



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

APPELLANT: AMH 2015-1 Borrower LLC  
DOCKET NO.: 16-00863.001-R-1  
PARCEL NO.: 11-04-19-110-005-0000

The parties of record before the Property Tax Appeal Board are AMH 2015-1 Borrower LLC, the appellant, by attorney Michael R. Davies, of the Law Offices of Michael R. Davies, Ltd. in Oak Lawn; 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:** \$11,515  
**IMPR.:** \$38,080  
**TOTAL:** \$49,595

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 single-family dwelling of frame exterior construction with 1,560 square feet of living area.<sup>1</sup> The dwelling was constructed in 2002. Features of the home include a basement, central air conditioning and a garage containing 400 square feet of building area. The property has a 4,413-square foot site and is located in Crest Hill, Lockport Township, Will County.

The appellant submitted evidence before the Property Tax Appeal Board claiming overvaluation as the basis of the appeal. The appellant did not challenge the subject's land assessment. In support of this argument, the appellant submitted limited information on four comparable sales

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<sup>1</sup> Appellant's grid analysis was void of some pertinent descriptive data for the subject and the comparables. The Board drew this information from the grid completed by the board of review along with the property record cards for the subject and appellant's comparables.

one of which is in the same neighborhood code as the subject as defined by the local assessor. The comparables are described as two-story or one-story single-family dwellings of frame exterior construction containing either 1,512 or 1,522 square feet of living area. The dwellings were constructed in 2002 or 2003. Two comparables feature a basement and two are built on a slab foundation. Each dwelling has central air conditioning and a garage containing 400 square feet of building area. The comparables have sites ranging in size from 2,721 to 4,742 square feet of land area. The comparables sold from January to June 2016 for prices ranging from \$164,900 to \$195,000 or from \$109.06 to \$128.12 per square foot of living area, including land. Based on this evidence, the appellant requested a reduction in the subject's total assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$49,595. The subject's assessment reflects a market value of \$149,113 or \$95.59 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.

In support of its contention of the correct assessment, the board of review submitted information on four comparable sales, one of which was also submitted by the appellant. The comparables are located within the same neighborhood code as the subject property as defined by the local assessor. The comparables are improved with two-story single-family dwellings of frame exterior construction. The comparables all feature a basement, central air conditioning, and a garage with 380 or 400 square feet of building area. The comparables' site sizes were not disclosed. The comparables sold from February to October 2016 for prices ranging from \$164,900 to \$197,000 or from \$109.06 to \$126.28 per square foot of living area, including land. In addition, the board of review submitted a brief challenging the appellant's comparable sales, a completed grid of the appellant's comparables and property record cards for the subject and the board of review comparables. Based on this evidence, the board of review requested a 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 Board finds the parties submitted for the Board's consideration a total of seven suggested sale comparables which includes one common comparable. Appellant's comparable #2 is the same property as board of review comparable #1. The Board gave less weight to appellant's comparable #1, #3 and #4 due to being in a different neighborhood code and having a different design when compared to the subject. Appellant's comparables #1 and #3 also lack a basement, unlike the subject.

The Board finds the best evidence of market value to be the board of review comparables which includes appellant's comparable #1. These four most similar comparables sold from February to

October 2016 for prices ranging from \$164,900 to \$197,000 or from \$109.06 to \$126.28 per square foot of living area, including land. The subject's assessment reflects a market value of \$149,113 or \$95.59 per square foot of living area, land included, which falls below the range established by the most similar comparable sales in this record on an overall basis as well as on a per square foot basis. The Board finds that the appellant did not demonstrate by a preponderance of the evidence that the subject was overvalued. Therefore, the Board finds that the subject's estimated market value as reflected by its assessment is supported. Based on this evidence, the Board finds 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.

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Chairman



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Member



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Member

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Member



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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: May 21, 2019



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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

AMH 2015-1 Borrower LLC, by attorney:  
Michael R. Davies  
Ryan Law LLP  
311 South Wacker Drive  
Mailbox #29  
Chicago, IL 60606

COUNTY

Will County Board of Review  
Will County Office Building  
302 N. Chicago Street  
Joliet, IL 60432