



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

APPELLANT: Peter Carabetta
DOCKET NO.: 11-05268.001-R-1
PARCEL NO.: 14-19-303-024

The parties of record before the Property Tax Appeal Board are Peter Carabetta, the appellant, and the Lake County Board of Review.

Based on the facts and exhibits presented, 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: \$59,307
IMPR.: \$190,668
TOTAL: \$249,975

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 2011 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 frame construction with 4,785 square feet of living area. The dwelling was constructed in 2001. Features of the home include a full unfinished basement, central air conditioning, one fireplace and an attached garage with 1,023 square feet of building area. The property has a 97,340 square foot site and is located in North Barrington, Ela Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on six comparable sales.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$249,975. The subject's assessment reflects a market value of \$771,052 or \$161.14 per square foot of living area, land included, when using the 2011 three year average median level of assessment for Lake County of 32.42% as determined by the Illinois Department of Revenue.

In support of its contention of the correct assessment the board of review submitted information on four comparables sales. The board of review also submitted a narrative from Martin Paulson, Chief County Assessment Officer and Clerk of the Board of Review, explaining the subject property and board of review comparables #2 and #3 back to ponds. In rebuttal Paulson stated appellant's comparables #1 through #3 were in excess of three miles from the subject property. He also noted that appellant's comparables #3 (118 North Wynstone Dr.) and #6 (740 Oxbow Lane) are much older than the subject dwelling. Paulson also asserted that appellant's comparables #5 (406 Fox Glove Lane) and #6 have significantly less land than the subject and none of the comparables has a pond view as does the subject property.

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 Board finds the best evidence of market value to be appellant's comparable sale #5 (406 Fox Glove Lane) and board of review comparable sales #2, #3 and #4. These properties were most similar to the subject in location, style, features and

relative age. Appellant's comparable #5 was inferior to the subject in land area. The Board also recognizes that board of review comparable #2 was inferior to the subject in actual age and the date of sale occurred approximately nineteen months after the assessment date at issue. These best comparables sold from May 2010 to July 2012 for prices ranging from \$700,000 to \$908,500 or from \$159.42 to \$177.65 per square foot of living area, including land. The subject's assessment reflects a market value of \$771,052 or \$161.14 per square foot of living area, including land, which is within the range established by the best comparable sales in this record. The Board gave less weight to appellant's sales #1 through #3 due to location, less weight to appellant's sale #4 (513 Larkin Lane) due to date of sale and less weight to appellant's sale #6 due to age and size. Less weight was given board of review sale #1 due to date of sale, size and age. Based on this evidence 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.



Chairman



Member



Member



Member



Member

DISSENTING:

C E R T I F I C A T I O N

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: August 22, 2014



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 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 the subsequent year 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.

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.