



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

APPELLANT: Mark Zanders
DOCKET NO.: 15-35724.001-R-1
PARCEL NO.: 13-16-403-027-0000

The parties of record before the Property Tax Appeal Board are Mark Zanders, the appellant, by attorney Stephanie Park, of Park & Longstreet, P.C., in Rolling Meadows; and the Cook County Board of Review.

Based on the facts and exhibits presented in this matter, 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: \$6,084
IMPR.: \$16,356
TOTAL: \$22,440

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 2015 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 with 2,538 square feet of living area of masonry construction. The dwelling is 102 years old. Features of the home include a concrete slab foundation and a 2.5-car detached garage. The property has a 4,680 square foot site and is located in Chicago, Jefferson Township, Cook County. The subject is classified as a class 2-11 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on four comparable sales, all located within the same neighborhood code as the subject. The comparables consist of two-story dwellings of masonry construction, all of the comparables have a full basement, with two of the comparables having a finished area. Three comparables have a 1.5-car or two car detached garage. The comparables have sites ranging from 3,660 to 4,375 square feet of land area. The comparables sold from

August 2013 to January 2015 for prices ranging from \$220,000 to \$271,000 or from \$88.42 to \$110.16 per square foot of living area, including land. Based on this evidence, the appellant requested the total assessment be reduced to \$22,440 or a market value of \$224,400.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$33,244. The subject's assessment reflects a market value of \$332,440 or \$130.99 per square foot of living area, including land, when using the level of assessments for class 2 property of 10% under the Cook County Real Property Assessment Classification Ordinance.

In support of its contention of the correct assessment, the board of review submitted information on three comparables, two of which have sales information. Comparable #1 is the same property as appellant's comparable #2. All of the comparables are located within the same neighborhood code and same block as the subject. The comparables consist of three two-story dwellings of masonry construction that are 102 years old. Each comparable has a full basement, with two comparables having finished areas. Two comparables have a two-car garage. The dwellings range from 2,286 to 2,494 square feet of living area. Two of the comparables sold in January 2014 and December 2014 for prices of \$230,000 and \$305,000 or \$92.22 and \$133.42 per square foot of living area, including land. No sales data was provided as to one of the comparables. Based on this evidence, the board of review requested confirmation of the subject's assessment.

In written rebuttal, appellant's counsel argued that the board of review's comparables should be given no weight because the comparables lacked sales data and because comparables #2 and #3 are of a grossly smaller square footage than the subject.

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 gave no weight to the equity comparable #2 provided by the board of review as the data provided did not address appellant's overvaluation argument, nor to comparable #3 due to its smaller square footage of living area, compared to the subject. The board gave less weight to appellant's comparable #1 as its sale occurred in August 2013, which is less indicative of fair market value as of the subject's January 1, 2015 assessment.

The Board finds the best evidence of market value in the record to be the appellant's comparables #2, #3 and #4, and board of review comparable #1 as they were most similar to the subject in location, age, living area, and features, but superior to the subject by having a basement. These comparables sold from January 2014 to January 2015 for prices ranging from \$230,000 to \$271,000 or \$92.22 to \$110.16 per square foot of living area, including land. The subject's assessment reflects a market value of \$332,440 or \$130.99 per square foot of living area, including land, which is above the best comparable sales in this record. Based on this evidence

the Board finds a reduction in the subject's assessment is justified, commensurate with the appellant's request.

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. Pursuant to Section 1910.50(d) of the rules of the Property Tax Appeal Board (86 Ill.Admin.Code §1910.50(d)) the proceeding before the Property Tax Appeal Board is terminated when the decision is rendered. The Property Tax Appeal Board does not require any motion or request for reconsideration.



Chairman



Member



Member



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: June 19, 2018



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 or years of the same general assessment period, as provided in Sections 9-125 through 9-225, 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 such subsequent year or years 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 OR YEARS. A separate petition and evidence must be filed for each of the remaining years of the general assessment period.

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.

PARTIES OF RECORD

AGENCY

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

Mark Zanders, by attorney:
Stephanie Park
Park & Longstreet, P.C.
2775 Algonquin Road
Suite 270
Rolling Meadows, IL 60008

COUNTY

Cook County Board of Review
County Building, Room 601
118 North Clark Street
Chicago, IL 60602