



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

APPELLANT: Miguel Martinez
DOCKET NO.: 20-24283.001-R-1
PARCEL NO.: 24-10-216-041-0000

The parties of record before the Property Tax Appeal Board are Miguel Martinez, the appellant, by attorney Noah J. Schmidt, of Schmidt Salzman & Moran, Ltd. 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: \$7,740
IMPR.: \$30,061
TOTAL: \$37,801

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 2020 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 of frame and masonry exterior construction with 4,375 square feet of living area. The dwelling is approximately 47 years old. Features of the home include a full unfinished basement, central air conditioning, a fireplace and a two-car garage. The property has a 12,901 square foot site and is located in Oak Lawn, Worth Township, Cook County. The subject is classified as a class 2-04 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant contends assessment inequity concerning the improvement as the basis of the appeal. In support of this argument, the appellant submitted information on five equity comparables along with printed property characteristics sheets for comparables which provided basement information.¹ The comparable properties are located in either Palos Heights or

¹ For ease of reference, the Board has renumbered the final comparable property #5.

Evergreen Park. Three comparables have the same assigned neighborhood code as the subject. The comparables consist of class 2-04 1-story or 1.5-story dwellings of frame, masonry or frame and masonry exterior construction. The homes range in age from 53 to 101 years old and range in size from 2,628 to 2,891 square feet of living area. Each dwelling has a full or partial unfinished basement, central air conditioning and either a 2-car or a 2.5-car garage. Four comparables each have a fireplace. The comparables have improvement assessments ranging from \$12,133 to \$16,774 or from \$4.62 to \$5.83 per square foot of living area.

Based on the foregoing evidence, the appellant requested a reduced improvement assessment of \$21,306 or \$4.87 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 \$37,801. The subject property has an improvement assessment of \$30,061 or \$6.87 per square foot of living area.

In support of its contention of the correct assessment, the board of review submitted information on three equity comparables located in the same neighborhood code as the subject. The comparables consist of class 2-06 two-story dwellings of masonry or frame and masonry exterior construction which are either 64 or 65 years old. The comparables range in size from 3,740 to 4,148 square feet of living area. Two dwellings have partial basements, one of which has finished area and comparable #3 has a crawl-space foundation. Two comparables each have two fireplaces. Features include central air conditioning and either a one-car or a two-car garage. The comparables have improvement assessments ranging from \$30,156 to \$36,578 or from \$7.27 to \$9.72 per square foot of living area.

Based on this evidence, the board of review requested confirmation of the subject's assessments.

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 a total of eight equity comparables to support their respective positions before the Property Tax Appeal Board. The comparables present varying degrees of similarity to the subject, although the subject property is newer than each of the comparable dwellings and the subject is also larger than each of the suggested comparable homes.

These comparables have improvement assessments ranging from \$12,133 to \$36,578 or from \$4.62 to \$9.72 per square foot of living area. The subject's improvement assessment of \$30,061 or \$6.87 per square foot of living area falls within the range established by the comparables in this record. Based on this record and after considering adjustments to the comparables for

differences in age, size, design and/or foundation differences, 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 18, 2024



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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