



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

APPELLANT: Peter Upfold  
DOCKET NO.: 21-00734.001-R-1  
PARCEL NO.: 16-05-204-021

The parties of record before the Property Tax Appeal Board are Peter Upfold, 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:** \$100,942  
**IMPR.:** \$182,363  
**TOTAL:** \$283,305

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 2021 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 and wood siding exterior construction with 3,583 square feet of living area. The dwelling was constructed in 1985. Features of the home include a basement, central air conditioning, two fireplaces and a 725 square foot garage. The property is located in Lake Forest, West Deerfield Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument, the appellant submitted information on five comparable sales located within 0.24 of a mile from the subject property. The appellant reported that the comparables are improved with 2-story dwellings of brick or brick and wood siding exterior construction ranging in size from 3,208 to 4,470 square feet of living area. The homes were built from 1979 to 1986. The comparables basements with two having finished area. Each dwelling has central air conditioning, one to

three fireplaces, and a garage ranging in size from 572 to 936 square feet of building area. Comparable #4 has additional 245 square foot garage. Comparable #1 has an inground swimming pool. The comparables sold from March 2020 to May 2021 for prices ranging from \$715,000 to \$950,000 or from \$184.85 to \$296.13 per square foot of living area, land included. 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 \$283,305. The subject's assessment reflects a market value of \$852,045 or \$237.80 per square foot of living area, land included, when using the 2021 three-year average median level of assessment for Lake County of 33.25% 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 located within 0.13 of a mile from the subject property. Comparable #4 is a duplicate of appellant's comparable #3. The board of review reported that the comparables are improved with 2-story dwellings of brick, wood siding, or brick and wood siding exterior construction ranging in size from 3,208 to 3,894 square feet of living area. The dwellings were built from 1984 to 1986. The comparables have basements with one having finished area. Each comparable has central air conditioning, one to three fireplaces, and a garage ranging in size from 644 to 896 square feet of building area. Comparable #3 has an inground swimming pool. The comparables sold from May 2018 to October 2020 for prices ranging from \$950,000 to \$1,165,000 or from \$293.31 to \$299.18 per square foot of living area, land included. 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 eight comparable sales to support their respective positions before the Property Tax Appeal Board which includes one common comparable. The Board gives less weight to the appellant's comparables #1 and #2 due to differences in dwelling size when compared to the subject. The Board gives less weight board of review comparables #1, #2 and #3 as their sale dates occurred over 19 months prior to the January 1, 2021 assessment date and are less likely to be reflective of market value. In addition, appellant's comparable #1 and board of review comparable #2 each have an inground swimming pool which is not a subject feature.

The Board finds the best evidence of market value to be the appellant's comparable #3, #4 and #5 which includes the common comparable. These comparables sold proximate in time to the assessment date at issue and are similar to the subject in location, age, dwelling size and some features. The properties sold from March to October 2020 for prices ranging from \$715,000 to \$950,000 or from \$184.85 to \$296.13 per square foot of living area, land included. The subject's

assessment reflects a market value of \$852,045 or \$237.80 per square foot of living area, land included, which falls within the range established by the best comparable sales in this record. After considering adjustments to the comparables for differences when compared to the subject, the Board finds the subject's estimated market value reflected by its assessment is supported. Based on this evidence, 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.



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Chairman



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Member



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Member

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Member



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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: June 27, 2023



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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

Peter Upfold, by attorney:  
Eric Feldman  
Eric Feldman & Assoc. P.C.  
141 W. Jackson Blvd.  
Suite 4100  
Chicago, IL 60604

COUNTY

Lake County Board of Review  
Lake County Courthouse  
18 North County Street, 7th Floor  
Waukegan, IL 60085