



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

APPELLANT: Edward & Barbara Harms
DOCKET NO.: 20-02616.001-R-1
PARCEL NO.: 15-24-202-027

The parties of record before the Property Tax Appeal Board are Edward & Barbara Harms, the appellants, 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: \$67,945
IMPR.: \$131,964
TOTAL: \$199,909

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 1.5-story dwelling of brick exterior construction with 2,801 square feet of living area.¹ The dwelling was constructed in 1973. Features of the home include a partial basement, that has finished area, central air conditioning, a fireplace and an attached 779 square foot garage. The property has an approximately 13,940 square foot site and is located in Lincolnshire, Vernon Township, Lake 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 comparable properties that are located .09 or .83 of a mile from the subject. The comparables are improved with 2-story dwellings of brick exterior construction ranging in size from 2,676 to 3,213 square

¹ The Board finds the best evidence of the subject's features was the Property Record Card (PRC) submitted by the board of review.

feet of living area. The dwellings were built from 1963 to 1985. The comparables have full or partial basements, each of which have finished area, central air conditioning, a fireplace and an attached garage ranging in size from 456 to 598 square feet of building area. The comparables have improvement assessments ranging from \$104,389 to \$115,578 or from \$35.97 to \$39.01 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 \$199,909. The subject property has an improvement assessment of \$131,964 or \$47.11 per square foot of living area.

In support of its contention of the correct assessment, the board of review submitted information on four comparable properties that are located from .06 to .25 of a mile from the subject. The comparables are improved with 1.5-story dwellings of brick exterior construction containing 2,801 square feet of living area. The dwellings were built from 1973 to 1975. The comparables have full basements, two of which have finished area, central air conditioning, a fireplace and an attached 456 or 766 square foot garage. One comparable has a swimming pool. The comparables have improvement assessments ranging from \$132,574 to \$137,225 or from \$47.33 to \$48.99 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 taxpayers 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 a reduction in the subject's assessment is not warranted.

The parties submitted a total of eight comparable properties for the Board's consideration. The Board gives less weight to the appellants' comparables due to their dissimilar 2-story style dwelling, when compared to the subject. In addition, the appellants' comparable #1 differs in dwelling size and age, and the appellants' comparable #3 differs in age, when compared to the subject. The Board also gives less weight to the board of review's comparables #2 and #4, due to their swimming pool feature and/or their lack of finished basement area when compared to the subject. The Board finds the board of review's remaining comparables are similar to the subject in location, style, age, size and most features. The best comparables have improvement assessments of \$132,574 and \$133,717 or \$47.33 and \$47.74 per square foot of living area. The subject's improvement assessment of \$131,964 or \$47.11 per square foot of living area falls below the improvement assessments of the best comparables in the record. After considering adjustments to the best comparables for differences when compared to the subject, the Board finds the subject's improvement assessment is supported. Based on this record, the Board finds the appellants did not demonstrate with clear and convincing evidence that the subject's improvement is inequitably assessed and a reduction in the subject's assessment is not 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

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: January 17, 2023



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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