



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

APPELLANT: John H. & Elissa J. Pelts
DOCKET NO.: 23-02105.001-R-1
PARCEL NO.: 16-33-403-027

The parties of record before the Property Tax Appeal Board are John H. & Elissa J. Pelts, the appellants, by attorney Steven Kandelman, of Rieff Schramm Kanter & Guttman 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: \$96,731
IMPR.: \$184,040
TOTAL: \$280,771

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 2023 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 1-story dwelling of brick exterior construction with 3,009 square feet of living area. The dwelling is 38 years old. Features of the home include a partial basement, that has finished area, central air conditioning, a fireplace and a 710 square foot garage. The property 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 three comparable sales located within .51 of a mile from the subject. The comparables have sites ranging in size from 11,980 to 17,440 square feet of land area that are improved with 1-story dwellings of brick exterior construction ranging in size from 2,799 to 3,246 square feet of living area. The dwellings range in age from 36 to 59 years old. The comparables have full or partial basements, one of which has finished area, central air conditioning, one or two fireplaces, and a 506 or a 529 square foot garage. The comparables

sold from February 2021 to July 2023 for prices ranging from \$590,000 to \$830,000 or from \$210.79 to \$255.70 per square foot of living area, including land. The appellant included a brief critiquing the comparables.

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 \$280,771. The subject's assessment reflects a market value of \$842,397 or \$279.96 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 three comparable sales located within .61 of a mile from the subject. The board of review's comparable #2 is the same property as the appellant's comparable #1. Two of the comparables have sites with 11,982 or 14,770 square feet of land area. The comparables are improved with 1-story dwellings of brick exterior construction ranging in size from 2,442 to 3,246 square feet of living area. The dwellings range in age from 36 to 58 years old. The comparables have full or partial basements, each of which has finished area, central air conditioning, a fireplace, and a garage ranging in size from 462 to 529 square feet of building area. The comparables sold from August 2022 to February 2024 for prices of \$820,000 or \$830,000 or from \$255.70 to \$335.79 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 parties submitted a total of five comparable sales for the Board's consideration, one of which was submitted by both parties. The Board gives less weight to the appellant's comparables #2 and #3, due to their sale date occurring greater than 22 months prior to the January 1, 2023 assessment date at issue and/or their lack of finished basement area when compared to the subject. The Board also gives less weight to the board of review's comparable #1, due to its sale date occurring greater than 13 months after the January 1, 2023 assessment date at issue. The Board finds the parties' remaining comparable sales, which includes the parties' common comparable, have varying degrees of similarity to the subject. However, each of the best comparables has a smaller garage than the subject and one of the best comparables

¹ Procedural rule Sec. 1910.50(c)(1) 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). Prior to the drafting of this decision, the Department of Revenue has yet to publish figures for tax year 2023.

has a considerably older dwelling when compared to the subject. Nevertheless, the best comparables sold in August 2022 or July 2023 for prices of \$820,000 and \$830,000 or \$307.46 and \$255.70 per square foot of living area, including land, respectively. The subject's assessment reflects a market value of \$842,397 or \$279.96 per square foot of living area, including land, which falls above the market values of the best comparable sales in this record on a total market value basis but between the market values on a per square foot basis. However, after considering adjustments to the best comparables for differences when compared to the subject, the Board finds the subject's higher total estimated market value as reflected by its assessment is justified. Based on this evidence, the Board finds 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: _____

November 19, 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

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

John H. & Elissa J. Pelts, by attorney:
Steven Kandelman
Rieff Schramm Kanter & Guttman
100 North LaSalle St.
Suite 2300
Chicago, IL 60602

COUNTY

Lake County Board of Review
Lake County Courthouse
18 North County Street, 7th Floor
Waukegan, IL 60085