



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

APPELLANT: Geary Rosati  
DOCKET NO.: 20-03092.001-R-1  
PARCEL NO.: 14-35-107-008

The parties of record before the Property Tax Appeal Board are Geary Rosati, 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:** \$30,262  
**IMPR.:** \$158,005  
**TOTAL:** \$188,267

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 2-story dwelling of brick exterior construction with 3,340 square feet of living area. The dwelling was constructed in 1988 and is approximately 32 years old. Features of the home include an unfinished basement, central air conditioning, one fireplace, and an attached garage with 705 square feet of building area. The property has an approximately 36,564 square feet site and is located in Kildeer, Ela 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 suggested equity comparables with the same assessment neighborhood code as the subject and located within 0.33 of a mile from the subject. The comparables are improved with 2-story dwellings of wood siding or brick exterior construction that range in size from 3,148 to 3,797 square feet of living area. The dwellings are from 37 to 44 years old. Each comparable has an unfinished basement, central air conditioning, one or two fireplaces, and an attached garage ranging in size from 682 to 1,046 square feet of

building area. The comparables have improvement assessments that range from \$141,034 to \$158,741 or from \$40.87 to \$44.80 per square foot of living area. Based on this evidence, the appellant requested the subject's improvement assessment be reduced to \$143,703 or \$43.02 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 \$188,267. The subject property has an improvement assessment of \$158,005 or \$47.31 per square foot of living area.

In support of its contention of the correct assessment the board of review submitted information on fifteen suggested equity comparables located with the same assessment neighborhood as the subject property and located within 0.45 of a mile from the subject. The board of review reported that the comparables are improved with 2-story dwellings of brick, frame, brick with frame, or brick and frame that range in size from 2,896 to 3,838 square feet of living area. The dwellings were built from 1977 to 1998. Each comparable has an unfinished basement, central air conditioning, one or two fireplaces, and an attached garage ranging in size from 516 to 908 square feet of building area. Two comparables have inground swimming pools. The comparables have improvement assessments ranging from \$146,155 to \$183,225 or from \$47.57 to \$51.35 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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The parties submitted nineteen suggested comparables for the Board's consideration. The Board gave less weight to the appellant's comparables as well as board of review comparables #4 and #6 which differ from the subject in age, dwelling size, and/or have an inground swimming pool, a feature that the subject property lacks.

The Board finds the best evidence of assessment equity to be the remaining board of review comparables which are more similar to the subject in location, design, age, dwelling size, and most features. These comparables have improvement assessments ranging from \$146,155 to \$183,225 or from \$47.57 to \$51.35 per square foot of living area. The subject's improvement assessment of \$158,005 or \$47.31 per square foot of living area falls within the range established by the most similar assessment comparables contained in the record on an overall basis but below the range on a per square foot basis. 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 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

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

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

APPELLANT

Geary Rosati, 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