



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

APPELLANT: John Belvisi
DOCKET NO.: 15-02107.001-R-1
PARCEL NO.: 15-33-220-010

The parties of record before the Property Tax Appeal Board are John Belvisi, the appellant, by attorney Jerrold H. Mayster, of Mayster & Chaimson Ltd 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: \$39,344
IMPR.: \$145,021
TOTAL: \$184,365

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 2015 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 built in 1991. The dwelling contains 3,166 square feet of living area. Features of the home include a full basement with finished area, central air conditioning, a fireplace¹ and a 546 square foot garage. The subject has a 12,952 square foot site. The subject property is located in Buffalo Grove, Vernon Township, Lake County.

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 \$487,500 or \$153.98 per square foot of living area as of January 1, 2015. The appraiser analyzed six comparables that sold from March 2014 through January 2015 for prices ranging from \$375,000 to \$530,000. After adjusting for various differences with the subject, including site size and

¹ Appraiser reports one fireplace; board of review indicates two.

location, exterior construction, age, dwelling size and features, the comparables adjusted sale prices ranged from \$458,900 to \$525,000 or from \$149.09 to \$186.17 per square foot of living area. Based on this evidence, the appellant requested the subject's assessment be reduced to \$162,484.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject property of \$184,365. The subject's January 1, 2015 assessment reflects an estimated market value of \$555,651 or \$175.51 per square foot of living area including land when applying the 2015 three-year average median level of assessment for Lake County of 33.18%. as determined by the Illinois Department of Revenue.

In support of the subject's assessment, the board of review submitted four comparable sales, #3 of which, according to the board of review, was the same property as the appraisal comparable #2. These comparables are described as 2-story dwellings of frame construction built between 1990 and 1993 and ranging in size from 2,678 to 3,166 square feet of living area. They are located a distance of .037 to .102 of a mile from the subject and feature full or partial finished basements, central air conditioning and garages. Three have fireplaces. These comparables sold from March 2014 to August 2015 for prices ranging from \$497,000 to \$639,000 or from \$185.59 to \$218.21 per square foot of living area including land.

With respect to the appellant's evidence, the board of review argued only comparable #2 was from the "Parkchester Estates" subdivision as compared to all four of the board of review comparables being from that subdivision. Based on this evidence, the board of review requested confirmation of the subject's assessment.

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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The appellant submitted an appraisal estimating the subject property had a market value of \$487,500 or \$153.98 per square foot of living area as of January 1, 2015. The Board gave little weight to the appraisal report. The appraiser explained in the appraisal he made adjustments for site using the assessor's 2015 land value and not market value. This undermines the credibility of the appraisal report. Instead, the Board will analyze the raw sales submitted by both parties.

Less weight was given to appellant's comparables #1, #3, #4, #5 and #6 and board of review comparable #4 based on location, age, style, dwelling size and/or unfinished basement as compared to the subject's finished basement. The Board finds the best evidence of market value in the record to be comparable #2 submitted the appellant (same property as board of review comparable #3) and comparables #1, #2 and #3 submitted by the board of review. These comparables were most similar to the subject in location, age, dwelling size, and features. The unadjusted sale price of these comparables range from \$530,000 to \$639,000 or from \$187.94 to

\$218.21 per square foot of living area. The subject's assessment reflects an estimated market value of \$555,651 or \$175.51 per square foot of living area which is less than the most similar comparable sales in the record on a square foot basis. Based on this evidence, the Board finds the subject's assessment is supported and no reduction in the subject's assessment is warranted.

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



Acting 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: June 23, 2017



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.