



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

APPELLANT: Rajeev & Rashmi Jain
DOCKET NO.: 20-08123.001-R-1
PARCEL NO.: 09-09-325-004

The parties of record before the Property Tax Appeal Board are Rajeev & Rashmi Jain, the appellants, by Jessica Hill-Magiera, Attorney at Law in Lake Zurich; 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: \$62,370
IMPR.: \$38,500
TOTAL: \$100,870

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellants 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 1-story dwelling of brick exterior construction¹ with 1,040 square feet of living area. The dwelling was constructed in 1954. Features of the home include an unfinished basement, central air conditioning and a 352 square foot garage. The property has an approximately 8,975 square foot site and is located in Downers Grove, Downers Grove Township, DuPage County.

The appellants contend overvaluation as the basis of the appeal. In support of this argument, the appellants submitted information on five comparable sales located within approximately 0.33 of a mile and in the same neighborhood code as the subject. The comparables have sites that range

¹ The Board finds the best description of the subject is found in the property record card provided by the board of review, through the township assessor .

in size from 7,995 to 13,068 square feet of land area². The comparables are improved with either 1-story or split-level dwellings of brick, frame or brick and frame exterior construction ranging in size from 1,000 to 1,116 square feet of living area that were built in 1956 or 1957. Each comparable is reported to have a basement, one with finished area, and a garage ranging in size from 440 to 528 square feet of building area. Three comparables each have central air conditioning and one comparable has one fireplace. The comparables sold from February 2019 to April 2020 for prices ranging from \$212,000 to \$285,000 or from \$189.96 to \$260.90 per square foot of living area, including land. Based on this evidence, the appellants requested a reduction in the subject's assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$100,870. The subject's assessment reflects a market value of \$302,006 or \$290.39 per square foot of living area, land included, when using the 2020 three-year average median level of assessment for DuPage County of 33.40% as determined by the Illinois Department of Revenue.

In support of its contention of the correct assessment, the board of review, through the township assessor, submitted information on four comparable sales located in the same neighborhood code as the subject and a map depicting the locations of the comparables in relation to the subject and within 0.46 of a mile from the subject. The comparables have sites ranging in size from 7,920 to 8,807 square feet of land area. The comparables are improved with 1-story dwellings of frame or brick exterior construction with 1,000 or 1,165 square feet of living area. The dwellings were built from 1955 to 1958. Each comparable has a basement, two with finished area, and a garage ranging in size from 308 to 572 square feet of building area. Three comparables each have central air conditioning. The comparables sold from September 2018 to May 2020 for prices ranging from \$300,000 to \$356,000 or from \$257.51 to \$356.00 per square foot of living area, including land. Based on this evidence, the board of review requested confirmation of the subject's assessment.

In rebuttal, the appellants argued that the board of review comparables #1 and #3 should be given less weight due to their remote sale dates and/or appearance of an outlier when compared to the subject.

Conclusion of Law

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

The record contains nine suggested comparable sales for the Board's consideration. The Board has given less weight to the appellants' comparables #3, #4 and #5 along with the board of

² The Board finds additional details regarding the comparables not reported by the appellants was found in the board of review's evidence, through the township assessor.

review #1, #3 and #4 for their sale dates occurring in 2018, which sold less proximate in time to the January 1, 2020 assessment date given other sales available in the record, finished basement area, a feature that the subject lacks, and/or their lack of central air conditioning, a feature that the subject has.

The Board finds the best evidence of market value to be the appellants' comparables #1 and #2 along with the board of review comparable #2. The Board finds these comparables sold proximate in time to the assessment date at issue and are similar to the subject in location, design, age, dwelling size and some features. The comparables sold from February 2019 to April 2020 for prices ranging from \$214,000 to \$302,500 or from \$198.15 to \$302.50 per square foot of living area, including land. The subject's assessment reflects a market value of \$302,012 or \$290.40 per square foot of living area, including land, falls within the range by the best comparable sales in the record. Based on this record and after considering adjustments to the best comparables for differences when compared to the subject, the Board finds no reduction in the subject's assessment 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:

May 16, 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

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