



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

APPELLANT: Paul Nelson
DOCKET NO.: 20-39056.001-R-1
PARCEL NO.: 04-25-117-024-0000

The parties of record before the Property Tax Appeal Board are Paul Nelson, the appellant, by attorney Noah J. Schmidt of Schmidt Salzman & Moran, Ltd. 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: \$16,792
IMPR.: \$46,014
TOTAL: \$62,806

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 one-story dwelling of masonry exterior construction with 2,446 square feet of living area. The dwelling is approximately 60 or 61 years old.¹ Features of the home include a crawl space foundation, central air conditioning, two fireplaces and a two-car garage. The property has a 16,383 square foot site and is located in Northfield, Northfield Township, Cook County. The subject is classified as a class 2-04 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. The appellant also checked "Contention of Law" on the appeal petition, however, in a brief, the appellant's counsel only argued that the subject property's improvement was

¹ The appellant reported the subject dwelling is 61 years old, whereas the board of review reported the subject dwelling is 60 years old.

inequitably assessed. In support of this argument the appellant submitted information on five equity comparables that have the same assessment neighborhood code and property classification code as the subject. The comparables are improved with one-story dwellings of frame, masonry or frame and masonry exterior construction ranging in size from 2,219 to 2,558 square feet of living area. The dwellings are from 57 to 77 years old. According to the property characteristic printouts provided by the appellant the comparables each have a full or partial basement, one of which has finished area, three comparables have central air conditioning, four comparables each have one to three fireplaces and each comparable has a two-car or a three-car garage. The comparables have improvement assessments that range from \$25,431 to \$31,214 or from \$11.40 to \$12.20 per square foot of living area. Based on this evidence, the appellant requested the subject's improvement assessment be reduced to \$28,129 or \$11.50 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 \$62,806. The subject property has an improvement assessment of \$46,014 or \$18.81 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 that are located within $\frac{1}{4}$ of a mile from the subject property. The comparables each have the same assessment neighborhood code and property classification code as the subject. The comparables are improved with one-story dwellings of masonry or frame and masonry exterior construction ranging in size from 2,299 to 2,547 square feet of living area. The dwellings are from 54 to 62 years old. The comparables each have a full or partial basement, one of which has finished area. Each comparable has central air conditioning, one or two fireplaces and a two-car garage. The comparables have improvement assessments that range from \$46,324 to \$49,297 or from \$19.35 to \$20.15 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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The record contains nine suggested equity comparables for the Board's consideration. The Board has given reduced weight to the appellant's comparable #1 due to its older dwelling age when compared to the subject.

The Board finds the best evidence of assessment equity to be the appellant's comparables #2 through #5, along with the four comparables submitted by the board of review, which are similar to the subject in location, dwelling size, design and age. However, the Board finds these eight comparables each have a basement, two with finished area, unlike the subject and one

comparable has an additional fireplace when compared to the subject, suggesting downward adjustments would be required to make the comparables more equivalent to the subject. Conversely, two comparables lack central air conditioning and five comparables have a fewer number of fireplaces when compared to the subject, suggesting upward adjustments would be necessary for differences in these features. Nevertheless, the comparables have improvement assessments that range from \$25,431 to \$49,297 or from \$11.46 to \$20.15 per square foot of living area. The subject's improvement assessment of \$46,014 or \$18.81 per square foot of living area falls within the range established by the best comparables in the record. After considering adjustments to the best 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: _____

August 20, 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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