



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

APPELLANT: Pedro Sanchez
DOCKET NO.: 09-22286.001-R-1
PARCEL NO.: 09-17-211-028-0000

The parties of record before the Property Tax Appeal Board are Pedro Sanchez, the appellant, by attorney Abid Sabeeh, of Law Office of Abid Sabeeh in Streamwood; 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: \$ 3,750
IMPR.: \$ 11,819
TOTAL: \$ 15,569

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a decision of the Cook County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2009 tax year. The Property Tax Appeal Board (the "Board") finds that it has jurisdiction over the parties and the subject matter of the appeal.

Findings of Fact

The subject consists of a one and one-half story dwelling of frame construction with 788 square feet of living area. The dwelling is 68 years old. Features of the home include one bath, a full unfinished basement, and a one-car garage. The property has a 6,250 square foot site, and is located in Maine Township, Cook County. The subject is classified as a class 2-02 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant contends assessment inequity as the basis of the appeal. In support of this argument, the appellant submitted information on two equity comparables. Comparable #1 is prorated with an additional parcel, while comparable #2 is assessed at \$25.13 per square foot.

The appellant also contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted evidence disclosing the subject property was purchased on February 5, 2009 for a price of \$131,250 pursuant to a bank sale. Based on this evidence, the appellant requested a reduction in the subject's assessment to reflect the purchase price. The appellant also submitted information on nine comparable sales. The appellant failed to complete the grid sheet in Section V of the appeal form for either the equity comparables or the sales comparables. Additionally, the appellant failed to provide the square footage of living area for five of the nine sales comparables. Comparables #4, #6, #7 and #8 sold from June 2009 through October 2009 for prices ranging from \$155.23 to \$222.36 per square foot, including land.

The board of review submitted its "Board of Review-Notes on Appeal" disclosing the total assessment for the subject of \$20,140. The subject property has an improvement assessment of \$16,390, or \$20.80 per square foot of living area. The subject's assessment reflects a market value of \$226,292, or \$287.17 per square foot of living area, including land, when applying the 2009 three year average median level of assessment for class 2 property under the Cook County Real Property Assessment Classification Ordinance of 8.90% as determined by the Illinois Department of Revenue. In support of its contention of the correct assessment, the board of review submitted information on three equity comparables ranging in improvement assessment per square foot from \$22.48 to \$26.30.

Conclusion of Law

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. 86 Ill.Admin.Code §1910.63(e). Proof of market value may consist of an appraisal of the subject property, a recent sale, comparable sales or construction costs. 86 Ill.Admin.Code §1910.65(c). The Board finds the appellant met this burden of proof and a reduction in the subject's assessment is warranted.

The Board gives no weight to the appellant's recent purchase nor to the appellant's equity comparables, as the first comparable was incomplete while the second comparable was assessed at a greater level than the subject property.

However, the Board finds the best evidence of market value to be appellant's comparables #6, #7, and #8. These comparables sold for prices ranging from \$166.51 to \$222.36 per square foot of living area, including land. The subject's assessment reflects a market value of \$287.17 per square foot of living area, including land, which is above the range established by the best comparables in this record. Based on this record, the Board finds a reduction in the subject's assessment is 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.



Chairman



Member



Member



Member



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: October 24, 2014



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.