



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

APPELLANT: Sanjay K. and Vimi Beri
DOCKET NO.: 19-00282.001-R-1
PARCEL NO.: 12-02-06-411-001-0000

The parties of record before the Property Tax Appeal Board are Sanjay K. and Vimi Beri, the appellants, by attorney Zaki M. Anarwala, of ZMA Legal in Deerfield, and the Will 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 **Will** County Board of Review is warranted. The correct assessed valuation of the property is:

LAND: \$95,213
IMPR.: \$229,089
TOTAL: \$324,302

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellants timely filed the appeal from a decision of the Will County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2019 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 part two-story and a part one-story dwelling of brick exterior construction with 5,094 square feet of living area. The dwelling was built in 2016 and is approximately 3 years old. Features of the home include a finished basement, central air conditioning, two fireplaces and an 885 square foot garage. The property has a 13,497 square foot site and is located in Naperville, DuPage Township, Will County.

The appellants contend assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument, the appellants submitted information on four equity comparables located within .1 of a mile from the subject property. The comparables are described as one, part two-story and part one-story dwelling and three, two-story dwellings of brick and frame exterior construction ranging in size from 4,672 to 5,936 square feet of living area. The dwellings range in age from 4 to 15 years old. The comparables have basements, with

one being a walkout and one having finished area. Each comparable has central air conditioning, two fireplaces, and a garage ranging in size from 693 to 819 square feet of building area. The comparables have improvement assessments ranging from \$189,702 to \$240,358 or from \$39.90 to \$42.42 per square foot of living area. Based on this evidence, the appellants requested a reduction in the subject's improvement assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$324,302. The subject property has an improvement assessment of \$229,089 or \$44.97 per square foot of living area.

In response to the appeal, the board of review submitted a response from the county that critiqued the appellant's comparables noting differences in size and features when compared to the subject.

In support of its contention of the correct assessment, the board of review submitted information on three equity comparables located within .07 of a mile from the subject property. The comparables are described as two-story dwellings of brick and vinyl or brick and frame exterior construction ranging in size from 5,017 to 5,192 square feet of living area. The dwellings were constructed from 2006 to 2008. The comparables have basements with finished area. Each comparable has central air conditioning, two or three fireplaces, and a garage ranging in size from 722 to 936 square feet of building area. The comparables have improvement assessments ranging from \$223,763 to \$249,973 or from \$44.38 to \$49.83 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 appellants contend 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 appellants did not meet this burden of proof and no reduction in the subject's assessment is warranted.

The parties submitted seven equity comparables for the Board's consideration. The Board gave less weight to the appellants' comparables #2, #3 and #4 due to their lack of finished basement area when compared to the subject. The Board finds the best evidence of assessment equity to be the parties' remaining comparables which are relatively similar to the subject in location, age, dwelling size and most features. These comparables have improvement assessments ranging from \$204,795 to \$249,973 or from \$41.90 to \$49.83 per square foot of living area. The subject's improvement assessment of \$229,089 or \$44.97 per square foot of living area falls within the range established by the best comparables in the record. After considering adjustments to the best comparables for differences when compared to the subject, the Board finds the appellants did not prove by clear and convincing evidence that the subject's improvement was inequitably assessed and a reduction in the subject's improvement 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: December 21, 2021



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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