



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

APPELLANT: Kirsten Rosenquist  
DOCKET NO.: 22-03541.001-R-1  
PARCEL NO.: 05-20-220-002

The parties of record before the Property Tax Appeal Board are Kirsten Rosenquist, the appellant, by Jessica Hill-Magiera, Attorney at Law in Lake Zurich; and the DuPage 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 **DuPage** County Board of Review is warranted. The correct assessed valuation of the property is:

**LAND:** \$36,890  
**IMPR.:** \$104,040  
**TOTAL:** \$140,930

Subject only to the State multiplier as applicable.

**Statement of Jurisdiction**

The appellant timely filed the appeal from a decision of the DuPage County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2022 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 2,155 square feet of living area. The dwelling was constructed in 1959. Features of the home include a basement, central air conditioning, a fireplace,<sup>1</sup> and a 440 square foot garage. The property has an 11,465 square foot site and is located in Wheaton, Milton Township, DuPage County.

The appellant contends assessment inequity concerning the improvement as the basis of the appeal. In support of this argument the appellant submitted information on eight equity comparables located within the same assessment neighborhood code as the subject, together with a map depicting the locations of these comparables in relation to the subject. The comparables are improved with 2-story homes of frame or frame and masonry exterior construction ranging in

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<sup>1</sup> Additional details regarding the subject not reported by the appellant are found in the subject's property record card presented by the board of review and were not refuted by the appellant in written rebuttal.

size from 2,098 to 2,328 square feet of living area. The dwellings were built from 1962 to 1967. Each home has a basement, central air conditioning, one or two fireplaces,<sup>2</sup> and a garage ranging in size from 380 to 900 square feet of building area. The comparables have improvement assessments ranging from \$101,470 to \$114,810 or from \$46.06 to \$49.79 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 \$162,680. The subject property has an improvement assessment of \$125,790 or \$58.37 per square foot of living area.

In support of its contention of the correct assessment the board of review submitted information on nine equity comparables located within the same assessment neighborhood code as the subject. The comparables are improved with 2-story homes of frame or frame and masonry exterior construction ranging in size from 1,672 to 2,435 square feet of living area. The dwellings were built from 1897 to 1985. Each home has a basement, six of which have finished area, and a garage ranging in size from 190 to 690 square feet of building area. Seven homes each have central air conditioning and eight homes each have one or two fireplaces. The comparables have improvement assessments ranging from \$104,610 to \$165,860 or from \$60.40 to \$72.84 per square foot of living area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

In written rebuttal, the appellant argued the board of review's comparables differ from the subject in age, dwelling size, and/or basement finish.

### **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 met this burden of proof and a reduction in the subject's assessment is warranted.

The record contains a total of 17 equity comparables for the Board's consideration. The Board gives less weight to the board of review's comparables, due to substantial differences from the subject in dwelling size, age, and/or basement finish.

The Board finds the best evidence of assessment equity to be the appellant's comparables, which are similar to the subject in dwelling size, age, location, and features. These comparables have improvement assessments that range from \$101,470 to \$114,810 or from \$46.06 to \$49.79 per square foot of living area. The subject's improvement assessment of \$125,790 or \$58.37 per square foot of living area falls above the range established by the best comparables in this record.

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<sup>2</sup> Additional details regarding the comparables not submitted by the appellant are found in the board of review's evidence and were not refuted by the appellant in written rebuttal.

Based on this record the Board finds the appellant demonstrated with clear and convincing evidence that the subject's improvement was inequitably assessed and a reduction in the subject's assessment is 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:

April 16, 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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