



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

APPELLANT: Jerry Rubin
DOCKET NO.: 16-04448.001-R-1
PARCEL NO.: 16-34-308-006

The parties of record before the Property Tax Appeal Board are Jerry Rubin, 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: \$55,812
IMPR.: \$197,333
TOTAL: \$253,145

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 2-story dwelling of brick exterior construction with 4,278 square feet of living area. The dwelling was constructed in 1964 with an effective age of 1981 due to remodeling in 2003. Features of the home include a 930 square foot finished lower level, central air conditioning, two fireplaces and a 460 square foot garage. The property has a 12,595 square foot site and is located in Deerfield, Moraine Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on three comparable sales located from .13 to .94 of a mile from the subject property. The comparables consist of 2-story dwellings of brick or frame exterior construction ranging in size from 4,224 to 4,484 square feet of living area. The dwellings were constructed from 1955 to 1977. Each comparable has a basement, two of which have finished area. The comparables each have central air conditioning, one or two fireplaces and a garage

ranging in size from 600 to 754 square feet of building area. Each comparable has an in-ground swimming pool. The comparables have sites ranging in size from 26,642 to 38,851 square feet of land area. The comparables sold from April 2014 to August 2015 for prices ranging from \$500,000 to \$715,000 or from \$118.37 to \$164.59 per square foot of living area, including land. Based on this evidence, the appellant requested a reduction in the subject's assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$253,145. The subject's assessment reflects a market value of \$763,405 or for \$178.45 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 its contention of the correct assessment, the board of review submitted information on four comparable sales located from .219 to .48 of a mile from the subject property. The comparables were improved with a 1.5-story and three 2-story dwellings of brick or stucco exterior construction that range in size from 3,545 to 4,136 square feet of living area. The dwellings were constructed from 1964 to 1977. Each comparable has a basement, three of which have finished area. The comparables each have central air conditioning, a fireplace and a garage ranging in size from 400 to 550 square feet of building area. The comparables have sites ranging in size from 18,066 to 20,007 square feet of land area. These properties sold from August 2014 to June 2015 for prices ranging from \$825,000 to \$1,110,000 or from \$201.89 to \$313.12 per square foot of living area, including land. 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 no reduction in the subject's assessment is warranted.

The parties submitted seven suggested comparable sales for the Board's consideration. The Board gave less weight to the appellant's comparable #2 and board of review comparable #2 as their 2014 sales are dated and less likely to be reflective of the subject's market value as of January 1, 2016. The Board gave less weight to the appellant's comparable #3 due to its superior finished basement foundation, along with board of review comparables #1 and #3 due to their smaller dwelling size when compared to the subject dwelling.

The Board finds the best evidence of market value to be appellant's comparable sale #1 and board of review comparable sale #4. These two comparables are similar in location, size, design and age. These comparables sold for prices of \$500,000 and \$835,000 or for \$118.37 and \$201.89 per square foot of living area, including land. The subject's assessment reflects a market value of \$763,405 or \$178.45 per square foot of living area, including land, which is supported by the more similar comparable sales in this record. After considering adjustments to the comparable sales for differences when compared to the subject, the Board finds the subject's

estimated market value as reflected by the assessment is supported and no reduction is warranted. Based on this limited evidence the Board finds no reduction in the subject's assessment is 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: March 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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