



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

APPELLANT: James Stockwell
DOCKET NO.: 15-40143.001-R-1
PARCEL NO.: 12-29-307-011-0000

The parties of record before the Property Tax Appeal Board are James Stockwell, the appellant, by Jessica Hill-Magiera, Attorney at Law in Lake Zurich; 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: \$2,673
IMPR.: \$13,999
TOTAL: \$16,672

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a 2014 Final Administrative 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 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 1.5-story frame dwelling on a crawl-space foundation. The 61-year-old home contains 1,573 square feet of living area. Features include central air conditioning and a 2-car garage. The subject is situated on a 9,720 square foot site located in Northlake, Leyden Township, Cook County. The subject is classified as a Class 2-03 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant contends the market value of the subject property is not accurately reflected in its assessed valuation. In support of this overvaluation argument the appellant submitted information on seven comparable sales of dwellings having the same neighborhood code as the subject. They were built between 1950 and 1962 and range in size from 1,308 to 1,878 square feet of living area. They have varying degrees of similarity as compared to the subject. The

properties sold between May 2014 and December 2015 for prices ranging from \$60,000 to \$150,000 or from \$45.87 to \$87.14 per square foot of living area, land included.

The appellant submitted a copy of the 2014 Property Tax Appeal Board Final Administrative Decision (Docket #14-34702.001-R-1) in which the total assessment was lowered to \$11,900. The subject's 2014 assessment reflects a market value of \$119,000 or \$75.65 per square foot of living area including land using the Cook County Real Property Assessment Classification Ordinance level of assessment for Class 2 property of 10%. Based on this evidence the appellant asked that the subject's total assessment be lowered to \$11,573 which reflects a market value of \$115,730 or \$73.57 per square foot of living area including land.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$16,672. The subject's assessment reflects a market value of \$166,720 or \$105.99 per square foot of living area, land included, at the 10% level of assessment for class 2 properties. In support of its contention of the correct assessment, the board of review submitted information on four sales comparables. The comparables are described as 1 or 1½-story dwellings with the same neighborhood code as the subject. The comparables range in age from 58 to 65 years old and range in size from 1,401 to 1,652 square feet of living area. They have varying degrees of similarity as compared to the subject. The comparables sold from January through October 2014 for prices ranging from \$165,000 to \$221,500 or from \$108.30 to \$134.08 per square foot of living area including land.

With respect to the appellant's evidence, the board of review claims the subject is ineligible for a rollover of the prior year's assessment as there is no evidence in the record that the subject is owner-occupied. Based on this evidence, the board of review requested confirmation of the subject's assessment.

In written rebuttal, the appellant's attorney critiqued the board of review submission but accepted board of review comparables #1 and #2.

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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The Board gave less weight to appellant's comparables #1, #2, #3, #5 and #6 based on dissimilar features and/or dwelling sizes as compared to the subject. The Board also gave less weight to board of review comparables #2, #3 and #4 based on dissimilar one-story style and/or features as compared to the subject. The Board finds appellant's comparables #4 and #7 and board of review comparable #1 most similar to the subject in location, age, style, dwelling size and most features. They sold proximate in time to the subject's assessment date for prices ranging from \$147,000 to \$165,000 or from \$86.36 to \$117.77 per square foot of living area including land. The subject's assessment reflects a market value of \$166,720 or \$105.99 per square foot of living

area, land included, which is within the range established by the best comparables in the record on a per square foot basis and marginally higher than the comparables on a total market value basis. Based on this market value evidence, the Board finds the appellant did not prove by a preponderance of the evidence that the subject is overvalued and a reduction in the subject's assessment is not 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. 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



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: March 19, 2019



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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