



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

APPELLANT: Lyle Fricke  
DOCKET NO.: 07-01944.001-R-1  
PARCEL NO.: 14-30-427-012

The parties of record before the Property Tax Appeal Board are Lyle Fricke, the appellant, by attorney Clyde B. Hendricks in Peoria, and the Peoria County Board of Review.

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 Peoria County Board of Review is warranted. The correct assessed valuation of the property is:

**LAND: \$3,320  
IMPR.: \$34,410  
TOTAL: \$37,730**

Subject only to the State multiplier as applicable.

**ANALYSIS**

The subject property consists of a 68 year-old, one-story style brick dwelling that contains 1,939 square feet of living area. Features of the home include central air conditioning, a full basement with 650 square feet of finished area and an attic that is ½ finished.

The appellant submitted evidence to the Property Tax Appeal Board claiming overvaluation as the basis of the appeal. In support of this argument, the appellant submitted the subject's property record card, as well as multiple listing sheets and a grid analysis of three comparable properties located in the same assessor's assigned neighborhood code as the subject. The comparables consist of 1.5-story or ranch style brick or frame dwellings that were built between 1936 and 1950 and range in size from 1,293 to 1,354 square feet of living area. All the comparables have central air conditioning, two have full or partial unfinished basements, two have a fireplace and one has a one-car garage. One comparable has no basement. These

properties sold between April 2006 and February 2007 for prices ranging from \$66,000 to \$87,900 or from \$16.01 to \$18.35 per square foot of living area including land. The appellant contends the subject is a 1.5-story home with 1,298 square feet of living area. However, the subject's property record card depicts the home as having 1,298 square feet on the main floor and 650 square feet in its finished attic. Based on this evidence, the appellant requested the subject's assessment be reduced to \$26,000, reflecting a market value of approximately \$78,000.

The board of review submitted its Board of Review Notes on Appeal wherein the subject's total assessment of \$37,730 was disclosed. The subject has an estimated market value of \$113,576 or \$58.57 per square foot of living area including land, as reflected by its assessment and Peoria County's 2007 three-year median level of assessments of 33.22%.

In support of the subject's estimated market value as reflected by its assessment, the board of review submitted property record cards and a grid analysis of three comparable properties located in the same assessor's assigned neighborhood code as the subject. The comparables consist of one-story, cape, conventional, or cottage style dwellings that were built in 1936 or 1940 and range in size from 1,136 to 1,888 square feet of living area. All three comparables have central air conditioning and full or partial unfinished basements, while two have garages of 288 and 400 square feet, respectively. These properties sold between April 2006 and July 2007 for prices ranging from \$66,000 to \$97,000 or from \$51.38 to \$66.02 per square foot of living area including land. Based on this evidence, the board of review requested the subject's assessment be confirmed.

In rebuttal, the appellant argued the board of review's comparables have features not enjoyed by the subject and that two comparables are smaller than the subject.

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 Property Tax Appeal Board further finds a reduction in the subject property's assessment is not warranted.

The appellant contends overvaluation as the basis of the appeal. When market value is the basis of the appeal, the value must be proved by a preponderance of the evidence. National City Bank of Michigan/Illinois v. Illinois Property Tax Appeal Board, 331 Ill.App.3d 1038 (3<sup>rd</sup> Dist. 2002). After analyzing the market evidence submitted, the Board finds the appellant has not met this burden.

The Board finds the parties submitted six comparables for its consideration. The Board gave less weight to the appellant's comparables and the board of review's comparables 1 and 3 because they differed in design, foundation and/or living area when

compared to the subject. The Board also gave less weight to the board of review's comparable 2 because, although it was similar to the subject in total living area, its two-story design differed from the subject's one-story design with finished attic. Although none of the comparables in this record was truly similar to the subject, the Board finds all the comparables sold for prices ranging from \$50.76 to \$66.02 per square foot of living area including land. The subject's estimated market value as reflected by its assessment of \$58.57 per square foot of living area including land falls within this range. After considering adjustments and differences in both parties' comparables when compared to the subject, the Board finds the evidence in the record supports the subject's assessment and a reduction 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.

*Ronald R. Cuit*

Chairman

*K. L. Fern*

Member

*Frank A. Huff*

Member

*Mario Morris*

Member

*Shawn R. Lerbis*

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: July 23, 2010

*Allen Castrovillari*

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.