



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

APPELLANT: Joe Connolly  
DOCKET NO.: 08-01956.001-R-1  
PARCEL NO.: 14-34-157-008

The parties of record before the Property Tax Appeal Board are Joe Connolly, the appellant, by attorney Clyde B. Hendricks of 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:** \$2,530  
**IMPR.:** \$15,210  
**TOTAL:** \$17,740

Subject only to the State multiplier as applicable.

**ANALYSIS**

The subject property consists of a one-story with finished attic single family dwelling that contains 1,182 square feet of total living area. Features of the property include a basement, central air conditioning and a detached garage with 240 square feet. The dwelling was constructed in 1925.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted sales data on three comparable properties improved with a one-story with finished attic single family dwelling and two, two-story dwellings that range in size from 1,176 to 1,764 square feet of living area. The dwellings were constructed from 1900 to 1920. Each comparable has a basement, two comparables each have a fireplace and two comparables each have a detached garage with 264 and 576 square feet of building area, respectively. Each of the comparables has a different neighborhood code than the subject property. To further document the sales the appellant submitted copies of the multiple listing service (MLS) sheets associated with each sale. The sales occurred from June 2007 to June 2008 for prices ranging from \$17,500 to \$27,500 or from \$14.88 to \$22.53 per square foot of living area. Based on this evidence the appellant requested the subject's assessment be reduced to \$10,000.

The board of review (BOR) submitted its "Board of Review Notes on Appeal" wherein its final assessment of the subject totaling \$17,740 was disclosed. The subject's assessment reflects a market value of approximately \$53,547 or \$45.30 per square foot of living area, land included, using the 2008 three year average median level of assessments for Peoria County of 33.13%. In support of the assessment the BOR submitted information on three comparables composed of one-story dwellings with finished attics that range in size from 1,176 to 1,314 square feet of living area. Each comparable has a basement, each comparable has central air conditioning, one comparable has a fireplace and one comparable has a detached garage with 288 square feet of building area. The dwellings were constructed in 1920 and 1922. Each comparable has the same neighborhood code as the subject. The BOR also provided a map depicting the location of the subject and the comparables used by the parties. The map depicts the comparables used by the BOR as being located closer to the subject than were those used by the appellant. The sales occurred from November 2007 to March 2008 for prices ranging from \$49,000 to \$67,000 or from \$41.67 to \$55.10 per square foot of living area, including land. Based on this evidence, the BOR requested the subject's assessment be confirmed.

In rebuttal the appellant submitted a copy of the MLS sheet for BOR comparable #1 indicating this property has updates and features the subject does not have. The appellant also asserted that BOR comparable #2 was listed for a price of \$48,500 in 2007.

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 the appeal. The Board further finds a reduction in the subject's assessment is not supported by the evidence in the record.

The appellant contends the market value of the subject property is not accurately reflected in its assessed valuation. When market value is the basis of the appeal the value of the property 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). The Board finds the sales data in the record do not support a reduction in the subject's assessment.

The record contains information on 6 comparable sales submitted by the parties. The Board finds the comparables submitted by the BOR are most similar to the subject in location, style, features and age. These comparables are given the most weight in the Board's analysis. The BOR comparables sold for prices ranging from \$49,000 to \$67,000 or from \$41.67 to \$55.10 per square foot of living area, land included. The subject's assessment reflects a market value of \$53,547 or \$45.30 per square foot of living area, land included, which is at the low end of the range established by the best comparables in the record. Based on this

Docket No: 08-01956.001-R-1

record the Board finds a reduction in the subject's assessment is not justified.

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: April 22, 2011

*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.