



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

APPELLANT: Morton Becker
DOCKET NO.: 16-38843.001-R-1
PARCEL NO.: 10-15-214-042-0000

The parties of record before the Property Tax Appeal Board are Morton Becker, 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 **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: \$5,711
IMPR.: \$29,282
TOTAL: \$34,993

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 frame and masonry construction with 1,992 square feet of living area. The dwelling is 57 years old. Features of the home include a partial unfinished basement, a fireplace, and a one-car garage. The property has a 7,878 square foot site and is located in Skokie, Niles 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 with respect to the improvement as the basis of the appeal. In support of this argument, the appellant submitted information on three equity comparables that are located within the same neighborhood code as the subject. The comparables are improved with class 2-04 dwellings of masonry or frame and masonry exterior construction ranging in size from 1,885 to 2,422 square feet of living area. The dwellings range in age from 61 to 75 years old, have partial unfinished basements, central air conditioning, one

fireplace, and either a 1-car or a 2-car garage. The comparables have improvement assessments ranging from \$6,316 to \$10,757 or from \$3.82 to \$5.22 per square foot of living area.¹ Based on this evidence, the appellant requested that the improvement assessment be reduced to \$17,111 or \$8.59 per square foot of living area. As part of the submission, the Board recognizes the appellant reported two parcel identification numbers (PINs) for each comparable; and the appellant's grid analysis did not disclose the individual land and improvement assessments for each of the comparable's two parcels.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$34,993. The subject property has an improvement assessment of \$29,282 or \$14.70 per square foot of living area. In support of its contention of the correct assessment, the board of review submitted information on four equity comparables that are located within the same neighborhood code as the subject. The comparables are improved with class 2-04 dwellings of frame and masonry exterior construction ranging in size from 1,896 to 2,146 square feet of living area. The dwellings range in age from 60 to 62 years old, have full basements with three having finished areas. Three comparables have central air conditioning; one comparable has a fireplace; and two comparables have either a 1.5-car or a 2-car garage. The comparables have improvement assessments ranging from \$31,620 to \$34,901 or from \$15.39 to \$17.82 per square foot of living area.

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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The parties submitted seven suggested comparables for the Board's consideration. The Board gives less weight to the appellant's comparables #2 and #3 due to their older age or significantly larger dwelling size when compared to the subject. The Board also gives reduced weight to the appellant's comparables because the appellant's evidence disclosed there are two PINs for each comparable in which the comparables also appear to be outliers without an explanation for the comparables significantly lower total improvement assessments in comparison to the board of review comparables.

The Board finds the best evidence of assessment equity to be the board of review comparables. These comparables are most similar to the subject in location, design, exterior construction, age, dwelling size, and some features, except unlike the subject, comparables #2 through #4 have central air conditioning and finished basements. The Board also gives greater weight to comparable #1 as it is the best comparable that is similar in property characteristics to the subject

¹ The Board determined the assessment per square foot of living area for each of the appellant's comparables because this information was omitted from the appellant's grid analysis.

property, except it lacks a garage. The board of review comparables have improvement assessments ranging from \$31,620 to \$34,901 or from \$15.39 to \$17.82 per square foot of living area. The Board also finds the best comparable in this record to be the board of review comparable #1 with an improvement assessment of \$31,620 or \$15.39 per square foot of living area. The subject's improvement assessment of \$29,282 or \$14.70 per square foot of living area falls below the range established by the best comparables contained in this record. After considering adjustments to the comparables for differences when compared to the subject, 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

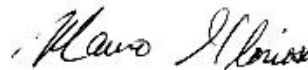
DISSENTING: _____

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:

April 21, 2020



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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