



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

APPELLANT: David McNulty
DOCKET NO.: 21-20280.001-R-1
PARCEL NO.: 05-21-107-006-0000

The parties of record before the Property Tax Appeal Board are David McNulty, the appellant(s); 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: \$21,263
IMPR.: \$53,189
TOTAL: \$74,452

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 2021 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 dwelling of masonry construction with 2,615 square feet of living area. The dwelling was constructed in 1990. Features of the home include a partial unfinished basement, central air conditioning, a fireplace, and a 2.5-car garage. The property has a 9,450 square foot site and is located in Winnetka, New Trier Township, Cook County. The subject is classified as a class 2-06 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant contends assessment inequity as the basis of the appeal. In support of this argument the appellant submitted information on four equity comparables of either frame or stucco or frame and masonry construction. The comparables ranged: in age from 41 to 111 years old; in size from 1,935 to 2,667 square feet of living area; and from \$15.44 to \$17.66 per square foot of living area. The comparables each have varying numbers of bathrooms, and each comparable has central air conditioning. Comparable #1 has a full basement and recreational room, and comparables #2 and #4 have full and unfinished basements. Comparable #1 and #3 have 2-car

garages, and comparable #2 has a 1.5-car garage. Based on this evidence, the appellant requested an assessment for the subject of \$68,358.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment of \$39,192 with an improvement assessment of \$53,189 or \$20.34 per square foot of living area. In support of its contention of the correct assessment the board of review submitted information on three equity comparables, either located on the subject's block or within ¼ mile of the subject's location. The comparables ranged: in age from 63 to 96 years old; in size from 2,576 to 3,393 square feet of living area; and from \$20.80 to \$22.07 per square foot of living area. The comparables each have varying numbers of bathrooms, and each comparable has central air conditioning. Comparable #1 has a partial basement and formal recreational room, comparable #2 has a full basement and recreational room, and comparable #3 has a full and unfinished basement. Comparables #1 and #3 have 1 fireplace and comparable #2 has three fireplaces. Comparables #1 and #2 each have 2-car garages, and comparable #3 has a 3-car garage. 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 Board gives less weight to *appellant's comparable #3* and *board of review comparables #2, and #4*. These comparables were given less weight due to their size relative to the subject. *Appellant's comparables #1, #2, and #4* are from 630 to 680 square feet of living area smaller than the subject. *Board of review's comparable #2* is 777 square feet of living area larger than the subject.

The Board finds the best evidence of assessment equity to be *appellant comparables #3* and *board of review comparables #1, and #3*. These comparables were given greater weight due to their size relative to the subject. These comparables had improvement assessments that ranged from \$17.80 to \$22.07 per square foot of living area. The subject's improvement assessment of \$20.34 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 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:

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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