



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

APPELLANT: Brendan Healey
DOCKET NO.: 18-21166.001-R-1 through 18-21166.002-R-1
PARCEL NO.: See Below

The parties of record before the Property Tax Appeal Board are Brendan Healey, 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:

DOCKET NO	PARCEL NUMBER	LAND	IMPRVMT	TOTAL
18-21166.001-R-1	05-28-408-015-0000	\$5,558	\$20,682	\$26,240
18-21166.002-R-1	05-28-408-016-0000	\$6,854	\$48,906	\$55,760

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 2018 tax year. The Property Tax Appeal Board (PTAB) finds that it has jurisdiction over the parties and the subject matter of the appeal.

Findings of Fact

The subject property consists of two parcels improved with a two-story dwelling of frame exterior construction with 2,988 square feet of living area. The dwelling is approximately 76 years old. Features of the home include a full finished basement, central air conditioning, two fireplaces, and a 1.5-car garage. The property's two parcels have a combined 6,206 square foot site and are located in Wilmette, New Trier Township, Cook County. The property is a Class 2-06 property under the Cook County Real Property Assessment Classification Ordinance.

The Property Tax Appeal Board takes notice that the subject property is an owner-occupied residence that was the subject matter of an appeal before the Property Tax Appeal Board for the 2016 tax year under Docket Numbers 16-21345.001-R-1 and 16-21345.002-R-1 and for the 2017 tax year under Docket Numbers 17-22959.001-R-1 and 17-22959.002-R-1. For the 2016 appeal, the Board rendered a decision lowering the assessments of the subject property to \$55,760 for

Parcel Index Number (PIN) #05-28-408-015-0000 and \$26,240 for PIN #05-28-408-016-0000 based on an appraisal submitted by the appellant estimating the subject has a market value of \$820,000 as of January 1, 2016. In the 2017 appeal, the Board carried forward the 2016 decision lowering the subject's assessments for both parcels. The appellant's attorney indicated in the 2017 appeal that the subject is an owner-occupied residence and that 2016 and 2017 are within the same general assessment period. The Property Tax Appeal Board finds that 2016 was the beginning of the subject's general assessment cycle as reported in the "Board of Review Notes on Appeal" submission.

For this 2018 tax year appeal, 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 with features of varying degrees of similarities to the subject property. The comparables have improvement assessments ranging from \$44,400 to \$78,586 or from \$19.58 to \$19.82 per square foot of living area. Based on this evidence, the appellant requested within the "Addendum to Petition" that the subject's improvement assessments be reduced to \$41,674 for PIN #05-28-408-015-0000 and \$17,279 for PIN #05-28-408-016-0000.

The board of review submitted its "Board of Review - Notes on Appeal" form for PIN #05-28-408-015-0000. In support of its contention of the correct assessment, the board of review submitted information on four equity with features of varying degrees of similarities to the subject. The comparables have improvement assessments ranging from \$84,631 to \$97,057 or from \$30.06 to \$35.50 per square foot of living area. Based on this evidence, the board of review requested that the assessments be confirmed for the subject properties.

Conclusion of Law

The Board finds the subject property is an owner-occupied residence that was the subject matter of an appeal before the Property Tax Appeal Board for the 2016 tax year under Docket Numbers 16-21345.001-R-1 and 16-21345.002-R-1 and the 2017 tax year under Docket Numbers 17-22959.001-R-1 and 17-22959.002-R-1. In these appeals, the Property Tax Appeal Board issued a decision lowering the subject properties combined assessments for both parcels to \$82,000 based on the evidence submitted within the appeal. The Property Tax Appeal Board takes notice that New Trier Township's triennial general assessment period began in the 2016 tax year and continues through the 2018 tax year. The Board further finds section 16-185 of the Property Tax Code is controlling in this appeal. (35 ILCS 200/16-185).

Section 16-185 of the Property Tax Code (35 ILCS 200/16-185) provides in part:

If the Property Tax Appeal Board renders a decision lowering the assessment of a particular parcel on which a residence occupied by the owner is situated, such reduced assessment, subject to equalization, shall remain in effect for the remainder of the general assessment period as provided in Sections 9-215 through 9-225, unless that parcel is subsequently sold in an arm's length transaction establishing a fair cash value for the parcel that is different from the fair cash value on which the Board's assessment is based, or unless the decision of the

Property Tax Appeal Board is reversed or modified upon review. (35 ILCS 200/16-185)

Therefore, the Board finds that the prior year's 2017 tax year Property Tax Appeal Board decision should continue to be carried forward to the 2018 tax year pursuant to section 16-185 of the Property Tax Code (35 ILCS 200/16-185). The Board finds that based on the evidence in this record that 2016, 2017 and 2018 are within the same general assessment period for New Trier Township. Additionally, the appellant's appeal form indicates the property is owner occupied since the appellant has the same mailing address as the subject property. The record contains no evidence indicating that the assessment year in question is in a different general assessment period. For these reasons, the Property Tax Appeal Board finds that a reduction in the subject's assessment is warranted to reflect the Board's prior years' decisions.

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: February 16, 2021



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

Brendan Healey, by attorney:
Robert Rosenfeld
Robert H. Rosenfeld and Associates, LLC
33 North Dearborn Street
Suite 1850
Chicago, IL 60602

COUNTY

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