FINAL ADMINISTRATIVE DECISION
ILLINOIS PROPERTY TAX APPEAL BOARD

APPELLANT: Paul Mitchell
DOCKET NO.: 07-29685.001-R-1
PARCEL NO.: 04-36-316-013-0000

The parties of record before the Property Tax Appeal Board are Paul Mitchell, the appellant(s), by attorney Stephanie Park, of Park & Longstreet, P.C. in Rolling Meadows; and the Cook 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 **Cook** County Board of Review is warranted. The correct assessed valuation of the property is:

LAND:	$29,808
IMPR.:	$237,566
TOTAL:	$267,374

Subject only to the State multiplier as applicable.

ANALYSIS

The subject property consists of a 24,840 square foot parcel of land improved with a three-year old, two-story, masonry, single-family dwelling containing 5,755 square feet of living area, six and two-half baths, air conditioning, two fireplaces, and a full, finished basement. The appellant, via counsel, argued there was unequal treatment in the assessment process of the improvement as the basis of this appeal.

In support of the equity argument, the appellant submitted information on a total of 12 properties suggested as comparable. The properties are described as two-story, masonry, frame or frame and masonry, single-family dwellings. Features include between three and one-half and six and two-half baths, air conditioning, between two and six fireplaces for 11 properties, and, for 11 properties, full basements with seven finished. The properties range: in age from two to nine years; in size from 5,085 to 8,023 square feet of living area; and in improvement assessments from $25.00 to $35.48 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 improvement assessment of $237,566 or $41.28 per square foot of living area was disclosed. In support of the subject's assessment, the board of review submitted descriptions and assessment information on two properties suggested as comparable. The properties are described as two-story, masonry, single-family dwellings. Features include three and one-half or five and one-half baths, air conditioning, two or four fireplaces, and full finished basements. The properties are 2 and 60 years old, contain 5,134 and 5,657 square feet of living area, and have improvement assessments of $48.80 and $41.80 per square foot of living area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

At hearing, the appellant's attorney argued that the appellant's suggested comparables were more similar to the subject than the board of review's suggested comparables. The board of review's representative submitted Board of Review Exhibit A, a printout of a Google map showing the proximity of all the suggested comparables to the subject property.

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 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 PTAB finds the appellant has not met this burden.

The parties presented a total of 14 properties suggested as comparable. The PTAB finds the appellant's comparables #4 and #11 and the board of review's comparable #2 most similar to the subject in size, design, construction, and/or age. The properties range: in age from 2 to 60 years; in size from 5,657 to 6,079 square feet of living area; and in improvement assessments from $27.50 to $41.28 per square foot of living area. In comparison, the subject's improvement assessment of $41.28 per square foot of living area is within the range of these comparables. Therefore, 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 supported and a reduction in the improvement 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: February 22, 2013

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.