



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

APPELLANT: Maria DeLucia
DOCKET NO.: 21-01144.001-R-1
PARCEL NO.: 16-32-106-006

The parties of record before the Property Tax Appeal Board are Maria DeLucia, 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: \$49,334
IMPR.: \$201,062
TOTAL: \$250,396

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 two-story dwelling of brick exterior construction with 3,133 square feet of living area. The dwelling was constructed in 2008. Features of the home include a basement with finished area, central air conditioning, a fireplace and a 462 square foot garage. The property has a 9,370 square foot site and is located in Deerfield, 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 that have the same assessment neighborhood code as the subject and are located within .55 of a mile from the subject property. Four comparables have sites that range in size from 10,080 to 16,270 square feet of land area. No site size was provided for comparable #4. The comparables are improved with two-story dwellings of brick, wood siding or brick and wood siding exterior construction ranging in size

from 3,530 to 4,066 square feet of living area. The dwellings were built from 2003 to 2008. The comparables each have a basement, one of which has finished area. Each comparable has central air conditioning, one or three fireplaces and a garage ranging in size from 483 to 779 square feet of building area. The comparables sold from January 2020 to June 2021 for prices ranging from \$795,000 to \$975,000 or from \$197.66 to \$240.79 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 \$250,396. The subject's assessment reflects a market value of \$753,071 or \$240.37 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 that have the same assessment neighborhood code as the subject and are located within .55 of a mile from the subject property. The board of review's comparables #2, #3 and #4 are the same properties as the appellant's comparables #4, #2 and #1, respectively, which were previously described. Board of review comparable #1 has a 9,000 square foot site that is improved with a two-story dwelling of wood siding exterior construction containing 3,096 square feet of living area. The dwelling was built in 2005 and has a basement with finished area, central air conditioning, one fireplace and a 529 square foot garage. This comparable sold in May 2021 for a price of \$899,000 or \$290.37 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 record contains six suggested comparable sales for the Board's consideration, as three sales were common to the parties. The Board has given less weight to the appellant's comparable #2/board of review comparable #3, as well as the appellant's comparables #3 and #5 due to their larger dwelling sizes when compared to the subject.

The Board finds the best evidence of market value to be the parties' remaining comparables, including two common comparables. The Board finds these three comparables are overall more similar to the subject dwelling size, design, age and some features. The comparables sold in May and June 2021 for prices ranging from \$849,999 to \$899,000 or from \$238.30 to \$290.37 per square foot of living area, including land. The subject's assessment reflects a market value of \$753,071 or \$240.37 per square foot of living area, including land, which falls below the range established by the best comparable sales in the record in terms of overall market value but within the range on a price per square foot basis. Based on this record and after considering adjustments to the best comparables for differences when compared to the subject, the Board

finds no reduction in the subject's estimated market value as reflected by its assessment is 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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COUNTY

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