



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

APPELLANT: Jay Johnson
DOCKET NO.: 20-00772.001-R-1
PARCEL NO.: 13-12-403-027

The parties of record before the Property Tax Appeal Board are Jay Johnson, 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 **A Reduction** 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: \$53,264
IMPR.: \$219,900
TOTAL: \$273,164

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 2020 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 6,330 square feet of living area.¹ The dwelling was constructed in 1989 and is approximately 31 years old. Features of the home include a full basement with finished area, central air conditioning, two fireplaces and a 1,085 square foot attached garage. Other features of the subject include a wood deck and a gazebo. The property has an approximate 43,580 square foot site and is located in Deerfield, West Deerfield 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

¹ The parties differ as to the property description of the subject. The board of review disclosed that the subject property has a wood deck and a gazebo not reported by the appellant. The Board finds the best description of the subject is the property record card provided by the board of review.

comparables with the same assessment neighborhood code as the subject and located within .56 of a mile from the subject property. The comparables are improved with two-story dwellings of brick exterior construction ranging in size from 6,672 to 7,264 square feet of living area. The dwellings range in age from 19 to 31 years old. The comparables each have a full basement with finished area, central air conditioning, from four to seven fireplaces and an attached garage ranging in size from 1,051 to 1,662 square feet of building area. The comparables have improvement assessments ranging from \$139,485 to \$200,222 or from \$19.88 to \$29.05 per square foot of living area. Based on this evidence, the appellant requested the subject's improvement assessment be reduced to \$160,832 or \$25.41 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 \$282,906. The subject property has an improvement assessment of \$229,642 or \$36.28 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 with the same assessment neighborhood code as the subject and located within .56 of a mile from the subject property. The comparables are improved with two-story dwellings of brick or brick and Dryvit exterior construction ranging in size from 5,736 to 6,724 square feet of living area. The dwellings were built from 1992 to 2003. The comparables each have a full basement with finished area, one of which is a walk-out style. Each comparable has central air conditioning, three or four fireplaces and an attached garage ranging in size from 1,002 to 1,321 square feet of building area. The board of review reported that two comparables have wood decks with one of these comparables also having an open frame porch. The comparables have improvement assessments ranging from \$209,032 to \$243,563 or from \$34.70 to \$38.38 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 met this burden of proof and a reduction in the subject's assessment is warranted.

The record contains a total of eight suggested equity comparables for the Board's consideration. The Board gives less weight to the appellant's comparables as well as board of review comparables #1 and #3 due to their larger dwelling sizes or newer ages when compared to the subject.

The Board finds the best evidence of assessment equity to be board of review comparables #2 and #4 which are similar to the subject property in location, design, age, dwelling size and most features. These comparables have improvement assessments of \$209,032 and \$233,336 or \$34.73 and \$34.70 per square foot of living area, respectively. The subject has an improvement assessment of \$229,642 or \$36.28 per square foot of living area falls within the range established

by the best comparables in the record on an overall basis but above the range on a per square foot basis. However, based on this evidence and after considering adjustments to the best comparables for differences when compared to the subject, the Board finds the appellant proved by clear and convincing evidence that a reduction in the subject's assessment is 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 20, 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

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

APPELLANT

Jay Johnson, 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