



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

APPELLANT: Hugh C. Floyd
DOCKET NO.: 13-34915.001-R-1
PARCEL NO.: 05-28-106-029-0000

The parties of record before the Property Tax Appeal Board are Hugh C. Floyd, the appellant(s); and the Cook County Board of Review.

Based on the facts and exhibits presented in this matter, 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: \$ 36,216
IMPR.: \$219,480
TOTAL: \$255,696

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a 2012 decision of the Property Tax Appeal Board pursuant to section 16-185 of the Property Tax Code (35 ILCS 200/16-185) challenging the assessment for the 2013 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 two improvements on one parcel of land with a lot size of 31,493 square feet. Improvement #1 is a two-story, single-family dwelling of masonry construction with 5,709 square feet of living area. The dwelling is 38 years old. Improvement #2 is a one and one-half story, frame and masonry single-family dwelling with 1,089 square feet of living area. The dwelling is seven years old. The property is located in New Trier Township, Cook County. Both improvements are classified as Class 2 property under the Cook County Real Property Classification Ordinance.

The appellant contends assessment inequity as the basis of the appeal. In support of this argument the appellant submitted information on the subject properties two improvements. The appellant failed to submit any comparables for either Improvement.

The Cook County Board of Review submitted its "Board of Review-Notes on Appeal," wherein the subject's total assessment of \$255,696 was disclosed. The improvement assessment for Improvement #1 was \$206,768, or \$36.22 per square foot. In support of the subject's assessment for Improvement #1, the board of review submitted descriptive and assessment information for four properties suggested as comparable to the subject.

The improvement assessment for Improvement #2 was \$12,712, or \$11.67 per square foot. In support of the subject's assessment for Improvement #2, the board of review submitted descriptive and assessment information for two properties suggested as comparable to the subject.

The board of review also included a detailed printout from the Assessor's office indicating there are two improvements on this parcel.

Neither party submitted written rebuttal.

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 best evidence of assessment equity for Improvement #1 to be the board of review's comparables #1 through #4. These comparables had improvement assessments that ranged from \$36.90 to \$38.87 per square foot of living area. The subject's improvement assessment for Improvement #1 of \$36.22 per square foot of living area falls below the range established by the best comparables in this record.

The Board finds only two suggested comparables for Improvement #2 were submitted by the parties. Accordingly, there is no range with which to determine if the improvement assessment for Improvement #2 is inequitable.

Based on the evidence contained in this record, the Board finds the appellant did not demonstrate with clear and convincing evidence that the subject's improvements were inequitably assessed and a reduction in the subject's assessment is not justified. Additionally, the appellant is not entitled to an assessment rollover per Section 16-185 of the Property Tax Code, as 2013 is a new triennial period for the subject property.

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.

Mavis Allison

Chairman

K. L. Fenn

Member

JR

Acting Member

Robert J. Steffen

Member

Dane DeKinis

Member

DISSENTING: _____

CERTIFICATION

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: _____

July 21, 2017

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.