



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

APPELLANT: Lisa Podmajersky
DOCKET NO.: 17-34266.001-R-1
PARCEL NO.: 17-21-313-002-0000

The parties of record before the Property Tax Appeal Board are Lisa Podmajersky, the appellant, by attorney Abby L. Strauss, of Schiller Law P.C. 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 **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: \$5,125
IMPR.: \$19,755
TOTAL: \$24,880

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 2017 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 building of masonry exterior construction with 1,836 square feet of building area.¹ The building is approximately 134 years old. Features of the home include a partial unfinished basement and 1.5-car garage. The property has a 2,500 square foot site located in Chicago, West Chicago Township, Cook County. The subject is classified as a class 2-12 property under the Cook County Real Property Assessment Classification Ordinance.

¹ The appellant's attorney failed to provide the required Section V Comparable Sales/Assessment Equity Grid Analysis of the residential appeal petition, and only provided limited property characteristics for the subject and the comparables within their evidence. Additionally, both parties differ as to the subject's age and building size. As a result, the subject's property characteristics were gleaned from the Comparable Sales/Assessment Equity Grid Analysis as provided within the board of review's evidence.

The appellant contends assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument, the appellant's attorney submitted photographs and limited property information on four equity comparables. For this analysis, the Board will reference the appellant's comparables #1 through #4 in consecutive order from top to bottom as listed in the chart presented. The comparables are located within the same neighborhood code as the subject. The comparables are similar class 2-12 buildings from 121 to 137 years old and ranging in size from 1,785 to 2,329 square feet of building area. The comparables have improvement assessments ranging from \$14,487 to \$17,912 or from \$6.54 to \$8.12 per square foot of building area. Based on this evidence, the appellant requested that the subject's improvement assessment be reduced to \$13,935 or \$7.59 per square foot of building area.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$24,880. The subject property has an improvement assessment of \$19,755 or \$10.76 per square foot of building area. In support of its contention of the correct assessment, the board of review submitted information on four equity comparables that are located within the same neighborhood code as the subject. The comparables are improved with class 2-11, two-story buildings of masonry exterior construction ranging in size from 1,640 to 1,800 square feet of building area. The buildings range in age from 127 to 160 years old. The comparables have other features with varying degrees of similarity to the subject. The comparables have improvement assessments ranging from \$18,265 to \$20,568 or from \$10.85 to \$12.54 per square foot of building area. Based on this evidence, the board of review requested that the subject's assessment be confirmed.

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 parties submitted eight suggested comparables for the Board's consideration. The Board gives less weight to the appellant's comparables #1, #2, and #4 and the board of review comparable #3 due to their older age and/or larger building sizes when compared to the subject.

The Board finds the best evidence of assessment equity to be the parties' remaining comparables as they are most similar to the subject in age and building size. These four comparables have improvement assessments ranging from \$8.12 to \$11.11 per square foot of building area. The subject's improvement assessment of \$10.76 per square foot of building area falls within the range as established by the most similar comparables in this record based on their age and building size. Based on this limited record, the Board finds the appellant did not demonstrate with clear and convincing evidence that the subject's improvement was inequitably assessed and a reduction in the subject's assessment is not 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

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 8, 2021



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

Gallery Square, LP Podmajersky, Lisa, by attorney:
Abby L. Strauss
Schiller Law P.C.
33 North Dearborn
Suite 1130
Chicago, IL 60602

COUNTY

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