



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

APPELLANT: Paul Gordon
DOCKET NO.: 19-21469.001-R-1 through 19-21469.002-R-1
PARCEL NO.: See Below

The parties of record before the Property Tax Appeal Board are Paul Gordon, 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:

DOCKET NO	PARCEL NUMBER	LAND	IMPRVMT	TOTAL
19-21469.001-R-1	05-17-107-071-0000	17,100	67,334	\$84,434
19-21469.002-R-1	05-17-107-070-0000	22,050	67,334	\$89,384

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 2019 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 two parcels containing a two-story dwelling of masonry exterior construction with 5,033 square feet of living area. The dwelling is approximately 103 years old. Features of the home include a full basement with finished area, central air conditioning, one fireplace and a 2.5-car garage. The property has a 17,400 square foot site and the subject's two parcels are located in Winnetka, New Trier Township, Cook County. The subject is classified as a class 2-09 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant submitted a copy of the final decision of the Cook County Board of Review dated November 22, 2019 for the 2019 assessment year concerning the two parcels which depicts assessments of \$84,434 for Parcel #1 (PIN 05-17-107-071-0000) and \$89,384 for Parcel #2 (PIN 05-17-107-070-0000). The subject's two parcels have a combined total assessment of \$173,818.

The attorney for the appellant submitted a "Residential Appeal" with a "Comparable Sales/Assessment Grid Analysis", and an "Addendum to Petition" showing a separate listing of each parcel's land and improvement assessments.

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 four equity comparables located in the same neighborhood code as the subject property. The comparables are improved class 2-09 dwellings of frame, stucco or frame and masonry exterior construction ranging in size from 5,012 to 6,012 square feet of living area. The dwellings range in age from 89 to 111 years old. Each comparable has a full unfinished basement, two fireplaces and a 2-car to a 3-car garage. One comparable has central air conditioning. The comparables have improvement assessments ranging from \$91,638 to \$142,866 or from \$17.86 to \$23.76 per square foot of living area. Based on this evidence, the appellant requested that the subject's total improvement assessment be reduced to \$99,955 or \$19.86 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" for a different parcel than the subject. Furthermore, the board of review's evidence included comparables for different class 2-06 dwellings than the subject property.

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 Board finds the evidence submitted by the board of review is for a different parcel and the comparables are for properties with different class codes than the subject. Therefore, the Board gave no weight to this evidence.

The appellant submitted four equity comparables for the Board's consideration. The Board gives less weight to the appellant's comparable #3 due to its significantly larger dwelling size than the subject. The Board finds the best evidence of assessment equity to be the appellant's remaining comparables as they are most similar to the subject in location, design, age, dwelling size and some features, except each comparable has an unfinished basement, in contrast to the subject's finished basement area, suggesting upward adjustments are required. These comparables have improvement assessments ranging from \$91,638 to \$95,489 or \$17.86 and \$18.92 per square foot of living area. The subject's total improvement assessment of \$134,668 or \$26.76 falls above the range established by the appellant's comparables and is not supported. After considering adjustments to the comparables for differences 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 improvement assessment based on inequity is warranted.

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: March 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

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