



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

APPELLANT: Rod Davis
DOCKET NO.: 18-01896.001-R-1
PARCEL NO.: 11-32-107-020

The parties of record before the Property Tax Appeal Board are Rod Davis, 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: \$56,368
IMPR.: \$146,001
TOTAL: \$202,369

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 brick exterior construction with 3,610 square feet of living area. The dwelling was constructed in 1998. Features of the home include an unfinished basement, central air conditioning, a fireplace and a 649 square foot garage. The property has a 10,611 square foot site and is located in Vernon Hills, Libertyville 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 0.17 to 1.45 miles from the subject and located in the same neighborhood number as the subject property. The comparables have sites that range in size from 9,766 to 10,546 square feet of land area and are improved with two-story dwellings of brick or wood siding exterior construction that range in size from 3,321 to 3,743 square feet of living area. The homes were built in 1999 or 2003. Each

comparable has an unfinished basement, central air conditioning, one fireplace and a garage ranging in size from 630 to 696 square feet of building area. The comparables sold from February 2017 to April 2018 for prices ranging from \$490,000 to \$511,000 or from \$136.25 to \$147.55 per square foot of living area, land included. Based on this evidence, the appellant requested the subject's assessment be reduced to \$169,216.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$202,369. The subject's assessment reflects a market value of \$611,756 or \$169.46 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 information on eight comparable sales located from approximately 0.55 to 1.38 miles from the subject and in the same neighborhood number as the subject property. The comparables have sites that range in size from 9,821 to 17,822 square feet of land area and are improved with two-story dwellings of brick or wood siding exterior construction that range in size from 3,385 to 3,758 square feet of living area. The homes were built from 1998 to 2004. Each comparable has an unfinished basement, central air conditioning and garage ranging in size from 611 to 696 square feet of building area. Six of the comparables have one or two fireplaces. The comparables sold from October 2016 to August 2018 for prices ranging from \$602,500 to \$680,000 or from \$169.81 to \$189.08 per square foot of living area, land included. Based on this evidence, the board of review requested the subject's assessment be confirmed.

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 parties submitted eleven comparables for the Board's consideration. The Board gave less weight to appellant's comparable #1 which has a smaller dwelling size when compared to the subject. The Board gave reduced weight to appellant's comparable #2 as well as board of review comparables #1 through #6 which are located beyond one mile from the subject property. Additionally, board of review comparables #1, #5 and #6 have larger site sizes compared to the subject site and board of review comparable #2 sold in 2016, more remote in time to be indicative of the subject's market value as of the January 1, 2018 assessment date. The Board finds the best evidence of market value to be appellant's comparable #3 along with board of review comparables #7 and #8 which are more similar to the subject in terms of location, design, age, site size and most features. Two of these comparables have smaller dwelling sizes when compared to the subject. These most similar comparables sold from September 2017 to August 2018 for prices ranging from \$511,000 to \$605,000 or from \$138.07 to \$178.73 per square foot of living area, including land. The subject's assessment reflects a market value of \$611,756 or \$169.46 per square foot of living area, including land, which falls above the range in terms of

overall value and within the range of price per square foot. The Board finds this seems appropriate given the subject's larger dwelling size. After considering adjustments to the comparables for differences with the subject, 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.



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

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

Rod Davis, by attorney:
Robert Rosenfeld
Robert H. Rosenfeld and Associates, LLC
33 North Dearborn Street
Suite 1850
Chicago, IL 60602

COUNTY

Lake County Board of Review
Lake County Courthouse
18 North County Street, 7th Floor
Waukegan, IL 60085