



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

APPELLANT: Gullo International
DOCKET NO.: 08-20849.001-I-1
PARCEL NO.: 08-34-202-008-0000

The parties of record before the Property Tax Appeal Board are Gullo International, the appellant(s), by attorney Anthony M. Farace, of Amari & Locallo 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: \$65,329
IMPR: \$206,154
TOTAL: \$271,483

Subject only to the State multiplier as applicable.

ANALYSIS

The subject property consists of a 96,073 square foot parcel of land improved with a four-year old, one-story, masonry, industrial, incentive building containing 33,824 square feet of building area. The appellant, via counsel, argued that there was unequal treatment in the assessment process of the improvement as the bases of this appeal.

The appellant lists the subject's improvement size as 26,430 square feet of building area without further explanation.

In support of the equity argument, the appellant submitted assessment data and descriptions on three properties suggested as comparable to the subject. The data in its entirety reflects that the properties are improved with one-story, masonry, industrial, incentive buildings. The properties are seven years old, contain 24,053 square feet of building area, and have improvement assessments from \$4.88 to \$5.02 per square foot of building area. Based on this evidence, the appellant requested a reduction in the subject's assessment.

The board of review submitted "Board of Review-Notes on Appeal" wherein the subject's improvement assessment was \$273,747. The board of review lists the subject's improvement size as 33,824 square feet of building area and submitted the property record card to support this. The most recent document in the property record card show a field agent inspected the property on October 15, 2004 and listed the subject's original size as 27,890 square feet of building area with a 2004 addition of 2,294 square feet for a total improvement size of 30,184 square feet of building area.

In support of the assessment, the board submitted copies of the property record card for the subject as well as raw sales data on seven properties. The properties sold for prices ranging from \$1,700,000 to \$2,737,000 or from \$56.67 to \$108.80 per square of building area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

After considering the evidence and reviewing the testimony, the Property Tax Appeal Board finds that it has jurisdiction over the parties and the subject matter of this appeal.

Appellants 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, 544 N.E.2d 762 (1989). The evidence must demonstrate a consistent pattern of assessment inequities within the assessment jurisdiction. Proof of assessment inequity should include assessment data and documentation establishing the physical, locational, and jurisdictional similarities of the suggested comparables to the subject property. *Property Tax Appeal Board Rule* 1910.65(b). Mathematical equality in the assessment process is not required. A practical uniformity, rather than an absolute one is the test. Apex Motor Fuel Co. v. Barrett, 20 Ill. 2d 395, 169 N.E.2d 769 (1960). Having considered the evidence presented, the PTAB concludes that the appellant has met this burden and that a reduction is warranted.

As to the subject's size, the PTAB finds the best evidence to be the property record card submitted by the board of review. In addition, the PTAB finds the most accurate evidence from the property record card to reflect the field inspection on October 15, 2004 showing a total improvement size of 30,184 square feet of building area; this reflects an improvement assessment of \$9.07 per square foot of building area.

The appellant presented assessment data on a total of three equity comparables. The PTAB gives little weight to the board of review's evidence as the data is merely raw sales data without any assessment information.

The PTAB finds the appellant's comparables similar to the subject. The data in its entirety reflects that the properties

are improved with one-story, masonry, industrial, incentive buildings. The properties are seven years old, contain 24,053 square feet of building area, and have improvement assessments from \$4.88 to \$5.02 per square foot of building area. In comparison, the subject's improvement assessment of \$9.06 per square foot of building area is above the range of comparables. After considering adjustments and the differences in the comparables when compared to the subject, the PTAB finds the subject's per square foot improvement assessment is not supported and a reduction in the subject's assessment to that requested by the appellant 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: December 20, 2013

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.