



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

APPELLANT: American Homes 4 Rent Pro
DOCKET NO.: 16-00822.001-R-1
PARCEL NO.: 06-03-34-402-004-0000

The parties of record before the Property Tax Appeal Board are American Homes 4 Rent Pro, the appellant, by attorney Michael R. Davies, of Ryan Law LLP in Chicago; and the Will 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 **Will** County Board of Review is warranted. The correct assessed valuation of the property is:

LAND: \$13,868
IMPR.: \$47,785
TOTAL: \$61,653

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a decision of the Will County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2016 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 2,362 square feet of living area. The dwelling was constructed in 2000. Features of the home include a crawl space foundation, central air conditioning and a 440 square foot garage. The property has a 8,000 square foot site and is located in Plainfield, Plainfield Township, Will County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted limited information on four comparable sales in the Section V grid analysis of the appeal petition. The appellant also disclosed on the grid analysis that the subject property sold on July 2014 for \$211,000 or \$89.44 per square foot of living area land included. While the appellant was requested to provide additional information to complete the appeal, by letter dated August 10, 2017 by the Property Tax Appeal Board, the appeal was accepted, and the board of review was simultaneously, but separately, notified of its duty to respond to the appeal within 90

days. The comparables were built from 1995 to 2004 and range in size from 2,133 to 2,355 square feet of living area. The comparables each have central air conditioning, a fireplace and a garage ranging in size from 231 to 560 square feet of building area. The sales occurred from December 2015 to May 2016 for prices ranging from \$140,000 to \$234,000. The appellant requested the subject's total assessment be reduced to \$59,462.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$61,653. The subject's assessment reflects a market value of \$185,367 or \$78.48 per square foot of living area, land included, when using the 2016 three-year average median level of assessment for Will County of 33.26% as determined by the Illinois Department of Revenue.

Initially in response to the appeal, the board of review requested dismissal of the appeal since the appellant failed to comply with the Property Tax Appeal Board's request for additional information. (Citing 86 Ill.Admin.Code §1910.30(k) and 1910.63(b)). Furthermore, since the incomplete checklist suggested that Section V must be completed, the board of review contended that Section V was not completed, and the appellant failed to provide sufficient information to prove the properties listed are comparable to the subject therefore, the appellant's comparables should hold no weight in determining value.

In support of its contention of the correct assessment, the board of review submitted information on three comparable sales identified by the township assessor improved with two-story dwellings of frame construction ranging in size from 2,346 to 2,362 square feet of living area that were located within a mile of the subject property. The dwellings were constructed from 1999 to 2001 with features that include full basements, central air conditioning, a fireplace and a garage with 420 or 440 square feet of building area. These properties sold from October 2015 to February 2016 for prices ranging from \$214,900 to \$230,000 or from \$91.45 to \$97.54 per square foot of living area.

Based on the foregoing evidence and argument, the board of review requested an increase in the assessment of the subject property to reflect the median sales price or a new total assessment of \$68,912 which would reflect a market value of \$207,192 or \$87.72 per square foot of living area, including land.

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 parties submitted seven comparable sales to support their respective positions before the Property Tax Appeal Board. The appellant also disclosed that the subject property sold July 2014 for \$211,000 or \$89.44 per square foot of living area.

The Board gave little weight to the subject's July 2014 sale due to the fact the sale did not occur as proximate in time to the assessment date at issue of January 1, 2016 as did the comparable sales in the record. In addition, there was no evidence presented by the appellant that the sale transaction had any of the elements of an arm's length transaction as there was no indication if the property sold between related parties; there was no indication whether the property was advertised or exposed on the open market prior to the sale; and/or there was no evidence whether the transaction occurred between a willing seller and a willing buyer. The Board gave little weight to the appellant's evidence as it contained little descriptive information about the dwellings to allow the Property Tax Appeal Board to conduct a meaningful comparative analysis of the comparable sales to the subject property.

The Board finds the best evidence of market value in the record to be the comparable sales submitted by the board of review. These comparables were similar to the subject in location, age dwelling size, style, construction and/or most features. Each of the board of review comparables were superior to the subject by having a full basement as compared to the subject's crawl-space foundation. The properties sold proximate in time to the assessment date at issue October 2015 to February 2016 for prices ranging from \$214,900 to \$230,000 or from \$91.45 to \$97.54 per square foot of living area, including land. The subject's assessment reflects a market value of \$185,367 or \$78.48 per square foot of living area, including land, which is below the range established by the best comparable sales in this record in terms of both overall value and on a per-square-foot basis which appears to be logical based on differences in foundation between the subject and the comparable homes.

As to the board of review request to increase the subject's assessment, the Property Tax Appeal Board finds the subject's current improvement assessment of \$61,653 which is lower than the superior comparable properties appears to be logical. Also, as depicted in the grid analysis, each of the three comparable properties presented by the board of review appear to be under-valued based upon their respective assessments as compared to their recent purchase prices, but the subject is lower than each of these comparables given its inferior crawl-space foundation when compared to these homes with full basements.

On this record, the Property Tax Appeal Board finds that the subject is not overvalued and no change in the assessment of the subject property 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. 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



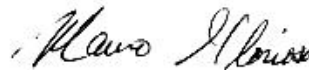
Member

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: August 20, 2019



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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