



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

APPELLANT: Jose Escobar
DOCKET NO.: 16-02622.001-R-1
PARCEL NO.: 10-25-211-028

The parties of record before the Property Tax Appeal Board are Jose Escobar, the appellant; 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: \$11,431
IMPR.: \$54,012
TOTAL: \$65,443

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 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 1.5-story dwelling of wood siding construction with 1,650 square feet of living area. The dwelling was constructed in 1964. Features of the property include a partial unfinished basement, central air conditioning and a 440 square foot detached garage. The property has an 8,350 square foot site and is located in Mundelein, Fremont Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on nine comparable sales located over 9.37 miles from the subject. The comparables are described as 1.5-story dwellings of brick, aluminum or wood siding exterior construction ranging in size from 1,248 or 1,382 square feet of living area. The dwellings were constructed from 1950 to 1963. Eight comparables each have an unfinished basement, two comparables each have central air conditioning and each comparable has a detached garage ranging in size from 280 to 816 square feet of building area. The comparables

sold from November 2015 to August 2016 for prices ranging from \$43,144 to \$114,200 or from \$32.22 to \$82.63 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 \$65,443. The subject's assessment reflects a market value of \$197,355 or \$119.61 per square foot of living area, land included, when using the 2016 three year average median level of assessment for Lake County of 33.16% as determined by the Illinois Department of Revenue.

In support of the subject's assessment, the board of review submitted information on four comparable sales located within .20 of a mile of the subject. The comparables are described as 1.5-story dwellings of wood siding or brick exterior construction ranging in size from 1,170 to 1,945 square feet of living area. The dwellings were constructed from 1943 to 1949. The comparables have basements, with two having finished area. Each comparable has central air conditioning and three comparables each have a garage ranging in size from 345 to 672 square feet of building area. The comparables sold from June 2015 to December 2016 for prices ranging from \$152,000 to \$240,000 or from \$119.69 to \$154.70 per square foot of living area, including land. Based on this evidence, the board of review requested that the subject property's assessment be confirmed.

In rebuttal, the appellant submitted information on three additional comparables.

Pursuant to the rules of the Property Tax Appeal Board, rebuttal evidence is restricted to that evidence to explain, repel, counteract or disprove facts given in evidence by an adverse party. (86 Ill. Admin. Code, Sec. 1910.66(a)). Moreover, rebuttal evidence shall not consist of new evidence such as an appraisal or newly discovered comparable properties. (86 Ill. Admin. Code, Sec. 1910.66(c)). In light of these rules, the Property Tax Appeal Board has not considered the additional comparable properties submitted by appellant in conjunction with his rebuttal argument

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 thirteen comparable sales for consideration. The Board gave less weight to the appellant's comparables based on their distant locations which are over 9.37 miles from the subject property.

The Board finds the best evidence of market value for the subject property to be the board of review comparables. These four comparables are most similar to the subject in location, design and features though all are older in age, two have superior finished basements and one lacks a

garage. The comparables sold from June 2015 to December 2016 for prices ranging from \$152,000 to \$240,000 or from \$119.69 to \$154.70 per square foot of living area, including land. The subject's assessment reflects a market value of \$197,355 or \$119.61 square foot of living area, including land which is supported by the best comparables sales in the record. After considering any necessary adjustments to the comparables for differences such as age, dwelling size, basement finish and garages when compared to the subject, the Board finds the subject's estimated market value as reflected by its assessment is supported.

Based on this record, the Board finds the appellant failed to demonstrate by a preponderance of the evidence that the subject was overvalued 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: November 19, 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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