

PROPERTY TAX APPEAL BOARD'S DECISION

APPELLANT: Heinke
DOCKET NO.: 04-22335.001-R-1
PARCEL NO.: 02-13-102-006-0000

The parties of record before the Property Tax Appeal Board are Heinke, the appellant, by attorney Julie Realmuto of McCarthy & Duffy in Chicago, Illinois, and the Cook County Board of Review.

The subject property is improved with a 43-year-old, one-story dwelling of frame construction containing 1,397 square feet of living area. The dwelling also features a partial, unfinished basement and a one-car attached garage. The property is located in Palatine, Palatine Township, Cook County, Illinois.

The appellant's appeal is based on unequal treatment in the assessment process as to the improvement assessment. No dispute was raised as to the land assessment. In support of the inequity argument, appellant submitted information on four comparable properties described as one-story frame dwellings that are either 47 or 48 years old for consideration. Three of the comparables feature partial basements and one also has a fireplace. The comparables range in size from 1,170 to 1,703 square feet of living area and have improvement assessments ranging from \$9,006 to \$15,987 or from \$7.25 to \$9.39 per square foot of living area. The subject's improvement assessment is \$16,359 or \$11.71 per square foot of living area. Based on this evidence, the appellant requested a reduction in the subject's improvement assessment to \$12,266 or \$8.78 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" wherein the subject's final assessment of \$24,567 was disclosed. In response to the inequity argument, the board of review presented descriptions and assessment information on three comparable properties consisting of one-story frame dwellings that were each 40 years old. Two comparables had unfinished basements and one has a partial basement finished as a recreation room. This latter comparable also has both central air conditioning and a fireplace. All of the comparables had two-car garages. The dwellings consist of either 1,248 or 1,521 square feet of living area and have improvement assessments ranging from

(Continued on Next Page)

Based on the facts and exhibits presented, 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:	\$	8,208
IMPR.:	\$	16,359
TOTAL:	\$	24,567

Subject only to the State multiplier as applicable.

\$18,617 or \$22,474 or from \$14.78 to \$15.94 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 not warranted.

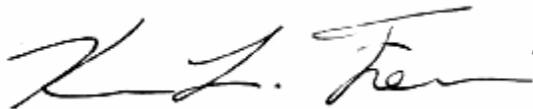
The appellant contends unequal treatment in the subject's improvement assessment as the basis of the appeal. Taxpayers who object to an assessment on the basis of lack of uniformity bear the burden of proving the disparity of assessment valuations by clear and convincing evidence. Kankakee County Board 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 not met this burden.

The Board has given less weight to appellant's comparables two and four due to their size differences from the subject. Also, board of review comparable three was given less weight due to its additional features of a finished basement, air conditioning and fireplace as compared to the subject property. After examining all of the data, the Board finds the remaining comparables submitted by the both parties were most similar to the subject in size, design, exterior construction, location and 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 \$7.25 to \$14.92 per square foot of living area. The subject's improvement assessment of \$11.71 per square foot of living area is within this range. After considering adjustments and the differences in both parties' comparables when compared to the subject, the Board finds the subject's improvement assessment is supported and 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.



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: August 29, 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.