



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

APPELLANT: Kinjan Patel  
DOCKET NO.: 20-07682.001-R-1  
PARCEL NO.: 01-09-401-027

The parties of record before the Property Tax Appeal Board are Kinjan Patel, the appellant, by attorney Brianna L. Golan and Morgan York, of Golan Christie Taglia, LLP in Chicago; and the DuPage 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 **DuPage** County Board of Review is warranted. The correct assessed valuation of the property is:

**LAND:** \$27,190  
**IMPR.:** \$87,040  
**TOTAL:** \$114,230

Subject only to the State multiplier as applicable.

**Statement of Jurisdiction**

The appellant timely filed the appeal from a decision of the DuPage County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2020 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 part two-story and part one-story-story dwelling of aluminum siding exterior construction with 2,336 square feet of living area. The dwelling was constructed in 1992 and is approximately 28 years old. Features of the home include a basement with 66% finished area, central air conditioning, a fireplace and a two-car garage with 480 square feet of building area. The property has an 8,145 square foot site and is located in Bartlett, Wayne Township, DuPage County.

The appellant appeared through counsel before the Property Tax Appeal Board by virtual hearing contending assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument the appellant submitted information on five equity comparables located within 1.6 miles and in the same neighborhood code as the subject. The comparables are improved with four, part two-story and part one-story dwellings or one, part two-story and part

1.5-story dwelling of vinyl, aluminum or frame/vinyl exterior construction ranging in size from 2,077 to 2,683 square feet of living area. The dwellings range in age from 28 to 32 years old. Three comparables have a basement with one having finished area and two comparables lack a basement. Each comparable has central air conditioning and a garage ranging in size from 436 to 462 square feet of building area. Two comparables have a fireplace. The comparables have improvement assessments ranging from \$71,080 to \$89,560 or from \$33.02 to \$36.18 per square foot of living area. Based on this evidence, the appellant's attorney requested that the improvement assessment be reduced to \$80,802 or \$34.59 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 \$114,230. The subject property has an improvement assessment of \$87,040 or \$37.26 per square foot of living area. Representing the board of review was member Don Whistler. Whistler called Brian Dixon, Deputy Township Assessor, as a witness.

Dixon testified that the appellant's comparables #1 and #2 have an unfinished basement. Appellant's comparables #3 and #5 do not have basements or fireplaces and appellant's comparable #4 is not being assessed for its finished basement.

In support of its contention of the correct assessment the board of review through the township assessor submitted property record cards and a grid analysis on the appellant's comparables and on five additional equity comparables selected by the assessor's office. These comparables are located within .96 of a mile and in the same neighborhood code as the subject. Dixon testified that the comparables are two-story dwellings<sup>1</sup> of aluminum or frame exterior construction ranging in size from 2,336 to 2,494 square feet of building area. Dixon testified that the homes were built from 1989 to 1996. Dixon stated that each comparable has a basement with 50% to 73% finished area. Each comparable has central air conditioning, one or two fireplaces and a two-car or three-car garage ranging in size from 436 to 634 square feet of building area. The comparables have improvement assessments ranging from \$88,060 to \$100,400 or from \$37.44 to \$41.06 per square foot of living area. Based on the evidence and testimony, the board of review requested that 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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The parties submitted ten equity comparables for the Board's consideration. The Board gave less weight to the appellant's comparables #1, #2, #3 and #5 based on a lack of basement or no

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<sup>1</sup> The township assessor through the board of review provided property record cards and the sketch depicts board of review comparables #1, #3, #4 and #5 are part two-story and part one-story dwellings.

basement finish when compared to the subject. The Board gave less weight to board of review comparable #5 based on its three-car garage when compared to the subject's two-car garage.

The Board finds the best evidence of assessment equity to be the appellant's comparable #4 along with the board of review comparables #1, #2, #3 and #4. These comparables are more similar when compared to the subject in location, age, dwelling size and features. These comparables had improvement assessments that ranged from \$71,080 to \$100,400 or from \$34.22 to \$41.06 per square foot of living area. The subject's improvement assessment of \$87,040 or \$37.26 per square foot of living area falls within the range on an overall improvement assessment basis and within the range on a per square foot basis as established by the best comparables in this record. Based on this record and 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: June 21, 2022



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

Kinjan Patel, by attorney:  
Brianna L. Golan  
Golan Christie Taglia, LLP  
70 West Madison Street  
Suite 1500  
Chicago, IL 60602

COUNTY

DuPage County Board of Review  
DuPage Center  
421 N. County Farm Road  
Wheaton, IL 60187