



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

APPELLANT: Michael Derbin
DOCKET NO.: 21-34591.001-R-1
PARCEL NO.: 14-30-300-035-0000

The parties of record before the Property Tax Appeal Board are Michael Derbin, the appellant, by attorney Eric Feldman, of Eric Feldman & Assoc. P.C. 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: \$16,863
IMPR.: \$36,137
TOTAL: \$53,000

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 2-story, multi-family building of masonry exterior construction with 2,082 square feet of building area.¹ The building is approximately 106 years old. Features of the building include a full basement and a 2-car garage. The property has a 3,880 square foot site and is located in Chicago, West Chicago 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 five equity

¹ The appellant provided the only description of the subject property which was gleaned by the Board from Section III of the appeal petition and the grid analysis which was unrefuted by the board of review.

comparables that are located within the same neighborhood code as the subject property. The comparables are improved with 2-story, class 2-11 multi-family buildings of masonry exterior construction ranging in size from 2,184 to 2,364 square feet of building area. The buildings range in age from 103 to 121 years old. The comparables each have a full basement, two of which are finished with either an apartment or a recreation room. One comparable has central air conditioning. Four comparables each have a 2-car garage. The comparables have improvement assessments ranging from \$29,100 to \$35,100 or from \$12.31 to \$15.39 per square foot of building area. Based on this evidence, the appellant requested that the subject's improvement assessment be reduced to \$30,127 or \$14.47 per square foot of building area.

The appellant's submission included a copy of the "Cook County Board of Review" final decision dated July 25, 2022 which disclosed the subject has a total assessment of \$53,000. The subject property has an improvement assessment of \$36,137 or \$17.36 per square foot of building area, per the appellant's petition.

The board of review submitted its "Board of Review Notes on Appeal" for a different property than the subject under appeal. Nevertheless, in support of its contention of the correct assessment, the board of review submitted information on four equity comparables that are located within the same neighborhood code as the subject property. Comparable #2 is the same property as the subject and will not be further referenced in this decision. Comparables #1, #3, and #4 are improved with 2-story, class 2-11 multi-family buildings of masonry exterior construction with either 2,156 or 2,216 square feet of building area. The buildings are either 106 or 110 years old. Each comparable has a full basement. One comparable has central air conditioning. Each comparable has from a 1-car to a 2-car garage. The comparables have improvement assessments ranging from \$37,685 to \$41,250 or from \$17.48 to \$18.61 per square foot of building area. Based on this evidence, the board of review requested the subject's assessment be confirmed.

Conclusion of Law

The appellant 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 eight suggested comparables for the Board's consideration. The Board finds the parties' comparables to be each similar to the subject in location, design, age, and building size with other features having varying degrees of similarity to the subject. However, the Board gives less weight to the appellant's comparable #5 and board of review comparable #4 which have central air conditioning, which the subject lacks. The six remaining comparables have improvement assessments ranging from \$32,565 to \$39,250 or from \$14.30 to \$18.21 per square foot of building area. The subject property's improvement assessment of \$36,137 or \$17.36 per square foot on building area falls within the range established by the best

comparables in this record. Based on this record and 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: _____

May 20, 2025



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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