



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

APPELLANT: Michael & Allyson Saad
DOCKET NO.: 10-00150.001-R-1
PARCEL NO.: 33-08-200-001-0011

The parties of record before the Property Tax Appeal Board are Michael & Allyson Saad, the appellants; and the Vermilion 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 Vermilion County Board of Review is warranted. The correct assessed valuation of the property is:

LAND:	\$ 10,266
FRM. LAND	\$ 96
IMPR.:	\$125,733
TOTAL:	\$136,095

Subject only to the State multiplier as applicable.

ANALYSIS

The subject appeal consists of a residential property with farmland located in Elwood Township, Vermilion County, Illinois.

The appellants submitted evidence before the Property Tax Appeal Board claiming that the residential portion of the subject property was overvalued. In support of this claim, the appellants submitted an appraisal of the subject property. The appraisal report conveys an estimated market value of \$405,000 as of July 7, 2010, using the sales comparison approach to value.

The appellants also submitted the Vermilion County Board of Review's final decision regarding the subject property. The residential portion of the subject property had a total assessment of \$159,904, which reflects an estimated market value of \$476,194 using Vermilion County's 2010 three-year median level of assessments of 33.58% as determined by the Illinois Department of Revenue. Based on this evidence, the appellants requested a reduction in the subject's assessment.

The board of review did not submit its "Board of Review Notes on Appeal" or any evidence in support of its assessed valuation of the subject property as required by Section 1910.40(a) of the rules of the Property Tax Appeal Board. By letter dated April 24, 2012, the Vermilion County Board of Review was found to be in default.

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 assessment is warranted.

The appellants contend 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. National City Bank of Michigan/Illinois v. Illinois Property Tax Appeal Board, 331 Ill.App.3d 1038 (3rd Dist. 2002). Except in counties with more than 200,000 inhabitants that classify property, property is to be valued at 33 $\frac{1}{3}$ % of fair cash value. (35 ILCS 200/9-145(a)). 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 appellants in this appeal submitted an appraisal to demonstrate the subject property was overvalued. The appraisal report conveys an estimated market value of \$405,000 as of July 7, 2010, using the sales comparison approach to value. The board of review did not refute the value evidence submitted by the appellants or timely submit any evidence in support of its assessment of the subject property as required by Section 1910.40(a) of the rules of the Property Tax Appeal Board.

The Property Tax Appeal Board finds the best and only evidence of the subject's market value is the appraisal submitted by the appellants. The appraisal estimated a fair market value for the subject property of \$405,000 as of July 7, 2010. The subject's residential assessment reflects an estimated market value of \$476,194, which is greater than the appraisal. Therefore, 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.

Ronald R. Guit

Chairman

K. L. Fern

Member

Member

Mario Morris

Member

[Signature]

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: September 21, 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.