



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

APPELLANT: Wladyslaw Kos
DOCKET NO.: 20-27524.001-R-1
PARCEL NO.: 24-19-230-001-0000

The parties of record before the Property Tax Appeal Board are Wladyslaw Kos, the appellant, by attorney Andrew S. Dziuk, of Andrew Dziuk, Esq. 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: \$4,828
IMPR.: \$10,331
TOTAL: \$15,159

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 1-story dwelling of masonry exterior construction with 1,425 square feet of living area. The dwelling is approximately 61 years old. Features of the home include a crawl space foundation, a fireplace and a 2.5-car garage. The property has a 9,198 square foot site and is located in Worth, Worth 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 assessment inequity as the basis of the appeal. In support of this argument the appellant submitted information on four equity comparables with the same assessment neighborhood code. The comparables are class 2-03 properties improved with 1-story dwellings of masonry exterior construction ranging in size from 1,419 to 1,654 square feet of living area. The dwellings are 52 to 70 years old. One comparable has a slab foundation; one

comparable has a partial unfinished basement; and two comparables have crawl space foundations. Two comparables have central air conditioning. Each comparable has a 1-car or a 2-car garage. The comparables have improvement assessments ranging from \$10,707 to \$11,671 or from \$6.50 to \$7.57 per square foot of living area. Based on this evidence the appellant requested a reduction in the subject's improvement assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$16,096. The subject property has an improvement assessment of \$11,727 or \$8.23 per square foot of living area. In support of its contention of the correct assessment the board of review submitted information on two equity comparables with the same assessment neighborhood code as the subject. The comparables are class 2-03 properties improved with 1-story dwellings of masonry exterior construction, each containing 1,104 square feet of living area. The dwellings are 61 years old and have full basements with finished area. Each comparable has central air conditioning and a 1-car or a 2-car garage. The comparables have improvement assessments of \$12,097 and \$12,310 or \$10.96 and \$11.15 per square foot of living area. Based on this evidence the board of review requests confirmation of the subject's assessment.

Conclusion of Law

The appellant 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 record contains six comparables for the Board's consideration. The Board gives less weight to appellant's comparables #1 and #3 as well as the board of review comparables due to differences in dwelling size and foundation type when compared to the subject.

The Board finds the best evidence of assessment equity to be appellant's comparables #2 and #4 which are most similar in age and dwelling size. However, comparable #2 has a smaller garage; comparable #4 has central air conditioning; and both comparables lack a fireplace when compared to the subject, suggesting adjustments are necessary to make them more equivalent to the subject. These comparables have improvement assessments of \$10,707 and \$10,743 or \$6.93 and \$7.57 per square foot of living area. The subject's improvement assessment of \$11,856 or \$8.32 per square foot of living area is higher than the two best comparables in the record both on overall and per square foot bases. After considering adjustments to the best comparables for differences when compared to the subject, 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



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: _____

August 20, 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

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

Wladyslaw Kos, by attorney:
Andrew S. Dziuk
Andrew Dziuk, Esq.
525 North Ada Street
#29
Chicago, IL 60642

COUNTY

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