



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

APPELLANT: Babu Joseph
DOCKET NO.: 20-04624.001-R-1
PARCEL NO.: 07-35-401-014

The parties of record before the Property Tax Appeal Board are Babu Joseph, the appellant, by attorney Eric Feldman, of Eric Feldman & Assoc. P.C. 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: \$ 19,473
IMPR.: \$113,847
TOTAL: \$133,320

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 wood siding exterior construction with 3,453 square feet of living area. The dwelling was constructed in 2002. Features of the home include a full basement, central air conditioning, a fireplace and a 700 square foot garage. The property has a 10,120 square foot site and is located in Waukegan, Warren Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument, the appellant submitted information on three comparable sales located in the same assessment neighborhood code as the subject property and within .10 of a mile from the subject. The comparable parcels each contain 10,120 square feet of land area and are improved with two-story dwellings of wood siding exterior construction. The homes were built in either 2000 or 2002 and range in size from 2,946 to 3,557 square feet of living area. Each dwelling has a full basement,

one of which has a 740 square foot recreation room. Features include central air conditioning and an attached garage of either 460 or 468 square feet of building area. Two comparables each have a fireplace. The comparables sold in March or June 2020 for prices ranging from \$367,500 to \$402,500 or from \$103.32 to \$136.63 per square foot of living area, including land.

Based on this evidence, the appellant requested a reduced total assessment of \$123,053 which would reflect a market value of \$369,196 or \$106.92 per square foot of living area, including land, when applying the statutory level of assessment of 33.33%.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$133,320. The subject's assessment reflects a market value of \$400,481 or \$115.98 per square foot of living area, land included, when using the 2020 three year average median level of assessment for Lake County of 33.29% as determined by the Illinois Department of Revenue.

In support of its contention of the correct assessment, the board of review submitted information on five comparable sales, where comparables #3 and #5 are the same properties as appellant's comparables #2 and #3, respectively. The comparables are located in the same assessment neighborhood code as the subject property and within .11 of a mile from the subject. The comparable parcels contain either 10,120 or 14,050 square feet of land area and are improved with two-story dwellings of wood siding exterior construction. The homes were built in either 2000 or 2002 and range in size from 2,946 to 3,537 square feet of living area. Each dwelling has a full basement, three of which have recreation rooms ranging in size from 734 to 1,523 square feet. Features include central air conditioning and an attached garage ranging in size from 468 to 600 square feet of building area. Four comparables each have a fireplace. The comparables sold from March to September 2020 for prices ranging from \$380,000 to \$420,000 or from \$118.74 to \$136.63 per square foot of living area, including land.

Based on this evidence, the board of review requested confirmation of the subject's assessment.

Conclusion of Law

The appellant contends the market value of the subject property is not accurately reflected in its assessed valuation. When market value is the basis of the appeal the value of the property must be proved by a preponderance of the evidence. 86 Ill.Admin.Code §1910.63(e). Proof of market value may consist of an appraisal of the subject property, a recent sale, comparable sales or construction costs. 86 Ill.Admin.Code §1910.65(c). 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 a total of six comparable sales, two of which were common to each of the parties, to support their respective positions before the Property Tax Appeal Board. The Board has given reduced weight to the dwellings with finished basement areas, which are superior to the subject's unfinished basement area. Thus, the Board has given reduced weight to appellant's comparable #2/board of review comparable #3 along with board of review comparables #1 and #4.

The Board finds the best evidence of market value to be appellant's comparable sales #1 and #3/board of review comparable #5 along with board of review comparable sale #2 as these three comparables are similar to the subject in location, age, design, exterior construction, size and most features. These most similar comparables sold from March to August 2020 for prices ranging from \$367,500 to \$405,000 or from \$103.32 to \$127.86 per square foot of living area, including land. The subject's assessment reflects a market value of \$400,481 or \$115.98 per square foot of living area, including land, which is within the range established by the best comparable sales in this record both in terms of overall value and on a per-square-foot basis. Based on this evidence and after considering adjustments to the best comparable sales for differences when compared to the subject, the Board finds 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: March 21, 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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COUNTY

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