



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

APPELLANT: Jerri Haase
DOCKET NO.: 08-30174.001-R-1
PARCEL NO.: 18-18-201-084-0000

The parties of record before the Property Tax Appeal Board are Jerri Haase, the appellant, by attorney Christopher G. Walsh, Jr. 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: \$ 15,074
IMPR.: \$ 62,733
TOTAL: \$ 77,807

Subject only to the State multiplier as applicable.

ANALYSIS

The subject property is improved with a two-story dwelling of frame construction containing 3,016 square feet of living area. The dwelling is 31 years old. Features of the home include a partial unfinished basement, central air conditioning, a fireplace, and a two and one-half car attached garage. The subject is classified as a class 2-78 residential property under the Cook County Real Property Assessment Classification Ordinance and is located in Western Springs, Lyons Township, Cook County.

The appellant's appeal is based on unequal treatment in the assessment process. The appellant submitted information on four comparable properties described as two-story frame or frame and masonry dwellings that have the same assigned neighborhood code as the subject. Two of the comparables are located one block from the subject. The comparable dwellings range in age from seven to forty-seven years old, and they range in size from 2,882 to 3,338 square feet of living area. One comparable has a crawl-space foundation, and three have unfinished basements, either full or partial. Each comparable has central air conditioning, a fireplace, and a two-car garage. The comparables have improvement assessments ranging from \$19.64 to \$20.00 per square foot of living area. The subject's improvement assessment is \$23.04 per square foot of living area. Based on this evidence,

the appellant requested that the subject's improvement assessment be reduced to \$59,837 or \$19.84 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" wherein the subject's final assessment was disclosed. The board of review presented descriptions and assessment information on four comparable properties consisting of two-story frame dwellings that range in age from 29 to 43 years old. The comparables have the same assigned neighborhood and classification codes as the subject, and three are located one-quarter mile from the subject. The dwellings range in size from 2,947 to 3,144 square feet of living area, and one was described as being of deluxe quality. Each comparable has an unfinished basement, either full or partial; central air conditioning; one or two fireplaces; and a two-car attached garage. These properties have improvement assessments ranging from \$20.97 to \$22.52 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 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 met this burden.

Both parties presented assessment data on a total of eight equity comparables. The appellant's comparable #3 had a crawl-space foundation; comparables #2 and #3 were somewhat older than the subject; and comparable #4 was much newer than the subject. As a result, these comparables received reduced weight in the Board's analysis. The board of review's comparables #3 and #4 were also somewhat older than the subject, and comparable #3 was described as being of deluxe quality. As a result, these comparables also received reduced weight. The Board finds the appellant's comparable #1 and the board of review's comparables #1 and #2 were most similar to the subject in age. They were also very similar in size, style, and features. Due to their similarities to the subject, these comparables received the most weight in the Board's analysis. These comparables had improvement assessments that ranged from \$19.64 to \$21.53 per square foot of living area. The subject's improvement assessment of \$23.04 per square foot of living area falls above the range established by the most similar comparables. After considering adjustments and the differences in both parties' comparables when compared to the subject, the Board finds the subject's improvement assessment is not equitable and a 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.

Donald 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.