



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

APPELLANT: Laurence Ensslin
DOCKET NO.: 07-29281.001-R-1
PARCEL NO.: 01-02-205-016-0000

The parties of record before the Property Tax Appeal Board are Laurence Ensslin, the appellant, by attorney Joel R. Monarch in Chicago, and the Cook County Board of Review.

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: \$6,969
IMPR.: \$31,210
TOTAL: \$38,179

Subject only to the State multiplier as applicable.

ANALYSIS

The subject property is improved with a two-story single family dwelling of frame construction containing 1,536 square feet of living area. The dwelling is 122 years old. Features of the home include a full, unfinished basement, two bathrooms, and a two-car garage.

The appellant's appeal is based on unequal treatment in the assessment process. The appellant submitted information on three comparable properties described as two-story single family frame dwellings that range in age from 109 to 132 years old. The comparable dwellings range in size from 1,512 to 1,592 square feet of living area. Features include full, unfinished basements. One of the comparables has a two car garage and a second comparable has a one car garage. As with the subject, none of the comparables have air conditioning or a fireplace. The comparables have improvement assessments ranging from \$29,879 to \$33,565 or from \$19.76 to \$21.19 per square foot of living area. The subject's improvement assessment is \$32,912 or \$21.43 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 was disclosed.

The board of review presented descriptions and assessment information on four comparable properties consisting of two-story frame dwellings that range in age from 107 to 129 years old. All four of the comparables submitted by the board of review are classified as multi-family residences with two apartments. They range in size from 1,740 to 2,057 square feet of living area. Features include unfinished basements, from 2 to 3 bathrooms. Three comparables have 1 to 3-car garages. Two of the comparables have fireplaces, and one has air conditioning. These properties have improvement assessments ranging from \$35,444 to \$43,726 or from \$18.05 to \$21.26 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.

The Board finds the comparables submitted by the appellant were most similar to the subject in location, size, style, and features. All of the comparables submitted by the appellant are single-family dwellings consisting of 1,512 to 1,592 square feet of living area. The board of review's comparables are all listed in assessment records as being multi-family dwellings each with two apartments. None have the same 2-05 classification as the subject property. Their sizes ranged from 1,740 to 2,057 square feet of living area.

Due to their similarities to the subject, the appellant's comparables received the most weight in the Board's analysis. The Board gave little weight to the board of review's comparables. The appellant's comparables had improvement assessments that ranged from \$19.76 to \$21.19 per square foot of living area. The subject's improvement assessment of \$21.43 per square foot of living area is slightly above the range established by the most similar comparables; and well above the \$19.76 assessment of the nearly identical comparable. After considering adjustments and the differences in the comparables when compared to the subject, the Board finds the appellant's request for an assessment reduction is supported by the evidence in the record. Therefore, the Property Tax Appeal Board finds 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.

Donald R. Cuit

Chairman

K. L. Fern

Member

Frank A. Huff

Member

Mario Morris

Member

J. R.

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 30, 2012

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.