

PROPERTY TAX APPEAL BOARD'S DECISION

APPELLANT: Rescue Society, LLC
DOCKET NO.: 04-20475.001-R-1
PARCEL NO.: 01-09-303-004

The parties of record before the Property Tax Appeal Board (hereinafter PTAB) are Rescue Society, LLC, the appellant, by Attorney Robert M. Sarnoff with the law firm of Sarnoff & Baccash in Chicago; and the Cook County Board of Review.

The subject property contains a 1,285,194 square foot parcel improved with a 52-year old, one-story, frame and masonry dwelling. The building contains 2,677 square feet of living area with two full and one half-baths, one fireplace, and a two-car garage.

The appellant argued that the appeal was based on unequal treatment in the assessment process of the improvement.

The appellant's pleadings reflect data and descriptions on a total of 10 comparable properties located within the subject's neighborhood. They are improved with a one-story or one and one-half story, dwelling of either frame, masonry or frame and masonry exterior construction. These comparables range: in baths from two full and one half-baths to three full and two half-baths; in age from 20 to 74 years; in size from 2,605 to 2,679 square feet of living area; and in improvement assessments from \$19.42 to \$25.86 per square foot of living area. Nine properties have basement area, while all have a multi-car garage. Based on this evidence, the appellant requested a reduction in the subject's improvement assessment.

The board of review submitted its "Board of Review Notes on Appeal" wherein the subject's final assessment was disclosed as \$109,919 reflecting an improvement assessment of \$96,174 or \$35.93 per square foot. Beyond this submission, the board of review failed to proffer any equity evidence in support of the subject's current assessment. However, the board did submit copies of the taxpayer's evidence from the board's hearing level.

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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:	\$	13,745
IMPR.:	\$	67,514
TOTAL:	\$	81,259

Subject only to the State multiplier as applicable.

PTAB/KPP

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 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 PTAB finds the appellant has met this burden.

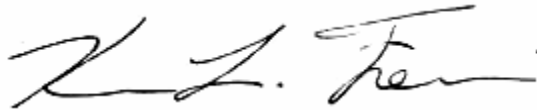
In totality, the only equity evidence was submitted by the appellant comprising 10 equity comparables, all of which support a reduction to the subject's assessment. The PTAB finds the comparables #3, #5, #6, #8, #9 and #10 submitted by the appellant were most similar to the subject. These six comparables were all improved with a one-story, frame or masonry, single-family dwelling ranging in age from 20 to 51 years and in size from 2,605 to 2,678 square feet. They had improvement assessments that ranged from \$22.18 to \$25.86 per square foot of living area, while the subject's improvement assessment stands at \$35.93 per square foot, which is above the range reflected by the comparables. Due to their similarities to the subject, these comparables received the most weight in the PTAB's analysis; however, slight adjustments were necessary in consideration of exterior construction, age and/or amenities.

After considering the adjustments and the differences in the comparables, the PTAB finds the subject's per square foot improvement assessment is not supported and that a reduction in the subject's assessment is warranted based upon the evidence submitted in the tax year at issue.

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.



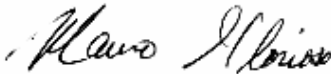
Chairman



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: December 19, 2008



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.