FINAL ADMINISTRATIVE DECISION
ILLINOIS PROPERTY TAX APPEAL BOARD

APPELLANT: Edna McTernan
DOCKET NO.: 10-22379.001-R-1
PARCEL NO.: 01-03-200-057-0000

The parties of record before the Property Tax Appeal Board are Edna McTernan, 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 **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:	$13,355
IMPR.:	$112,644
TOTAL:	$125,999

Subject only to the State multiplier as applicable.

ANALYSIS

The subject property is improved with a two-story dwelling of masonry construction containing 5,938 square feet of living area. The dwelling was 10 years old. Features of the home include a full basement with finished recreation room, central air conditioning, two fireplaces and a four-car attached garage. The property has a 267,110 square foot site and is located in Barrington Hills, Barrington Township, Cook County.

The appellant's appeal is based on assessment equity. The appellant submitted information on four comparable properties described as two-story dwellings of masonry, frame, or frame and masonry construction that ranged in size from 5,987 to 6,396 square feet of living area. The dwellings ranged in age from 10 to 70 years old. Each comparable has the same neighborhood code as the subject property with two comparables located on the subject's street. Features of the comparables include a full or partial basement, central air conditioning, two to three fireplaces and 3 or 3.5-car garages. One comparable has a finished recreation room in the basement. The comparables have

improvement assessments ranging from $74,732 to $114,547 or from $12.48 to $18.31 per square foot of living area. The subject's improvement assessment is $112,644 or $18.97 per square foot of living area. Based on this evidence, the appellant requested a reduction in the subject's improvement assessment to $95,364 or $16.06 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 three comparable properties improved with two-story dwellings of masonry, frame or frame and masonry construction that range in size from 5,033 to 6,659 square feet of living area. The dwellings ranged in age from 15 to 42 years old. Each has the same neighborhood code as the subject property with one comparable located on the subject's street. Features of the comparables include a full or partial basement, central air conditioning, two or three fireplaces and from 2.5 to 4-car garages. One comparable has a finished recreation room in the basement. These properties have improvement assessments ranging from $92,766 to $123,531 or from $16.88 to $19.42 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 assessments by clear and convincing evidence. Kankakee County Board of Review v. Property Tax Appeal Board, 131 Ill.2d 1 (1989); 86 Ill.Admin.Code 1910.63(e). The evidence must demonstrate a consistent pattern of assessment inequities within the assessment jurisdiction. After an analysis of the assessment data, the Board finds the appellant has not met this burden.

The parties to the appeal submitted a total of seven comparable properties into the record for the Board's consideration. The Board gave diminished weight to appellant's comparables #1, #2 and #4 and board of review comparables #2 and #3 due primarily to the significant age disparity when compared to the subject property. These five properties had ages ranging from 40 to 70

years while the subject property is 10 years old. Appellant's comparable #3 and board of review comparable #3 also received less weight for their frame exterior construction which is dissimilar to the subject property. The Board finds the only two comparables similar to the subject in both size and age are appellant's comparable #3 and board of review comparable #1. These had improvement assessments of $16.88 and $19.42 per square foot of living area. The subject's improvement assessment of $18.97 per square foot of living area falls within the range established by the best comparables in this record. After considering adjustments and the differences in both comparables when compared to the subject, the Property Tax Appeal Board finds the subject's improvement assessment is supported by the assessment information in this record. Therefore, the Board finds the appellant did not demonstrate with clear and convincing evidence that the subject's improvement assessment was inequitable and a reduction in the subject's assessment is not 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: April 18, 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.