



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

APPELLANT: Chris Drabik
DOCKET NO.: 18-37927.001-R-1
PARCEL NO.: 03-24-309-028-0000

The parties of record before the Property Tax Appeal Board are Chris Drabik, the appellant, by attorney George N. Reveliotis, of Reveliotis Law, P.C. in Park Ridge; 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: \$4,907
IMPR.: \$22,534
TOTAL: \$27,441

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 2018 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 one-story dwelling with 1,797 square feet of living area and masonry exterior construction. The dwelling is approximately 50 years old. Features of the home include an unfinished partial basement, central air conditioning, a fireplace and a two-car garage. The property has a 9,815 square foot site and is located in Mount Prospect, Wheeling Township, Cook County. The subject is classified as a class 2-03 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant's appeal is based on both overvaluation and assessment equity. The subject's land assessment was not challenged.

In support of the overvaluation argument, the appellant submitted information on four comparable sales located in the same neighborhood code as the subject property. The

comparables have sites that range in size from 9,295 to 11,461 square feet of land area and are improved with class 2-03 dwellings of masonry or frame and masonry exterior construction that range in size from 1,215 to 1,797 square feet of living area. The dwellings range in age from 47 to 54 years old. Each comparable has a full or partial basement, one with finished area, central air conditioning and a two-car garage. The comparables sold from September 2016 to November 2018 for prices ranging from \$132,000 to \$254,000 or from \$97.27 to \$141.35 per square foot of living area, land included.

As an alternate basis of the appeal, the appellant contends assessment inequity with respect to the improvement assessment. In support of the equity argument, the appellant submitted information on six equity comparables located in the same neighborhood code as the subject property. The appellant's comparables #3 and #4 are the same property. The comparables are improved with one-story, class 2-03 dwellings of masonry or frame and masonry exterior construction that have either 1,702 or 1,797 square feet of living area. The homes range in age from 47 to 51 years old. Five comparables have an unfinished basement and central air conditioning and one comparable has a crawl space foundation. Three comparables each have one fireplace and each property has a two-car garage. The comparables have improvement assessments that range from \$18,581 to \$21,474 or from \$10.34 to \$11.95 per square foot of living area.

Based on this evidence, the appellant requested the subject's total assessment be reduced to \$23,297. The requested assessment reflects a total market value of \$232,970 or \$129.64 per square foot of living area, land included, when applying the level of assessment for class 2 property under the Cook County Real Property Assessment Classification Ordinance of 10%. The request would lower the subject's improvement assessment to \$18,390 or \$10.23 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$27,441. The subject's assessment reflects a market value of \$274,410 or \$152.70 per square foot of living area, including land, when applying the level of assessment for class 2 property under the Cook County Real Property Assessment Classification Ordinance of 10%. The subject has an improvement assessment of \$22,534 or \$12.54 per square foot of living area.

In support of its contention of the correct assessment the board of review submitted information on four comparable properties located within 0.25 of a mile from the subject and within the same neighborhood code as the subject property. The comparables have sites that range in size from 9,100 to 9,570 square feet of land area and are improved with one-story, class 2-03 dwellings of masonry or frame and masonry exterior construction that range in size from 1,463 to 1,797 square feet of living area. The homes range in age from 47 to 51 years old. Each comparable has a full or partial basement, one with finished area, central air conditioning and a two-car garage. One comparable has a fireplace. The comparables sold from March 2017 to July 2018 for prices ranging from \$290,000 to \$312,000 or from \$166.94 to \$198.22 per square foot of living area, land included. The comparables have improvement assessment that range from \$22,858 to \$26,780 or from \$12.72 to \$17.03 per square foot of living area.

Based on this evidence, the board of review requested the subject's assessment be confirmed.

Conclusion of Law

The appellant contends, in part, 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 evidence in the record did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The parties submitted eight comparable sales for the Board's consideration. The Board gave less weight to the appellant's comparables due to dissimilar dwelling size, finished basement and/or sale dates in 2016 which are dated and less likely to be indicative of the subject's market value as of the January 1, 2018 assessment date. The Board also gave little weight to the board of review's comparables #3 and #4 which have either a smaller dwelling size or finished basement compared to the subject's size and unfinished basement.

The Board finds the best evidence of market value to be board of review comparable sales #1 and #2 which are similar to the subject in location, age, design, dwelling size and features. These comparables sold in March and July 2018 each for \$300,000 or for \$166.94 or \$182.26 per square foot of living area, including land. The subject's assessment reflects a market value of \$274,410 or \$152.70 per square foot of living area, including land, which is lower than the two best comparable sales in this record. After considering adjustments to the comparables for differences when compared to the subject, the Board finds a reduction in the subject's assessment, based on overvaluation, is not justified.

The taxpayer also contends assessment inequity as an alternative 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, based on inequity is not warranted.

The parties submitted eleven comparables for the Board's consideration. The Board gave less weight to the appellant's comparable #7 which has a crawl space foundation unlike the subject's partial basement. The Board also gave reduced weight to board of review comparables #1, #3 and #4 due to differences in dwelling size or finished basement when compared to the subject.

The Board finds the best evidence of assessment equity to be the remaining six comparables which are similar to the subject in location, age, design, most features and identical in dwelling size. These comparables have improvement assessments that range from \$19,551 to \$22,858 or from \$10.88 to \$12.72 per square foot of living area. The subject's improvement assessment of \$22,534 or \$12.54 falls within the range established by the best equity comparables in the record. Therefore, after considering adjustments to the comparables for differences from the subject, the

Board finds the appellant did not demonstrate with clear and convincing evidence that the subject's improvement assessment is excessive and no reduction, on the basis of uniformity, is 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 16, 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

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