



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

APPELLANT: Michael Barnea
DOCKET NO.: 19-06060.001-R-1
PARCEL NO.: 16-27-309-019

The parties of record before the Property Tax Appeal Board are Michael Barnea, 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: \$50,913
IMPR.: \$87,552
TOTAL: \$138,465

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 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 split-level single-family dwelling of brick and wood siding construction with 2,115 square feet of above ground living area. The dwelling was built in 1962 and is approximately 57 years old. Features of the home include a partial basement that is partially finished with a recreation room, central air conditioning, one fireplace and an attached garage with 594 square feet of building area. The property has a 12,250 square foot site and is located in Highland Park, Moraine Township, Lake County.

The appellant contends assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument the appellant submitted information on four equity comparables improved with split-level style dwellings of brick exterior construction ranging in size from 2,052 to 2,536 square feet of above ground living area. The homes are 57 or 58 years old. Two comparables have basements, three comparables have central air conditioning, two

comparables have one fireplace, and each property has an attached garage with either 484 or 594 square feet of building area. The comparables have the same assessment neighborhood code as the subject property. The comparables have improvement assessments ranging from \$77,334 to \$89,851 or from \$34.23 to \$39.06 per square foot of above ground living area. The appellant requested the subject's improvement assessment be reduced to \$78,942.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$138,465. The subject property has an improvement assessment of \$87,552 or \$41.40 per square foot of above ground living area.

In support of its contention of the correct assessment the board of review submitted information on five equity comparables improved with split-level style dwellings of brick and wood siding exterior construction ranging in size from 2,052 to 2,345 square feet of above ground living area. The homes were built in 1961 and 1962. Each property has basement with two having finished area, central air conditioning, and an attached garage with 540 or 594 square feet of building area. Two comparables have one fireplace. The comparables have the same assessment neighborhood code as the subject property. The comparables have improvement assessments ranging from \$86,279 to \$91,167 or from \$38.32 to \$43.27 per square foot of above ground living area. Board of review comparable #3 is the same property as appellant's comparable #3.

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 record contains eight comparables submitted by the parties to support their respective positions with one property being common to the parties. The Board gives less weight to appellant's comparables #1 and #2 due to differences from the subject in size and/or foundation. The Board finds the best evidence of assessment equity to be appellant's comparables #3 and #4 as well as the comparables submitted by the board of review. These properties are most similar to the subject in size and features with the exception four have unfinished basements and four do not have fireplaces, amenities the subject has suggesting upward adjustments to these comparables are appropriate to make them more equivalent to the subject property. These comparables have improvement assessments that range from \$82,612 to \$91,167 or from \$38.32 to \$43.27 per square foot of above ground living area. The subject's improvement assessment of \$87,552 or \$41.40 per square foot of above ground living area falls within the range established by the best comparables in this record. 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: February 15, 2022



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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