



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

APPELLANT: Arthur Denklau
DOCKET NO.: 20-06403.001-R-1
PARCEL NO.: 11-04-06-106-018-0000

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

LAND: \$22,031
IMPR.: \$75,968
TOTAL: \$97,999

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a decision of the Will 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-story dwelling of vinyl siding and brick exterior construction with 2,089 square feet of living area. The dwelling was constructed in 2000. Features of the home include a basement, central air conditioning, and a 400 square foot garage. The property is located in Plainfield, Lockport Township, Will County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on eight comparable sales located within 0.35 of a mile from the subject. The comparables are improved with 1-story homes ranging in size from 1,860 to 2,081 square feet of living area. The dwellings were built from 1998 to 2000. Four homes each have a basement.¹ Each home has central air conditioning and a garage ranging in size from 400 to 500

¹ The appellant reported that all of the comparables have basements, but the board of review presented property record cards for these comparables which disclose that comparables #1, #4, #7, and #8 do not have basements. These details were not refuted by the appellant in written rebuttal.

square feet of building area. Two homes each have a fireplace. The comparables sold from February 2019 to November 2020 for prices ranging from \$192,500 to \$272,500 or from \$102.83 to \$135.90 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 \$97,999. The subject's assessment reflects a market value of \$293,674 or \$140.58 per square foot of living area, land included, when using the 2020 three year average median level of assessment for Will County of 33.37% 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 where comparable #1 is the same property as the appellant's comparable #2. The comparables are located within the same subdivision as the subject and are improved with 1-story homes of vinyl siding or vinyl siding and brick exterior construction ranging in size from 1,969 to 2,057 square feet of living area. The dwellings were built in 1999 or 2000. Each home has a basement, central air conditioning, and a 400 square foot garage. Two homes each have a fireplace. The comparables sold from June 2019 to July 2020 for prices ranging from \$258,000 to \$299,900 or from \$132.31 to \$149.82 per square foot of living area, including land.

The board of review submitted a letter from the township assessor's office contending that the appellant's comparables #1, #3, #4, #7, and #8 are townhomes unlike the subject and lack a basement that is a feature of the subject. The assessor presented property record cards for these comparables disclosing these comparables are townhomes and the appellant's comparables #1, #4, #7, and #8 each lack a basement.²

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 record contains a total of eleven comparable sales, with one common sale, for the Board's consideration. The Board gives less weight to the appellant's comparables #1, #3, #4, #7, and #8, due to significant differences from the subject in design and/or foundation type.

² The Board notes the documentation provided by the board of review describes the appellant's comparable #3 as having a basement.

The Board finds the best evidence of market value to be the appellant's comparable #2/board of review's comparable #1, the appellant's comparables #5 and #6, along with the board of review's comparables #2, #3, and #4, which are similar to the subject in dwelling size, age, location, and features. These most similar comparables sold for prices ranging from \$258,000 to \$299,900 or from \$130.95 to \$149.82 per square foot of living area, including land. The subject's assessment reflects a market value of \$293,674 or \$140.58 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 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:

May 16, 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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