



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

APPELLANT: Jolyn Daugherty
DOCKET NO.: 17-02865.001-R-1
PARCEL NO.: 16-09-303-016

The parties of record before the Property Tax Appeal Board are Jolyn Daugherty, the appellant, by attorney Abby L. Strauss, of Schiller Strauss & Lavin PC, 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: \$53,023
IMPR.: \$123,568
TOTAL: \$176,591

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 2017 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 wood siding exterior construction with 2,957 square feet of living area. The dwelling was constructed in 1976. Features of the home include a partial unfinished basement, two fireplaces and an attached 552 square foot garage. The property is located in Highland Park, West Deerfield Township, Lake County.

The appellant contends assessment inequity as the basis of the appeal challenging the improvement assessment; no dispute was raised concerning the land assessment. In support of this inequity argument, the appellant submitted information on three comparables located within .56 of a mile of the subject property. The comparables consist of two-story dwellings of brick or wood siding exterior construction that were built between 1945 and 1967. The comparables range in size from 2,999 to 3,176 square feet of living area. Each comparable has a full or partial basement, one of which has finished area, central air conditioning, one to three fireplaces and a

garage ranging in size from 440 to 550 square feet of building area. The comparables have improvement assessments ranging from \$96,808 to \$119,040 or from \$30.48 to \$37.89 per square foot of living area. Based on this evidence, the appellant requested a reduction in the subject's improvement assessment to \$35.39 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$176,591. The subject property has an improvement assessment of \$123,568 or \$41.79 per square foot of living area.

In support of its contention of the correct assessment the board of review submitted information on four equity comparables located within .294 of a mile of the subject property. The comparables consist of two-story dwellings of brick or wood siding exterior construction that were built between 1966 and 1969. The comparables range in size from 2,886 to 2,952 square feet of living area. Each comparable has a basement, one of which has finished area, central air conditioning, one or two fireplaces and a garage ranging in size from 462 to 572 square feet of building area. The comparables have improvement assessments ranging from \$143,754 to \$151,147 or from \$48.70 to \$52.37 per square foot of living area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

Conclusion of Law

The taxpayer contends assessment inequity as the basis of the appeal. When unequal treatment in the assessment process is the basis of the appeal, the inequity of the assessments must be proved by clear and convincing evidence. 86 Ill.Admin.Code §1910.63(e). Proof of unequal treatment in the assessment process should consist of documentation of the assessments for the assessment year in question of not less than three comparable properties showing the similarity, proximity and lack of distinguishing characteristics of the assessment comparables to the subject property. 86 Ill.Admin.Code §1910.65(b). 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 a total of seven comparables to support their respective positions before the Property Tax Appeal Board. The Board has given reduced weight to appellant's comparable #2 and board of review comparable #4 as each of these dwellings feature finished basement area as compared to the subject that has an unfinished basement.

The Board finds the remaining five comparables have varying degrees of similarity to the subject property with some differences in age, basement size and/or air conditioning feature. The subject is overall inferior to four of the comparables presented in basement size and to all five comparables in air conditioning amenity. The comparables had improvement assessments that ranged from \$96,808 to \$148,346 or from \$30.48 to \$50.29 per square foot of living area. The subject's improvement assessment of \$123,568 or \$41.79 per square foot of living area falls within the range established by the best comparables in this record which appears to be justified. The Board has given due consideration in its analysis to the older ages of appellant's comparables #1 and #3 which have lower assessments on a per-square-foot basis and to the inferior qualities in basement size and air conditioning feature when compared to the most similar board of review comparables #1 through #3. Based on this record the Board finds the

appellant did not demonstrate with clear and convincing evidence that the subject's improvement was inequitably assessed 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: April 21, 2020



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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