



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

APPELLANT: J.D. Modrak
DOCKET NO.: 24-26012.001-R-1
PARCEL NO.: 16-01-219-043-0000

The parties of record before the Property Tax Appeal Board are J.D. Modrak, the appellant, by attorney Michael R. Davies, of Ryan Law, PLLC 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: \$17,640
IMPR.: \$107,692
TOTAL: \$125,332

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 2024 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 two improvements situated on one parcel.¹ Improvement #1 is described as two-story multi-family building of frame exterior construction with 2,923 square feet of gross building area. The building was constructed in 1908 and is approximately 116 years old. Features of the building include a full basement and three full bathrooms. Improvement #2 is described as a two-story multi-family building of masonry exterior construction with 2,450 square feet of gross building area. The building was constructed in 1888 and is approximately 136 years old. The building features a full basement and three full

¹ The board of review disclosed in the "Board of Review - Notes on Appeal" that there are two improvements on the subject property. The board of review submitted copies of the subject's property characteristic printouts which depicts the subject property as a class 2-11 property improved with two separate multi-family buildings, where the second improvement was not reported by nor was it refuted by the appellant. For ease of reference, the Board has numbered the buildings as improvement #1 and improvement #2.

bathrooms. The property has a site with approximately 3,150 square feet of land area 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 only Improvement #1 as the basis of the appeal. In support of this argument the appellant submitted information on five equity comparables that have the same assessment neighborhood code as the subject and are located from .55 of a mile to 1.86 miles from the subject property. The comparables are class 2-11 properties improved with two-story multi-family buildings of frame exterior construction ranging in size from 2,920 to 3,072 square feet of gross building area. The buildings are from 121 to 136 years old. Two comparables have a slab foundation and three comparables each have a full basement. Four comparables have three full bathrooms and one comparable has two full bathrooms. Three comparables each have a 2-car garage. The comparables have improvement assessments that range from \$30,120 to \$41,620 or from \$10.32 to \$13.59 per square foot of gross building area. Based on this evidence, the appellant requested a reduction in the subject's improvement assessment.

The appellant submitted a copy of the 2024 final decision issued by the Cook County Board of Review disclosing the total assessment for the subject of \$125,332. The appellant reported the subject property has a total improvement assessment of \$107,692 or \$20.04 per square foot of gross building area when using the combined total square footage of 5,373 square feet for both Improvement #1 and Improvement #2.

The board of review submitted its "Board of Review Notes on Appeal," where the subject is identified with a Property Index Number (PIN) of 16-01-219-042-0000, a "substituted" PIN. In support of its contention of the correct assessment, the board of review submitted information on four equity comparables that have the same assessment neighborhood code and are located within a ¼ of a mile of the subject. The comparables are class 2-11 properties improved with two-story or three-story buildings of frame or masonry exterior construction ranging in size from 2,068 to 5,904 square feet of gross building area. The buildings are from 115 to 137 years old. Two comparables have a slab foundation and two comparables each have a full basement. One comparable has central air conditioning and each comparable has two, three or six full bathrooms. The comparables have improvement assessments that range from \$58,734 to \$137,500 or from \$20.30 to \$35.90 per square foot of gross building area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

Conclusion of Law

The taxpayer 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 none of the comparables are truly similar to subject, as none have a separate second multi-family building, like the subject. Nonetheless, the comparables have the same assessment neighborhood code as the subject but have varying degrees of similarity when compared to the subject in building size, design, age and features, suggesting adjustments would be required to make the comparables more equivalent to the subject. Nevertheless, the comparables have improvement assessments ranging from \$30,120 to \$137,500 or from \$10.32 to \$35.90 per square foot of gross building area. The subject's improvement assessment of \$107,692 or \$20.04 per square foot of gross building area is within the range established by the comparables contained in the record both in terms of total improvement assessment and on a per square foot of gross building area basis.

The constitutional provision for uniformity of taxation and valuation does not require mathematical equality. A practical uniformity, rather than an absolute one, is the test. Apex Motor Fuel Co. v. Barrett, 20 Ill.2d 395 (1960). Although the comparables presented by the parties disclosed that properties located in the same area are not assessed at identical levels, all that the constitution requires is a practical uniformity, which appears to exist on the basis of the evidence presented.

Based on this record and after considering 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: _____

September 15, 2026



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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