



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

APPELLANT: Michael Donovan
DOCKET NO.: 22-03387.001-R-1
PARCEL NO.: 18-23-303-009

The parties of record before the Property Tax Appeal Board are Michael Donovan, the appellant; and the McHenry 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 **McHenry** County Board of Review is warranted. The correct assessed valuation of the property is:

LAND: \$5,717
IMPR.: \$88,280
TOTAL: \$93,997

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a decision of the McHenry 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 two-story dwelling of brick and vinyl siding exterior construction with 2,188 square feet of living area.¹ The dwelling was constructed in 1999 and is approximately 23 years old. Features of the home include an unfinished basement, central air conditioning, a fireplace, and a garage containing 406 square feet of building area. The property has a 9,729 square foot site and is located in Huntley, Grafton Township, McHenry County.

The appellant contends overvaluation as the basis of the appeal.² In support of this argument the appellant submitted information on four comparables located within .06 of a mile of the subject and within the subject's subdivision. The comparables consist of two-story dwellings of vinyl

¹ Additional details were drawn from the subject's property record card submitted by the board of review.

² The appellant marked "Comparable Sales" as the basis of the appeal, however, the appellant did not submit any recent comparable sales evidence. As neither party has submitted any relevant comparable sales evidence, the Board will examine the parties' comparables under a uniformity analysis.

siding exterior construction ranging in size from 3,012 to 4,181 square feet of living area. The homes are each 25 years old. Each dwelling has central air conditioning, a fireplace, a basement with finished area, and a garage ranging in size from 452 to 809 square feet of building area. The comparables have improvement assessments ranging from \$79,027 to \$97,587 or from \$23.34 to \$27.51 per square foot of living area. Based on this evidence, the appellant requested a reduced improvement assessment of \$72,000 or \$32.91 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$93,997. The subject property has an improvement assessment of \$88,280 or \$40.35 per square foot of living area.

In support of its contention of the correct assessment the board of review submitted information on five equity comparables located within .42 of a mile of the subject and within the subject's subdivision. The comparables consist of two-story dwellings of frame exterior construction each containing 2,188 square feet of living area. The homes were built from 1998 to 2002. Each dwelling has central air conditioning, a fireplace, an unfinished basement, and a garage containing either 406 or 511 square feet of building area. The comparables each have an improvement assessment of \$88,280 or \$40.35 per square foot of living area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

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 a total of nine equity comparables to support their respective positions before the Property Tax Appeal Board. The Board has given reduced weight to the appellant's comparables, which differ significantly from the subject in dwelling size.

The Board finds the best evidence of assessment equity to be the board of review comparables, which are identical to the subject in dwelling size and most features, and are similar to the subject in age and location. These comparables each have an improvement assessment of \$88,280 or \$40.35 per square foot of living area, which is equivalent to the subject's improvement assessment. Based on this record and after considering adjustments to the best comparables for differences from the subject, the Board finds the appellant did not demonstrate with clear and convincing evidence that the subject's improvement was inequitably assessed and 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: March 26, 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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