



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

APPELLANT: Timothy Schulte
DOCKET NO.: 21-01008.001-R-1
PARCEL NO.: 16-04-301-051

The parties of record before the Property Tax Appeal Board are Timothy Schulte, 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: \$93,230
IMPR.: \$161,678
TOTAL: \$254,908

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 wood siding exterior construction with 3,200 square feet of living area. The dwelling was built in 1986. Features of the home include a basement with finished area, central air conditioning, two fireplaces, and a garage with 600 square feet of building area. 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 three comparable sales with the same assessment neighborhood code as the subject property and located within 0.18 of a mile from the subject. The comparables are improved with 2-story dwellings of brick or wood siding exterior construction ranging in size from 3,194 to 3,777 square feet of living area. The homes were built in 1986 or 1996. Two comparables each have an unfinished basement and one comparable has a

slab foundation. Each comparable has central air conditioning, one or two fireplaces, and a garage ranging in size from 506 to 684 square feet of building area. The comparables sold from April to July 2020 for prices ranging from \$639,020 to \$785,000 or from \$169.19 to \$245.77 per square foot of living area, land included. Based on this evidence, the appellant requested a reduction in the subject's assessment to \$235,480 which reflects a market value of \$706,511 or \$220.78 per square foot of living area, land included.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$254,908. The subject's assessment reflects a market value of \$766,641 or \$239.58 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 sales¹ with the same neighborhood code as the subject property and located within 0.19 miles from the subject property. Board of review comparables #3 and #5 are the same properties as the appellant's comparables #2 and #1, respectively. The comparables are improved with 2-story dwellings of brick or wood siding exterior construction ranging in size from 3,137 to 3,272 square feet of living area. The dwellings were built from 1979 to 1986. Three comparables each have a basement with two having finished area and one comparable has a concrete slab foundation. Each comparable has central air conditioning, one or two fireplaces, and a garage ranging in size from 506 to 684 square feet of building area. The comparables sold from April 2020 to March 2021 for prices ranging from \$760,000 to \$799,000 or from \$232.27 to \$248.65 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 appellants contend 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 five comparable sales to support their respective positions before the Property Tax Appeal Board, which includes the parties' two common comparables. The Board gives less weight to the appellant's comparable #1/board of review comparable #5 and the appellant's comparable #3 which differ from the subject in dwelling size or foundation type.

The Board finds the best evidence of market value to be the parties' three remaining comparables, which includes one common comparable. The comparables are similar to the subject in location, design, age, dwelling size, and most features. The properties sold from July 2020 to March 2021 for prices ranging from \$780,000 to \$799,000 or from \$244.87 to \$248.65 per square foot of living area, land included. The subject's assessment reflects a market value of

¹ Board of review comparable #4 is the same property as board of review comparable #3.

\$766,641 or \$239.58 per square foot of living area, land included, which falls below the range established by the best comparable sales in this record. Based on the record, the Board finds a reduction in the subject's estimated market value as reflected by its assessment is not warranted.

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: June 27, 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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