



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

APPELLANT: Donald Santeler
DOCKET NO.: 20-05593.001-R-1
PARCEL NO.: 03-16-129-001

The parties of record before the Property Tax Appeal Board are Donald Santeler, the appellant, by Jessica Hill-Magiera, Attorney at Law in Lake Zurich; and the Kane 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 **Kane** County Board of Review is warranted. The correct assessed valuation of the property is:

LAND: \$25,481
IMPR.: \$119,918
TOTAL: \$145,399

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a decision of the Kane 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 part 1-story and part 2-story dwelling of frame exterior construction¹ with 3,527 square feet of living area. The dwelling was constructed in 2003. Features of the home include a basement, central air conditioning, two fireplaces, and a 682 square foot garage. The property has a 27,007 square foot site and is located in Carpentersville, Dundee Township, Kane County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on six comparable sales located within 0.47 of a mile from the subject. The parcels range in size from 15,246 to 29,621 square feet of land area and are

¹ Additional details regarding the subject property are found in the subject's property record card presented by the board of review.

improved with part 1-story and part 2-story or 2-story homes of frame exterior construction² ranging in size from 3,288 to 4,204 square feet of living area. The dwellings were built from 1996 to 2007. Each home has a basement, two of which have finished area, central air conditioning, one or two fireplaces, and a garage ranging in size from 684 to 876 square feet of building area. The comparables sold from June to December 2019 for prices ranging from \$325,000 to \$410,000 or from \$88.74 to \$108.64 per square foot of living area, including land. Based on this evidence the appellant requested a reduction in the subject's assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$145,399. The subject's assessment reflects a market value of \$436,372 or \$123.72 per square foot of living area, land included, when using the 2020 three year average median level of assessment for Kane County of 33.32% as determined by the Illinois Department of Revenue.

In support of its contention of the correct assessment the board of review submitted information on four comparable sales, together with a grid analysis of the appellant's comparables. The comparables are located from 0.12 of a mile to 1.01 miles from the subject. The parcels range in size from 15,682 to 57,064 square feet of land area and are improved with part 1-story and part 2-story homes of frame exterior construction ranging in size from 2,874 to 3,709 square feet of living area. The dwellings were built from 1992 to 2004. Each home has a basement with finished area, central air conditioning, one or two fireplaces, and a garage ranging in size from 504 to 814 square feet of building area. The comparables sold from April 2019 to April 2021 for prices ranging from \$420,000 to \$495,000 or from \$133.46 to \$170.49 per square foot of living area, including land.

The board of review submitted a letter from the township assessor's office contending that four of the appellant's comparables are not similar to the subject in quality of construction whereas the board of review presented four comparables that are custom homes like the subject.

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

In written rebuttal, the appellant argued the board of review's comparables #2 and #4 sold more remote in time from the assessment date and the board of review's comparables #3 and #4 are located in a different city than the subject and are not similar to the subject in dwelling size and/or age.

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.

² The board of review presented a grid analysis of the appellant's comparables with additional details regarding these properties.

The record contains a total of ten comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparable #5 and the board of review's comparables #2, #3, and #4, due to substantial differences from the subject in dwelling size, lot size, and/or location. Moreover, the board of review's comparable #4 sold less proximate in time to the assessment date than other comparables in this record.

The Board finds the best evidence of market value to be the appellant's comparables #1 through #4 and #6 and the board of review's comparable #1, which are similar to the subject in dwelling size, age, lot size, location, and some features and sold more proximate in time to the assessment date. These most similar comparables sold from June 2019 to November 2020 for prices ranging from \$325,000 to \$495,000 or from \$88.74 to \$133.46 per square foot of living area, including land. The subject's assessment reflects a market value of \$436,372 or \$123.72 per square foot of living area, including land, which is within the range established by the best comparable sales in this record. Based on this evidence and after considering appropriate adjustments to the best comparables for differences from 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: April 18, 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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