



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

APPELLANT: 5545 Clark LLC
DOCKET NO.: 21-36630.001-R-1
PARCEL NO.: 14-08-101-009-0000

The parties of record before the Property Tax Appeal Board are 5545 Clark LLC, 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: \$41,072
IMPR.: \$45,928
TOTAL: \$87,000

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, mixed-use building of masonry exterior construction with 4,198 square feet of building area. The building is approximately 100 years old. Features include a partial basement, four full and one half bathrooms, and central air conditioning. The property has a 5,134 square foot site and is located in Chicago, Lake View Township, Cook County. The subject is classified as a class 2-12 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 two grid analyses for five equity comparables that are located in the subject's neighborhood code.¹ For clarity in the

¹ The best descriptions of the appellant's comparables were gleaned from the property record cards presented by the appellant.

record, the single comparable on the second grid was renumbered #5. The comparables are improved with 2-story or 3-story, class 2-12 mixed-use buildings of masonry or frame and masonry exterior construction ranging in size from 4,194 to 4,446 square feet of building area. The comparables range in age from 80 to 115 years old. Four comparables each have a full or partial basement and one comparable lacks a basement foundation. One comparable has a 3.5-car garage. The comparables have from two to four full bathrooms, three of which have either one or two half bathrooms. The comparables have improvement assessments ranging from \$23,416 to \$30,720 or from \$5.31 to \$7.15 per square foot of building area. Based on this evidence, the appellant requested that the improvement assessment be reduced to \$28,546 or \$6.80 per square foot of building area.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$87,000. The subject property has an improvement assessment of \$45,928 or \$10.94 per square foot of building area.

In support of its contention of the correct assessment, the board of review submitted information on four equity comparables that are located in the subject's neighborhood code. The comparables are improved with 2-story or 3-story, class 2-12 mixed-use buildings masonry exterior construction ranging in size from 2,784 to 4,325 square feet of building area. The comparables range in age from 102 to 113 years old. Each comparable has a full or partial basement. One comparable has central air conditioning. Three comparables have either a 1.5-car or a 2-car garage. The comparables have improvement assessments ranging from \$32,376 to \$52,088 or from \$11.01 to \$14.44 per square foot of building area. Based on this evidence, the board of review requested that 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 nine suggested comparables for the Board's consideration. The Board finds the best evidence of assessment equity to be the appellant's comparables #1, #2, #4, and #5 as well as board of review comparables #3 and #4 which are similar to the subject in location, age, and building size with varying degrees of similarity in other features. Each comparable lacks central air conditioning and four comparables have fewer full bathrooms than the subject suggesting upward adjustments for these differences would be appropriate to make them more equivalent to the subject. Conversely, two comparables each have a garage and one comparable has an additional half bathroom suggesting downward adjustments for these differences would be appropriate for equivalency to the subject. These comparables have improvement assessments ranging from \$23,416 to \$52,088 or from \$5.31 to \$12.04 per square foot of building area. The subject's improvement assessment of \$45,928 or \$10.94 per square foot of

building area falls within the range established by the best comparables in this record. The Board gives less weight to the appellant's comparable #3 as well as board of review comparables #1 and #2 which lacks a basement foundation, which is a feature of the subject, or differ significantly from the subject in building size. After considering appropriate adjustments to the best comparables for differences from 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: _____

February 18, 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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