



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

APPELLANT: Barbara Corton
DOCKET NO.: 15-39220.001-R-1
PARCEL NO.: 13-26-417-034-0000

The parties of record before the Property Tax Appeal Board are Barbara Corton, the appellant, by attorney Anthony M. Farace, of Amari & Locallo in Chicago; 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: \$4,550
IMPR.: \$23,428
TOTAL: \$27,978

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 is improved with a two-story, multi-family dwelling of frame construction. The dwelling is approximately 109 years old and has 2,546 square feet of living area. Features of the dwelling include two apartment units, a concrete slab foundation and a two-car detached garage. The property has a 3,250 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 assessment inequity as the basis of the appeal. In support of this argument, the appellant submitted information on eight equity comparables with the same assigned neighborhood and classification codes as the subject. The comparables are improved with two-story, multi-family dwellings of frame, masonry, or frame and masonry construction. The dwellings are from 92 to 122 years old. The appellant's grid analysis indicates the

comparables have features that are similar to the subject in varying degrees. The comparable dwellings range in size from 2,272 to 2,758 square feet of living area, and their improvement assessments range from \$15,964 to \$23,464 or from \$5.79 to \$9.20 per square foot of living area. As part of the submission, the appellant submitted a copy of a letter dated October 25, 2016, from the Cook County Assessor's Office, in which the subject's 2016 assessment was reduced to \$27,978. Based on this evidence, the appellant requested a reduction in the subject's improvement assessment to \$16,892 or \$6.63 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" wherein the subject's final assessment of \$31,199 was disclosed. The subject property has an improvement assessment of \$26,649 or \$10.47 per square foot of living area. The board of review presented descriptions and assessment information on four suggested comparable properties with the same assigned neighborhood and classification codes as the subject. One of the comparables is located on the same block as the subject property. The comparables are improved with two-story dwellings of frame or masonry construction. The dwellings are from 97 to 107 years old. The appellant's grid analysis indicates the comparables have features that are similar to the subject in varying degrees. The comparable dwellings range in size from 2,533 to 3,155 square feet of living area and their improvement assessments range from \$31,984 to \$48,002 or from \$10.56 to \$17.80 per square foot of living area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

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 met this burden of proof and a reduction in the subject's assessment is warranted.

The parties presented assessment data on a total of 12 suggested comparables. The Board finds the appellant's comparables #1, #2 and #5 and the comparables submitted by the board of review had full basements that were dissimilar from the subject's concrete slab foundation. Moreover, board of review comparable #2 had central air conditioning which the subject did not enjoy, and board of review comparable #4 had significantly more living area than the subject. As a result, the appellant's comparables #1, #2 and #5 and the board of review comparables received reduced weight in the Board's analysis. The Board finds the best evidence of assessment equity to be the appellant's comparables #3, #4 and #6 through #8. The Board finds these comparables were similar to the subject in foundation, and they were also similar in location, story height, age and living area. These comparables had improvement assessments that ranged from \$8.41 to \$9.20 per square foot of living area. The subject's improvement assessment of \$10.47 per square foot of living area falls above the range established by the best comparables in this record. Based on this record, the Board finds the appellant demonstrated with clear and convincing evidence that the subject's improvement was inequitably assessed and a reduction in the subject's assessment is 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. 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

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