



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

APPELLANT: Robert Schmidt
DOCKET NO.: 08-22126.001-R-1
PARCEL NO.: 02-04-100-049-0000

The parties of record before the Property Tax Appeal Board are Robert Schmidt, the appellant; 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: \$28,923
IMPR.: \$32,841
TOTAL: \$61,764

Subject only to the State multiplier as applicable.

ANALYSIS

The subject property is improved with a one-story dwelling of frame construction containing 1,868 square feet of living area. The dwelling is 51 years old and features a full unfinished basement, central air conditioning, a fireplaces and a one-car attached garage.

The appellant submitted evidence before the Property Tax Appeal Board claiming unequal treatment in the assessment process. In support of this argument, the appellant submitted information on three comparable properties. The comparables consist of one-story frame dwellings that range in age from 20 to 51 years old. The comparables have the same assigned neighborhood code and are located within a block of the subject property. The dwellings range in size from 1,408 to 3,066 square feet of living area. The comparables have either full or partial basements, one or two fireplaces and two or three-car attached garages. Two of the comparables have central air conditioning. The comparables have improvement assessments ranging from \$28,598 to \$48,443 or from \$15.20 to \$20.31 per square foot of living area. The subject property has an improvement assessment of \$32,841 or \$17.58 per square foot of living area. Based on this evidence, the

appellant requested that the subject's improvement assessment be reduced to \$28,399 or \$15.20 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" wherein the subject's final assessment of \$61,764 was disclosed. In support of the subject's assessment, the board of review presented descriptions and assessment information on four comparable properties. They consist of one-story frame dwellings that range in age from 24 to 43 years old. The comparables have the same assigned neighborhood code as the subject property. The dwellings range in size from 1,947 to 2,088 square feet of living area. Three of the comparables have full or partial basements and one has a slab foundation. Two comparables have central air conditioning, three comparables have a fireplace and all the comparables have between two and four-car garages. The comparables have improvement assessments ranging from \$35,858 to \$51,935 or from \$17.80 to \$26.67 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 not 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 not met this burden.

Both parties submitted a total of seven suggested comparable properties for the Board's consideration. The Board gave less weight to the appellant's comparables #2 and #3 due to their larger sizes. The Board gave less weight to the board of review's comparables #1 and #4 due to their dissimilar foundation and features or condition and features. The Board finds the remaining three comparables are more similar to the subject in location, age, size, exterior construction and features. These most similar comparables have improvement assessments ranging from \$28,598 to \$43,852 or from \$17.80 to \$21.56 per square foot of living area. The subject's improvement assessment of \$17.58 per square foot of living area falls below the range established by the most similar comparables contained in this record. After considering adjustments to the comparables for differences when compared to the subject, the Board finds the subject's improvement assessment is supported. Therefore, no 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.

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: June 24, 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.