



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

APPELLANT: Mark Katsis  
DOCKET NO.: 16-06192.001-R-1  
PARCEL NO.: 06-27-103-008

The parties of record before the Property Tax Appeal Board are Mark Katsis, the appellant, by attorney Robert Rosenfeld, of Robert H. Rosenfeld and Associates, LLC in Chicago; and the DuPage 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 **DuPage** County Board of Review is warranted. The correct assessed valuation of the property is:

**LAND:** \$108,490  
**IMPR.:** \$203,910  
**TOTAL:** \$312,400

Subject only to the State multiplier as applicable.

**Statement of Jurisdiction**

The appellant timely filed the appeal from a decision of the DuPage County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2016 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 dwelling of masonry exterior construction with 4,341 square feet of living area. The dwelling was constructed in 1973. Features of the home include a basement with finished area, central air conditioning, two fireplaces and a 622 square foot garage. The property has a 25,650 square foot site and is located in Oak Brook, York Township, DuPage County.

The appellant's appeal is based on overvaluation. In support of this argument the appellant submitted information on three comparable sales located within same neighborhood code as assigned by the assessor. The comparables are described as two-story dwellings of masonry or frame and masonry exterior construction that range in size from 3,570 to 5,709 square feet of living area. The dwellings were constructed in 1971 or 1973. Each comparable has a basement, one of which has finished area, central air conditioning, one or two fireplaces and a garage with

600 to 992 square feet of building area. The comparables have sites ranging in size from 15,262 to 21,898 square feet of land area. The comparables sold from May 2015 to January 2016 for prices ranging from \$675,000 to \$849,000 or from \$148.01 to \$209.37 per square foot of living area, including land. Based on this evidence, the appellant requested a reduction in the subject's total assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$312,400. The subject's assessment reflects a market value of \$938,420 or \$216.18 per square foot of living area, land included, when using the 2016 three year average median level of assessment for DuPage County of 33.29% as determined by the Illinois Department of Revenue.

In response to appellant's evidence, the board of review submitted property record cards, a detailed comparable report analysis of the appellant's comparable sales and a memorandum provided by the township assessor. The board of review also noted that subject's basement was completely remodeled, and the rest of the home was repainted and had new carpeting installed after a fire that occurred in the basement in 2008. A copy of the fire report was submitted as supporting evidence.

In support of the subject's assessment, the board of review submitted information on three comparable sales that are located in the same neighborhood code as assigned by the assessor. The comparables are improved with two-story dwellings of masonry exterior construction that range in size from 3,197 to 4,985 square feet of living area. The dwellings were constructed from 1969 to 1988. Each comparable has a basement, one of which has finished area; central air conditioning, one or two fireplaces and a garage ranging in size from 587 to 671 square feet of building area. The comparables have sites ranging in size from 21,780 to 27,089 square feet of land area. The comparables sold from June 2014 to January 2015 for prices ranging from \$835,000 to \$1,200,000 or from \$224.13 to \$261.18 per square foot of living area, including land. Based on this evidence, the board of review requested that the subject property's assessment be confirmed.

### **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 finds the parties submitted six suggested comparable sales for consideration. The Board gave less weight to the appellant's comparables #1 and #2 along with board of review comparables #1 and #3 based on their dissimilar dwelling sizes when compared to the subject. Furthermore, the board of review comparable #3 is considerably newer in age than the subject when compared to the other comparables in the record.

The Board finds the best evidence of market value to be the appellant's comparable #3 and the board of review comparable #2. These two comparables are most similar to the subject in location, dwelling size, design, age and most features. These comparables sold in June 2014 and January 2016 for prices of \$849,000 and \$940,000 or \$209.37 to \$224.13 per square foot of living area, including land. The subject's assessment reflects a market value of \$938,420 or \$216.18 per square foot of living area, including land, which falls within the range established by the most similar comparable sales in this record. After considering adjustments to the most similar comparables for differences when compared to the subject, the Board finds the subject's estimated market value as reflected by its assessment is supported. Based on this record, the Board finds the appellant did not demonstrate by a preponderance of the evidence that the subject was overvalued 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.

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Chairman





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Member

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Member





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Member

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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, 2019



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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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