



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

APPELLANT: Land Trust 275 1000 0353
DOCKET NO.: 12-05062.001-R-1
PARCEL NO.: 30-07-09-318-009-0000

The parties of record before the Property Tax Appeal Board are Land Trust 275 1000 0353, the appellant, by attorney Patrick A. Meszaros of the Law Office of Patrick A. Meszaros, in Joliet, and the Will 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 Will County Board of Review is warranted. The correct assessed valuation of the property is:

**LAND: \$7,772
IMPR.: \$46,942
TOTAL: \$54,714**

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a 2011 decision of the Property Tax Appeal Board pursuant to section 16-185 of the Property Tax Code (35 ILCS 200/16-185) in order to challenge the subject's assessment for the 2012 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 four-unit apartment building of two-story design with brick and stone exterior construction. The structure contains approximately 3,828 gross square feet of building area with 4 two-bedroom units. The building was constructed in 1968. Features include a full unfinished

basement and a detached 792 square foot garage. The property has a 7,362 square foot site and is located in Joliet, Joliet Township, Will County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted a grid analysis of four comparable sales along with Multiple Listing Service data sheets, printouts from the Supervisor of Assessment and printouts from the township assessor with characteristics information. The comparables were said to be from .55 to one mile from the subject property. The sales occurred between March 2010 and April 2011 for prices ranging from \$105,000 to \$165,000 or from \$37.93 to \$43.40 per square foot of living area, including land.

Based on this evidence, the appellant requested a total assessment of \$52,045 which would reflect a market value of approximately \$156,135 or \$40.79 per square foot of building area, including land.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$67,024. The subject's assessment reflects a market value of \$201,637 or \$52.67 per square foot of building area, land included, when using the 2012 three year average median level of assessment for Will County of 33.24% as determined by the Illinois Department of Revenue.

In rebuttal the board of review submitted a statement from James A. Brenczewski, Joliet Township Assessor, asserting that the subject's total 2012 assessment was \$67,024 or a market value of \$53.00 per square foot.

In the same statement and in support of its contention of the correct assessment, the board of review purports to have submitted information on comparables ranging from \$45.80 to \$70.56 per square foot. The only documents attached to the township assessor's statement are two grids of the appellant's four comparable sales and applicable property record cards for the subject and the appellant's four comparables. There is no other data regarding sales as referenced in the township assessor's statement.

Based on this purported evidence, the board of review requested confirmation of the subject's assessment.

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 finds the only evidence of market value in this record to be the comparable sales submitted by the appellant. The Board has given reduced weight to appellant's comparable #1 which is significantly smaller than the subject apartment building and significantly older. The remaining three sales occurred between March 2010 and April 2011. The board of review did not dispute the date of these sales for a valuation as of January 1, 2012. These three most similar comparables sold for prices ranging from \$150,000 to \$165,000 or from \$38.11 to \$43.40 per square foot of living area, including land.

The subject's assessment reflects a market value of \$201,637 or \$52.67 per square foot of building area, including land, which is above the most similar comparable sales in this record. Therefore, the Property Tax Appeal Board finds that the subject is overvalued and 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.

Chairman

K. L. Ferr

Member

Mark Albino

Member

Jerry White

Member

Acting 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: August 21, 2015

A. Portel

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.