



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

APPELLANT: Americo Domenella  
DOCKET NO.: 16-35681.001-R-1  
PARCEL NO.: 04-29-400-025-0000

The parties of record before the Property Tax Appeal Board are Americo Domenella, the appellant, by attorney Robert Rosenfeld, of Robert H. Rosenfeld and Associates, LLC 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:** \$32,670  
**IMPR.:** \$29,899  
**TOTAL:** \$62,569

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 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 one-story dwelling of masonry exterior construction with 2,978 square feet of living area. The dwelling is approximately 41 years old. Features of the home include a full unfinished basement, central air conditioning, one fireplace and a 2-car garage. The property has a 261,360 square foot site and is located in Glenview, Northfield 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 improvement assessment inequity as the basis of the appeal. In support of this argument, the appellant submitted information on three equity comparables located in the same neighborhood code as the subject. The comparables are improved with one-story dwellings of masonry or frame and masonry exterior construction ranging in size from 2,766 to 3,167 square feet of living area. The comparables range in age from 37 to 61 years old. Two

comparables have either a partial or a full basement with one having finished area; one comparable has a concrete slab foundation. Two comparables have central air conditioning. Each comparable has one fireplace and a 2-car or a 2.5-car garage. The comparables have improvement assessments ranging from \$25,722 to \$30,089 or from \$8.12 to \$10.04 per square foot of living area. Based on this evidence, the appellant requested that the improvement assessment be reduced to \$27,874 or \$9.36 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 \$79,008. The subject property has an improvement assessment of \$46,338 or \$15.56 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 property with one in the same block as the subject. The comparables are improved with one-story dwellings of masonry or frame and masonry exterior construction ranging in size from 2,051 to 3,046 square feet of living area. The comparables range in age from 30 to 66 years old. One comparable has a partial unfinished basement and two comparables have concrete lab foundations. One comparable has central air conditioning. Each comparable has one or two fireplaces and a 2-car or a 3-car garage. The comparables have improvement assessments ranging from \$52,234 to \$59,400 or from \$17.50 to \$25.47 per square foot of living area. Based on this evidence, the board of review requested the 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 met this burden of proof and a reduction in the subject's assessment is warranted.

The parties submitted six suggested comparables for the Board's consideration. The Board gave most weight to the appellant's comparables #1 and #3 as they are most similar to the subject property in location, design, dwelling size and some features. The appellant's comparable #1 is older than the subject and lacks central air conditioning requiring upward adjustments for these differences. The two best comparables have improvement assessments of \$25,722 and \$30,089 or \$8.12 and \$10.04 per square foot of living area, respectively. The subject's improvement assessment of \$46,338 or \$15.56 exceeds that of the best comparables in this record. The Board finds that the board of review's assessment is not supported as the subject property is not superior to the appellant's comparable #3 which is the record's most similar comparable. The appellant's comparable #3 is slightly younger and has an additional .5 bath when compared to the subject. The Board gave less weight to the remaining comparables due to their older ages, significantly smaller dwelling sizes and/or inferior concrete slab foundations when compared to the subject's full unfinished basement. Based on this record, the Board finds the appellant did demonstrate 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.

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Chairman



\_\_\_\_\_  
Member



\_\_\_\_\_  
Member



\_\_\_\_\_  
Member



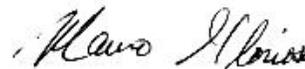
\_\_\_\_\_  
Member

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: January 21, 2020



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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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