comparables #2, #3 and #4 are each frame exterior construction dwellings and therefore have been given less weight in the Board's analysis. Appellant's comparable #3 and board of review comparable #1 are the same property.

The Board finds appellant's comparables #1, #2 and #3 and board of review comparable #1 were most similar to the subject in size, design, exterior construction, location and/or age. Due to their similarities to the subject, these comparables received the most weight in the Board's analysis. These comparables had improvement assessments that ranged from \$10.89 to \$11.26 per square foot of living area. The subject's improvement assessment of \$13.98 per square foot of living area is above this range. After considering adjustments and the differences in both parties' comparables when compared to the subject, the Board finds the subject's per square foot improvement assessment is not supported and a reduction in the subject's assessment is 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.



Chairman



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: December 5, 2008



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 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 the subsequent year 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.

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.