



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

APPELLANT: Patricia Yellin
DOCKET NO.: 21-03133.001-R-1
PARCEL NO.: 14-17-106-031

The parties of record before the Property Tax Appeal Board are Patricia Yellin, the appellant, by attorney Robert Rosenfeld, of Robert H. Rosenfeld & Associates, LLC 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 ***a reduction*** 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: \$26,443
IMPR.: \$115,500
TOTAL: \$141,943

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 and wood siding exterior construction with 2,549 square feet of living area.¹ The dwelling was constructed in 1981. Features of the home include a 1,369 square foot unfinished basement, central air conditioning, one fireplace and a 462 square foot garage. The property has an approximately 12,310 square foot site and is located in Lake Zurich, Ela Township, Lake County.

The appellant contends assessment inequity with respect to the improvement assessment as the basis of the appeal. In support of this argument, the appellant submitted information on four comparables located in the same assessment neighborhood code as the subject. The comparables are improved with two-story dwellings of frame or brick and frame exterior construction that

¹ The Board finds the best description of the subject property was found in the subject's property record card submitted by the board of review and was not refuted by the appellant in rebuttal.

range in size from 2,366 to 3,196 square feet of living area. The homes were built from 1976 to 1987. Each comparable has from a 1,183 to 1,594 square foot unfinished basement, central air conditioning, one or two fireplaces and a garage ranging in size from 441 to 589 square feet of building area. The comparables have improvement assessments that range from \$100,870 to \$136,204 or from \$37.97 to \$42.63 per square foot of living area. Based on this evidence, the appellant requested a reduction in the subject's improvement assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$146,652. The subject has an improvement assessment of \$120,209 or \$47.16 per square foot of living area, when using 2,549 square feet of living area.

In support of its contention of the correct assessment, the board of review submitted information on five comparables located in the same assessment neighborhood code as the subject. The comparables are improved with two-story dwellings of wood siding exterior construction that range in size from 2,451 to 2,549 square feet of living area. The homes were built from 1976 to 1986 with comparable #3 reported to have an effective age of 1985. Each comparable has from a 551 to 1,161 square foot unfinished basement with one having a lower level, central air conditioning, one fireplace and a garage ranging in size from 440 to 900 square feet of building area. The comparables have improvement assessments that range from \$111,798 to \$119,617 or from \$45.12 to \$47.62 per square foot of living area.

Conclusion of Law

The appellant contends assessment inequity as the basis of the appeal. When unequal treatment in the assessment process is the basis of the appeal, the inequity of the assessments must be proved by clear and convincing evidence 86 Ill.Admin.Code §1910.63(e). Proof of unequal treatment in the assessment process should consist of documentation of the assessments, for the assessment year in question, of not less than three comparable properties showing the similarity, proximity and lack of distinguishing characteristics of the assessment comparables to the subject property. 86 Ill.Admin.Code §1910.65(b). The Board finds the appellant met this burden of proof and a reduction in the subject's assessment is warranted.

The parties submitted nine equity comparables for the Board's consideration. The Board gives less weight to the appellant's comparable #4 and board of review comparables #2 and #3 due to differences in the dwelling size, basement, and/or garage sizes when compared to the subject.

The Board finds the best evidence of assessment equity to be the parties' remaining comparables which are overall more similar to the subject in location, age, dwelling size, basement size and/or other features. The board of review comparables #4 and #5 are also identical to the subject in dwelling size, garage size, and some features. These six comparables have improvement assessments that range from \$100,870 to \$115,390 or from \$37.97 to \$45.61 per square foot of living area. The subject's improvement assessment of \$120,209 or \$47.16 per square foot of living area falls above the range established by the best comparables in this record. After considering appropriate adjustments to the best comparables for differences from the subject, the Board finds the appellant the subject's improvement was inequitably assessed and a reduction in the subject's assessment is 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: January 16, 2024



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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