



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

APPELLANT: Suzanne Battaglia
DOCKET NO.: 14-01262.001-R-1
PARCEL NO.: 06-27-207-011

The parties of record before the Property Tax Appeal Board are Suzanne Battaglia, the appellant, by attorney Robert Rosenfeld, of Robert H. Rosenfeld and Associates, LLC in Chicago; and the Lake 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 **Lake** County Board of Review is warranted. The correct assessed valuation of the property is:

LAND: \$15,529
IMPR.: \$66,662
TOTAL: \$82,191

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a decision of the Lake County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2014 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 two-story dwelling of frame exterior construction with 2,547 square feet of living area. The dwelling was constructed in 1993. Features of the home include a 1,250 square foot unfinished basement, central air conditioning, a fireplace and a 462 square foot attached frame garage. The property has a 10,890 square foot site and is located in Grayslake, Avon Township, Lake County.

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 three equity comparables located within 0.21 of a mile from the subject property. The comparables are improved with two-story single family dwellings and have varying degrees of similarity when compared to the subject. The dwellings range in size from 2,528 to 2,560 square feet of living area and have improvement assessments ranging from \$47,985 to \$50,904 or from \$18.94 to

\$19.88 per square foot of living area. The appellant requested the total assessment be reduced to \$64,601.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$82,191. The subject property has an improvement assessment of \$66,662 or \$26.17 per square foot of living area. In support of its contention of the correct assessment the board of review submitted information on four equity comparables located within 0.27 of a mile from the subject property. The comparables are improved with two-story single family dwellings and have varying degrees of similarity when compared to the subject. All dwellings have 2,547 square feet of living area and have improvement assessments ranging from \$66,641 to \$67,356 or from \$26.16 to \$26.45 per square foot of living area. The board of review requested that the assessment be confirmed.

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 seven equity comparables for the Board's consideration. The Board gave less weight to the board of review's comparable #1 due to 1,250 square feet of finished basement. The Board also gave less weight to the board of review's comparable #3 due to the lack of central air conditioning. The Board finds the best evidence of assessment equity to be appellant's comparables #1, #2 and #3 and the board of review's comparables #2 and #4. These comparables had improvement assessments that ranged from \$47,985 to \$66,968 or from \$18.94 to \$26.29 per square foot of living area. The subject's improvement assessment of \$66,662 or \$26.17 per square foot of living area falls within the range established by the best comparables in this record. Based on this record 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.



Chairman



Member



Member



Member



Acting 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: August 19, 2016



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 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 the subsequent year 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.

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.