



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

APPELLANT: Luis Tellez
DOCKET NO.: 20-33631.001-R-1
PARCEL NO.: 15-03-128-016-0000

The parties of record before the Property Tax Appeal Board are Luis Tellez, the appellant, by attorney Robert Rosenfeld, of Robert H. Rosenfeld & Associates, LLC in Northbrook; 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:

LAND: \$3,300
IMPR.: \$38,462
TOTAL: \$41,762

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 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 two-story multi-family dwelling of masonry exterior construction with 5,402 square feet of living area. The dwelling is approximately 59 years old and features a full basement that is finished with an apartment. The property has a 4,125 square foot site and is located in Melrose Park, Proviso Township, Cook County. The subject is classified as a class 2-11 property under the Cook County Real Property Assessment Classification Ordinance.

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 comparables that are located within the same assessment neighborhood code as the subject. The comparables are improved with class 2-11, multi-family dwellings of masonry exterior construction ranging in size from 3,795 to 4,182 square feet of living area. The dwellings range in age from 46 to 59

years old. Each comparable has a full basement that is finished with an apartment or recreation room and central air conditioning. The comparables have improvement assessments that range from \$26,265 to \$30,918 or from \$6.61 to \$7.58 per square foot of living area. Based on this evidence, the appellant requested the subject's improvement assessment be reduced to \$38,462 or \$7.12 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 \$48,893. The subject property has an improvement assessment of \$45,593 or \$8.44 per square foot of living area.

In support of its contention of the correct assessment, the board of review submitted information on four equity comparables located within the same assessment neighborhood code as the subject property. Comparables #1 and #2 are the same as appellant's comparables #2 and #3. The comparables are improved with class 2-11, two-story multi-family dwellings of masonry exterior construction ranging in size from 3,094 to 4,182 square feet of living area. The dwellings are 15 to 59 years old. Three comparables have full basements that are finished with an apartment or a recreation room. Comparable #4 has a crawl space foundation and central air conditioning. Comparables #3 and #4 each have a 2-car garage. The comparables have improvement assessments that range from \$24,417 to \$32,776 or from \$6.98 to \$9.27 per square foot of living area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

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 record contains six suggested equity comparables for the Board's consideration which includes the two common comparables. The Board has given less weight to board of review comparables #3 and #4 which are less similar to the subject in dwelling size and/or age.

The Board finds the best evidence of assessment equity to be the appellant's comparables which includes the two common comparables. These comparables are more similar to the subject in age and dwelling size. The comparables have improvement assessments that range from \$26,265 to \$30,918 or from \$6.61 to \$7.58 per square foot of living area. The subject's improvement assessment of \$45,593 or \$8.44 per square foot of living area falls above the range established by the best comparables in the record and is excessive when considering adjustments to the best comparables for differences from the subject. Based on this record, 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 assessment commensurate with the appellant's request 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: June 18, 2024



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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