



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

APPELLANT: Michael Demetre
DOCKET NO.: 22-01350.001-R-1
PARCEL NO.: 14-22-201-146

The parties of record before the Property Tax Appeal Board are Michael Demetre, the appellant, by attorney Ronald Kingsley, of Lake County Real Estate Tax Appeal, LLC in Hawthorn Woods; 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: \$48,760
IMPR.: \$266,413
TOTAL: \$315,173

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 brick exterior construction with 4,728 square feet of living area. The dwelling was constructed in 2006. Features of the home include a basement, central air conditioning, three fireplaces, and a 997 square foot garage. The property has a 53,622 square foot site and is located in Kildeer, Ela 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 located within 0.22 of a mile from the subject. The parcels range in size from 40,245 to 56,192 square feet of land area and are improved with 2-story homes of brick or brick and frame exterior construction ranging in size from 3,676 to 5,401 square feet of living area. The dwellings were built from 2000 to 2007. Each home has a basement, central air conditioning, one to three fireplaces, and a garage ranging in size from 818 to 2,566 square feet of building area. The comparables sold in November 2020

and July 2021 for prices ranging from \$635,000 to \$980,000 or from \$142.83 to \$181.45 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 \$315,173. The subject's assessment reflects a market value of \$945,614 or \$200.00 per square foot of living area, land included, when applying the statutory level of assessment of 33.33%.¹

In support of its contention of the correct assessment the board of review submitted information on five comparable sales located within 0.50 of a mile from the subject. The parcels range in size from 43,560 to 48,725 square feet of land area and are improved with 2-story homes of brick, frame, or brick with frame exterior construction ranging in size from 3,506 to 4,203 square feet of living area. The dwellings were built from 1987 to 2020. Each home has a basement, central air conditioning, a fireplace, and a garage ranging in size from 720 to 866 square feet of building area. Comparable #5 has an inground swimming pool. The comparables sold from May 2021 to December 2022 for prices ranging from \$721,000 to \$970,000 or from \$200.54 to \$239.00 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 a total of eight comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparable #3 and the board of review's comparables, due to substantial differences from the subject in dwelling size, age, and/or inground swimming pool amenity. Moreover, the appellant's comparable #3 sold less proximate in time to the assessment date than the other comparables in this record.

The Board finds the best evidence of market value to be the appellant's comparables #1 and #2, which sold more proximate in time to the assessment date and are similar to the subject in dwelling size, age, location, site size, and features, although one comparable has a substantially larger garage than the subject, suggesting a downward adjustment to this comparable would be needed to make it more equivalent to the subject. These two most similar comparables sold for prices of \$735,000 and \$980,000 or for \$142.83 and \$181.45 per square foot of living area, including land, respectively. The subject's assessment reflects a market value of \$945,614 or

¹ Section 1910.50(c)(1) of the Board's procedural rules provides that in all counties other than Cook, the three-year county wide assessment level as certified by the Department of Revenue will be considered. 86 Ill. Admin. Code § 1910.50(c)(1). As of the development of this Final Administrative decision, the Department of Revenue has not published figures for tax year 2022.

\$200.00 per square foot of living area, including land, which is bracketed by the best comparable sales in terms of total market value and is above the best comparables on a price per square foot basis, which is logical given the subject is a smaller home than the best comparables. Based on this evidence and after considering appropriate adjustments to the best comparables for differences from the subject, 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.



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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