



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

APPELLANT: Samuel Chapman
DOCKET NO.: 21-37126.001-R-1
PARCEL NO.: 14-29-310-028-0000

The parties of record before the Property Tax Appeal Board are Samuel Chapman, the appellant, by attorney Scott Shudnow, of Shudnow & Shudnow, 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 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: \$46,500
IMPR.: \$49,200
TOTAL: \$95,700

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 dwelling of frame exterior construction with 2,208 square feet of living area.¹ The dwelling has a chronological age of 131 years old and an effective age of 25 years old as reported in the appraisal.² Features of the home include a basement with finished area, central air conditioning, one fireplace and a 2-car garage. The property has a 3,100 square foot site and is located in Chicago, Lake View Township, Cook County. The subject is classified as a class 2-06 property under the Cook County Real Property Assessment Classification Ordinance.

¹ The Board finds the best description of the subject's dwelling size was found in the appraisal which contained a detailed sketch with dimensions that was not refuted by the board of review.

² The appraisal reports contradictory ages for the subject of both 131 and 28 years old and effective ages of either 25 or 35 years old. The Board finds the subject has a chronological age of 131 years old and an effective age of 25 years old as reported in the grid analysis of the board of review and comparable grid in the appraisal.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted an appraisal estimating the subject property had a market value of \$957,000 as of January 1, 2021. The appraisal was prepared by Garry Nusinow, a Certified General Real Estate Appraiser. The intended use of the appraisal was to provide a basis for the appeal of the subject's ad valorem property tax assessment.

In estimating the market value of the subject property, the appraiser developed the sales comparison approach to value selecting four comparable sales located from 0.34 to 0.66 of a mile from the subject property. The comparables have sites that range in size from 2,925 to 3,125 square feet of land area and are improved with 2.5-story or 3-story dwellings of masonry or frame and masonry exterior construction ranging in size from 1,933 to 2,400 square feet of living area. The homes range in age from 25 to 135 years old and have effective ages of 20 or 25 years old. Each comparable has a basement with finished area, central air conditioning, one or two fireplaces and a 2-car garage. Comparable #2 has a solarium amenity. The comparables sold from January to December 2021 for prices ranging from \$920,000 to \$1,045,000 or from \$395.53 to \$496.64 per square foot of living area, land included.

After adjusting comparables #3 and #4 for sales or financing concessions, the appraiser adjusted the comparables for differences from the subject arriving at adjusted sale prices of the comparables ranging from \$916,500 to \$1,013,500 and an opinion of market value for the subject of \$957,000. Based on this evidence, the appellant requested the subject's assessment be reduced to reflect the appraised value of the subject property when applying the level of assessment for class 2 property under the Cook County Real Property Assessment Classification Ordinance of 10%.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$108,512. The subject's assessment reflects a market value of \$1,085,120 or \$491.45 per square foot of living area,³ including land, when applying the level of assessment for class 2 property under the Cook County Real Property Assessment Classification Ordinance of 10%.

In support of its contention of the correct assessment the board of review submitted information on four comparable properties located in the same assessment neighborhood code as the subject, two of which are located within ¼ of a mile from the subject property. Board of review comparable #3 lacks recent sale information and shall not be discussed or analyzed any further. Board of review comparable sales #1, #2 and #4 have sites with either 2,650 or 3,100 square feet of land area and are improved with 2-story dwellings of masonry or frame and masonry exterior construction ranging in size from 2,706 to 3,089 square feet of living area. The homes are either 133 or 143 years old. Each comparable has an unfinished basement and central air conditioning. Two dwellings each have one fireplace and one comparable has a 2-car garage. The comparables sold from January to August 2021 for prices ranging from \$1,570,000 to \$2,275,779 or from \$540.45 to \$761.27 per square foot of living area, land included. Based on this evidence, the board of review requests the subject's assessment be confirmed.

³ Assuming a dwelling size of 2,208 square feet.

In rebuttal, the appellant submitted a brief and Multiple Listing Service (MLS) sheets for board of review comparable sales #1, #2 and #3. The appellant argued the appraiser completed a detailed interior and exterior inspection of the subject property and adjusted comparable sales in accordance with the Uniform Standards of Professional Appraisal Practice in arriving at the final opinion of value for the subject property. In contrast, the board of review submitted unadjusted raw sales. The appellant critiqued the board of review's three comparable sales arguing: two properties have more recent renovations; one property is comprised of two parcels, only one of which was included in the board of review grid; and each has a larger dwelling size when compared to the subject.

Conclusion of Law

The appellant contends the market value of the subject property is not accurately reflected in its assessed valuation. When market value is the basis of the appeal the value of the property must be proved by a preponderance of the evidence. 86 Ill.Admin.Code §1910.63(e). Proof of market value may consist of an appraisal of the subject property, a recent sale, comparable sales, or construction costs. 86 Ill.Admin.Code §1910.65(c). The Board finds the appellant met this burden of proof and a reduction in the subject's assessment is warranted.

The appellant submitted an appraisal and the board of review submitted three comparable sales for the Board's consideration. The Board gives little weight to the board of review comparables which differ from the subject in dwelling size, lack basement finish and/or lack a garage amenity when compared to the subject's dwelling size, finished basement and 2-car garage.

The Board finds the best evidence of market value to be the appraisal submitted by the appellant. The subject's assessment reflects a market value of \$1,085,120 or \$491.45 per square foot of living area, including land, which falls above the appraised value. The Board finds the subject property had a market value of \$957,000 as of the assessment date at issue. Since market value has been established the level of assessments for class 2 property under the Cook County Real Property Assessment Classification Ordinance of 10% shall apply. (86 Ill.Admin.Code §1910.50(c)(2)).

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: March 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

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