



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

APPELLANT: Merle & Carol Huff
DOCKET NO.: 08-02898.001-R-1
PARCEL NO.: 14-22-351-010

The parties of record before the Property Tax Appeal Board are Merle & Carol Huff, the appellants, 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: \$2,650
IMPR.: \$16,700
TOTAL: \$19,350

Subject only to the State multiplier as applicable.

ANALYSIS

The subject property consists of an 88 year-old, one-story bungalow style frame dwelling that contains 784 square feet of living area. The subject has central air conditioning and a partial unfinished basement and is located in Peoria, Richwoods Township, Peoria County.

The appellants submitted evidence to the Property Tax Appeal Board claiming overvaluation as the basis of the appeal. In support of this argument, the appellants submitted the subject's property record card, as well as multiple listing sheets, property record cards and a grid detailing three comparable properties. The comparables consist of one-story, ranch or bungalow style frame dwellings that were built between 1930 and 1954 and range in size from 560 to 720 square feet of living area. One comparable has a full unfinished basement, while two comparables have garages that contain 308 or 466 square feet of building area, but have no basements. These properties sold between February 2007 and July 2008 for prices ranging from \$15,000 to \$32,000 or from \$20.83 to \$57.14 per square foot of living area including land. Based on this evidence, the

appellants requested the subject's assessment be reduced to \$9,340, reflecting a market value of approximately \$28,020.

The board of review submitted its Board of Review Notes on Appeal wherein the subject's total assessment of \$19,350 was disclosed. The subject has an estimated market value of \$58,406 or \$74.50 per square foot of living area including land, as reflected by its assessment and Peoria County's 2008 three-year median level of assessments of 33.13%.

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 seven comparable properties located within 1.015 miles of the subject. The comparables consist of one-story, bungalow or cottage style frame dwellings that were built between 1914 and 1930 and range in size from 384 to 1,041 square feet of living area. Features of the comparables include full basements, one of which has 300 square feet of finished area. Four comparables have central air conditioning and five have garages that contain from 280 to 576 square feet of building area. These properties sold between July 2007 and October 2008 for prices ranging from \$38,500 to \$82,000 or from \$69.93 to \$100.26 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 appellants argued one of the board of review's comparables is located over one mile from the subject and the other comparables have features and updates not enjoyed by the subject, or are much 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 no reduction in the subject property's assessment is warranted.

The appellants contend 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 (3rd Dist. 2002). After analyzing the market evidence submitted, the Board finds the appellants have failed to meet this burden.

The Board finds the parties submitted nine comparables for its consideration. The Board gave less weight to the appellants' comparables #1 and #3 because they had slab foundations, dissimilar to the subject's full unfinished basement. The Board also gave less weight to the board of review's comparables #3, #4 and #6 because they differed significantly in living area when compared to the subject. The Board finds the appellants' comparable #2 and the board of review's remaining comparables were similar to the subject in design, exterior construction, foundation and some features and sold for prices ranging from

\$32,000 to \$63,000 or from \$57.14 to \$84.24 per square foot of living area including land. The subject's estimated market value as reflected by its assessment of \$58,406 of \$74.50 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 no reduction 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.

Ronald R. Cuit

Chairman

K. L. Fern

Member

Frank A. Huff

Member

Marko M. Louie

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: March 23, 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.