



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

APPELLANT: Kathleen Davidson  
DOCKET NO.: 19-26476.001-R-1  
PARCEL NO.: 08-10-105-027-0000

The parties of record before the Property Tax Appeal Board are Kathleen Davidson, the appellant(s), by attorney Brian P. Liston, of the Law Offices of Liston & Tsantilis, P.C. 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:** \$4,392  
**IMPR.:** \$42,083  
**TOTAL:** \$46,475

Subject only to the State multiplier as applicable.

**Statement of Jurisdiction**

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 a 2,471 square foot parcel of land improved with a 33-year-old, two-story, frame, single-family dwelling, containing 7,320 square feet of living area. The property is located in Arlington Heights, Elk Grove Township, Cook County and is a class 2-78 property under the Cook County Real Property Assessment Classification Ordinance.

Appellant contends overvaluation and assessment inequity as the bases of the appeal. In support of its overvaluation argument, appellant submitted sales information of three comparable properties that sold between April 2016 and August 2018 for prices ranging between \$148.50 to \$186.46 per square foot of living area, including land. The comparable sales properties were class 2-78, single-family dwellings of frame or frame and masonry construction containing between 2,094 and 2,333 square feet of living area.

In support of its assessment inequity argument, appellant submitted information on three suggested equity comparables. They were each improved with either a two-story, single-family dwelling, of frame, masonry, or frame and masonry construction. They ranged in size between 2,094 and 2,783 square feet of living area and in improvement assessment between \$14.75 and \$15.29 per square feet of living area. Based on this evidence, appellant requested a reduction in the subject's assessment to \$41,679.

The board of review submitted its "Board of Review Notes on Appeal" depicting a total assessed valuation of \$46,475, with an improvement assessment of \$42,083, or \$17.03 per square feet of living area. The subject's assessment reflects a market value of \$464,750, or \$188.08 per square foot of living area, including land, when applying the level of assessment for class 2 property of 10.00% under the Cook County Real Property Assessment Classification Ordinance. In support of its contention of the correct assessment, the board of review submitted four equity comparable properties and four sales comparable properties.

The board of review's sales comparables were two-story, single-family dwellings of either frame or frame and masonry construction and ranged in size between 2,717 and 2,737 square feet of living area. The comparable sales properties sold between June 2018 and October 2019 for prices between \$177.59 and \$232.13 per square foot of living area, including land.

The board of review's equity comparables were two-story, single-family dwellings of frame construction and ranged in size between 2,015 and 2,171 square feet of living area and in assessment between \$17.31 and \$18.46 per square foot of living area.

### **Conclusion of Law**

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

The Board finds the best evidence of market value to be appellant's sale comparable #2 and board of review's sales comparables #1, #2, and #3. These properties sold for prices ranging between \$179.08 to \$232.13 per square foot of living area, including land. The remaining comparables were given less weight due to their date of sale being too far removed from the lien date at issue or differences in living square footage area. The subject's current assessment of \$188.08 per square foot of living area reflects a market value within the market value range established by the best comparables in this record. Based on this record, the Board finds appellant has not proven, by a preponderance of the evidence, that the subject is overvalued, and that a reduction in the subject's assessment is not warranted.

The taxpayer also 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 appellant has not met this burden of proof and a reduction in the subject's assessment is not warranted.

The Board finds the best evidence of assessment equity to be appellant's comparable #3 and board of review comparables #1, #2, and #3. These comparables had improvement assessments that ranged from \$15.29 to \$18.46 per square foot of living area. They were most similar to the subject property in living area square footage and/or construction. The subject's improvement assessment of \$17.03 per square foot of living area falls within the range established by the best comparables in this record. Based on this record, the Board finds 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 18, 2023



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

Kathleen Davidson, by attorney:  
Brian P. Liston  
Law Offices of Liston & Tsantilis, P.C.  
33 North LaSalle Street  
28th Floor  
Chicago, IL 60602

COUNTY

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