



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

APPELLANT: Michael Bagatti
DOCKET NO.: 18-00524.001-R-1
PARCEL NO.: 10-13-304-004

The parties of record before the Property Tax Appeal Board are Michael Bagatti, the appellant, by attorney Ronald Kingsley of Lake County Real Estate Tax Appeal, LLC in Lake Forest; 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: \$22,942
IMPR.: \$101,541
TOTAL: \$124,483

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 2018 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 vinyl siding construction with 3,171 square feet of living area. The dwelling was constructed in 1994. Features of the home include a full unfinished basement, central air conditioning, a fireplace, a 441 square foot garage and a 648 square foot inground swimming pool. The property has a 12,710 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 ten comparable sales located from .16 to .41 of a mile from the subject property within the subject's neighborhood. The comparables have sites ranging in size from 10,000 to 15,810 square feet of land area. The comparables consist of two-story dwellings of vinyl siding exterior construction ranging in size from 2,752 to 3,157 square feet of living area. The dwellings were constructed from 1990 to 1994. Each comparable features a

basement with seven having finished area, central air conditioning, one or two fireplaces and a garage that ranges in size from 441 to 609 square feet of building area. Comparable #4 has a 512 square foot inground swimming pool. The comparables sold from February 2017 to May 2018 for prices ranging from \$277,500 to \$375,000 or from \$96.49 to \$129.69 per square foot of living area, including land. Based on this evidence, the appellant requested the subject's assessment be reduced to \$114,145.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$124,483. The subject's assessment reflects a market value of \$376,309 or \$118.67 per square foot of living area, land included, when using the 2018 three-year average median level of assessment for Lake County of 33.08% as determined by the Illinois Department of Revenue.

In support of its contention of the correct assessment, the board of review submitted a grid analysis and property record cards of four comparable sales which were also utilized and previously described by the appellant. Board of review comparables #1, #2, #3 and #4 are the same properties as the appellant's comparables #8, #10, #9 and #7, respectively. The board of review requested the subject's assessment be sustained.

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 ten comparable sales for the Board's consideration, with four comparables common to both parties. The Board finds all of these comparables are similar to the subject in location, design and age, though they have varying degrees of similarity in dwelling size and features. These properties sold from February 2017 to May 2018 for prices ranging from \$277,500 to \$375,000 or from \$96.49 to \$129.69 per square foot of living area, including land. The subject's assessment reflects a market value of \$376,309 or \$118.67 per square foot of living area, land included, which is slightly above the range established by the comparable sales in the record in terms of overall value but within the range on a square foot basis. The subject's slightly higher overall value appears to be justified given its slightly larger dwelling size and inground swimming pool. After considering any necessary adjustments to the comparables for differences when compared to the subject, the Board finds the estimated market value as reflected by the assessment is supported and no reduction in the subject's assessment 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: September 15, 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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