



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

APPELLANT: George Marks
DOCKET NO.: 11-21337.001-R-1
PARCEL NO.: 14-19-402-032-0000

The parties of record before the Property Tax Appeal Board are George Marks, the appellant, by attorney Brian P. Liston of the Law Offices of Liston & Tsantilis, P.C. 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: \$26,040
IMPR.: \$68,540
TOTAL: \$94,580

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 2011 tax year. The Property Tax Appeal Board finds that it has jurisdiction over the parties and the subject matter of the appeal.

Findings of Fact

The subject property consists of a two-story dwelling of masonry construction with 5,620 square feet of living area. The dwelling is approximately 53 years old. Features of the home include a slab foundation, central air conditioning, and a four-car attached garage. The property has a 6,200 square foot site and is located in Chicago, Lake View Township, Cook County. The

subject is classified as a class 2-09 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 three equity comparables improved with two-story or three-story dwellings of masonry construction that range in size from 5,414 to 7,310 square feet of living area. The comparables were either 109 or 111 years old. The comparables had improvement assessments ranging from \$5.24 to \$9.15 per square foot of living area. The appellant requested the subject's improvement assessment be reduced to \$42,552.

The board of review submitted the "Board of Review Notes on Appeal", a copy of the subject's property characteristic sheets and information on four equity comparables. The subject property has an improvement assessment of \$68,540 or \$12.20 per square foot of living area. In support of its contention of the correct assessment the board of review submitted information on four equity comparables that had improvement assessments that ranged from \$13.00 to \$14.97 per square foot of living area. The comparables were improved with two-story or three-story dwellings that ranged in size from 4,340 to 5,882 square feet of living area and in age from 83 to 98 years old.

Conclusion of Law

The taxpayer contends assessment inequity as the basis of the appeal. When unequal treatment in the assessment process is the basis of the appeal, the inequity of the assessments must be proved by clear and convincing evidence. 86 Ill.Admin.Code §1910.63(e). Proof of unequal treatment in the assessment process should consist of documentation of the assessments for the assessment year in question of not less than three comparable properties showing the similarity, proximity and lack of distinguishing characteristics of the assessment comparables to the subject property. 86 Ill.Admin.Code §1910.65(b). The Board finds the appellant did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The Board finds the record contains information on seven equity comparables submitted by the parties that were not particularly similar to the subject in age, each being older than the subject dwelling. The comparables provided by the board of review; however, were more similar in age to the subject dwelling than were those provided by the appellant and were given more weight. These comparables were older than the subject but superior to

the subject in that each had a basement compared to the subject's slab foundation. These comparables had improvement assessments that ranged from \$13.00 to \$14.97 per square foot of living area. The subject's improvement assessment of \$12.20 per square foot of living area falls below the range established by the best comparables in this record. Based on this record the Board finds the appellant did not demonstrate with clear and convincing evidence that the subject's improvement was inequitably assessed 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: September 19, 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.