



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

APPELLANT: Stevan Orser
DOCKET NO.: 22-00837.001-R-1
PARCEL NO.: 14-21-415-006

The parties of record before the Property Tax Appeal Board are Stevan Orser, the appellant, by attorney Robert Rosenfeld, of Robert H. Rosenfeld & Associates, LLC in Northbrook; 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: \$27,751
IMPR.: \$139,706
TOTAL: \$167,457

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 2022 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/frame construction with 2,683 square feet of living area. The dwelling was constructed in 1991 and is 31 years old. Features of the home include an unfinished basement, central air conditioning, a fireplace, and a 420 square foot garage. The property has an approximately 10,040 square foot site and is located in Lake Zurich, Ela Township, Lake County.

The appellant contends assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument, the appellant submitted information on four equity comparables located within .28 of a mile from the subject property and have the same assessment neighborhood code as the subject property. The comparables are improved with 2-story dwellings of wood siding exterior construction with either 2,492 or 2,619 square feet of living area. The dwellings are each 31 years old. Each comparable features an unfinished basement,

central air conditioning, a fireplace, and a garage ranging in size from 400 to 500 square feet of building area. The comparables have improvement assessments that range from \$115,453 to \$126,429 or from \$46.33 to \$48.27 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 \$167,457. The subject property has an improvement assessment of \$139,706 or \$52.07 per square foot of living area.

In support of its contention of the correct assessment, the board of review submitted information on ten equity comparables located within .28 of a mile from the subject property and have the same assessment neighborhood code as the subject property. The comparables are improved with 2-story dwellings of frame construction that range in size from 2,412 to 2,588 square feet of living area. The comparables were built from 1990 to 1992. Each home features an unfinished basement, central air conditioning, a fireplace, and a garage ranging in size from 400 to 500 square feet of building area. The comparables have improvement assessments ranging from \$126,642 to \$135,043 or from \$52.11 to \$52.51 per square foot of living area.

Conclusion of Law

The taxpayer 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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The parties submitted information on fourteen equity comparables in support of their positions, each similar to the subject in location, design, age, and features, with the exception of each being slightly smaller in dwelling size relative to the subject. This suggests that slight upward adjustment to each comparable is appropriate in order to make them more equivalent to the subject. The comparables in this record have improvement assessments that range from \$115,453 to \$135,043 or from \$46.33 to \$52.51 per square foot of living area. The subject's improvement assessment of \$139,706 or \$52.07 per square foot of living area falls slightly above the range established by the best comparables in this record in terms of overall improvement assessment, and within the range on a per square foot of living area basis. The Board finds that the subject's slightly higher overall improvement assessment is justified considering the subject's slightly larger dwelling size when compared to each dwelling in this record. After considering the adjustments to the comparables for differences from the subject property such as dwelling size, the Board finds the appellant did not demonstrate with clear and convincing evidence that the subject's improvement is inequitably assessed and, therefore, a reduction in the subject's 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: 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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COUNTY

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