



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

APPELLANT: Todd Wiener
DOCKET NO.: 22-29471.001-R-1
PARCEL NO.: 11-19-215-023-0000

The parties of record before the Property Tax Appeal Board are Todd Wiener, the appellant, by attorney Max E. Callahan, of Siegel & Callahan, 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 **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: \$23,500
IMPR.: \$61,500
TOTAL: \$85,000

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 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 3,490 square feet of living area. The dwelling is approximately 121 years old. Features of the home include a basement, central air conditioning, a fireplace, and a 2-car garage.¹ The property has an approximately 9,400 square foot site and is located in Evanston, Evanston 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 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 \$850,000

¹ The Board finds the best evidence of the subject's features is found in the appellant's appraisal where the appraiser inspected the subject home on January 16, 2023.

as of January 1, 2022. The appraisal was prepared by Gregory B. Nold, a certified general real estate appraiser, for ad valorem tax purposes.

Under the sales comparison approach, the appraiser selected six comparable sales located within 0.55 of a mile from the subject. The parcels range in size from 6,047 to 14,043 square feet of land area and are improved with 2-story or 2.5-story homes of frame or masonry exterior construction ranging in size from 2,522 to 4,271 square feet of living area. The dwellings range in age from 87 to 133 years old. Each home has a basement, three of which have finished area, and a 1-car or a 2-car garage. Four homes have central air conditioning and five homes have from one to three fireplaces. The comparables sold from February 2020 to May 2021 for prices ranging from \$685,000 to \$960,000 or from \$224.77 to \$280.56 per square foot of living area, including land. The appraiser adjusted the comparables for differences from the subject to arrive at adjusted prices ranging from \$802,600 to \$872,500. The appraiser concluded a value for the subject of \$850,000 as of January 1, 2022.

Based on this evidence, the appellant requested a reduction in the subject's assessment to reflect the appraised value conclusion.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$115,901. The subject's assessment reflects a market value of \$1,159,010 or \$332.09 per square foot of living area, 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 three comparable sales located 0.25 of a mile from the subject. The parcels range in size from 7,000 to 10,063 square feet of land area and are improved with 2-story, class 2-06 homes of frame exterior construction ranging in size from 2,790 to 3,093 square feet of living area. The dwellings range in age from 122 to 137 years old. Each home has a basement, two of which have finished area, central air conditioning, one or two fireplaces, and a 2-car or a 4-car garage. The comparables sold from August 2020 to August 2021 for prices ranging from \$925,000 to \$1,135,000 or from \$299.06 to \$368.51 per square foot of living area, including land. Based on this evidence the board of review requested confirmation of the subject's assessment.

In written rebuttal, the appellant argued the appraisal is more indicative of the subject's market value than the raw sales presented by the board of review.

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 presented an appraisal and the board of review presented three comparable sales for the Board's consideration. The Board finds the best evidence of market value to be the appraisal presented by the appellant. The Board finds the appraiser selected comparables that sold relatively proximate in time to the assessment date and made reasonable adjustments to the comparables for differences from the subject. The Board gives less weight to the board of review's comparables #1 and #2, which sold less proximate in time to the assessment date. The Board finds the remaining comparable does not overcome the adjustments and analysis presented in the appellant's appraisal.

The subject's assessment reflects a market value of \$1,159,010 or \$332.09 per square foot of living area, including land, which is above the appraised value conclusion. The Board finds the subject property had a market value of \$850,000 as of the assessment date at issue. Since market value has been established the level of assessment 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: July 15, 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

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

Todd Wiener, by attorney:
Max E. Callahan
Siegel & Callahan, P.C.
180 N. Wacker Dr
Suite 400
Chicago, IL 60606

COUNTY

Cook County Board of Review
County Building, Room 601
118 North Clark Street
Chicago, IL 60602