



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

APPELLANT: Tom Buchwald
DOCKET NO.: 16-03180.001-R-1
PARCEL NO.: 15-12-303-006

The parties of record before the Property Tax Appeal Board are Tom Buchwald, the appellant, by attorney Ronald Kingsley, of Lake County Real Estate Tax Appeal, LLC in Lake Forest; 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: \$101,687
IMPR.: \$242,689
TOTAL: \$344,376

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 2016 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 Dryvit exterior construction with 3,930 square feet of living area. The dwelling was constructed in 1998. Features of the home include a full unfinished basement, central air conditioning, a fireplace and an 883 square foot attached garage. The property has a 31,363 square foot site and is located in Lincolnshire, Vernon Township, Lake County.

The appellant's appeal is based on overvaluation. In support of this argument the appellant submitted information on three comparable sales located within one mile from the subject property. The comparables are described as two-story dwellings of masonry construction that ranged in size from 3,616 to 4,418 square feet of living area. The dwellings were constructed from 1993 to 2001. Features of the comparables include basements in which two comparables have finished area, central air conditioning; one or three fireplaces and attached garages that

range from 744 to 802 square feet of building area. The comparables have sites ranging in size from 21,344 to 34,848 square feet of land area. The comparables sold from January 2014 to November 2015 for prices ranging from \$815,000 to \$1,000,000 or from \$225.39 to \$240.51 per square foot of living area including land. Based on this evidence, the appellant requested a reduction in the subject's total assessment to \$330,087.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$344,376. The subject's assessment reflects a market value of \$1,038,528 or \$264.26 per square foot of living area including land, when applying the 2016 three-year average median level of assessment for Lake County of 33.16% as determined by the Illinois Department of Revenue.

The board of review submitted information on four comparable sales located from .045 to .873 of a mile from the subject property. Comparable Sale #3 was also utilized by the appellant. The comparables are improved with two-story dwellings of brick exterior construction that range in size from 3,890 to 4,226 square feet of living area. The dwellings were constructed from 1992 to 2001. Features of the comparables include basements in which three comparables have finished area, central air conditioning, from 1 to 3 fireplaces and attached garages that range in size from 713 to 910 square feet of building area. The comparables have sites ranging in size from 30,056 to 40,022 square feet of land area. The comparables sold from July 2015 to June 2017 for prices ranging from \$820,000 to \$1,370,000 or from \$210.80 to \$324.18 per square foot of living area including land. Based on this evidence, the board of review requested that the subject property's assessment be confirmed.

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 parties submitted six suggested sale comparables for consideration. The appellant's comparable #2 is also the board of review's comparable #3. The Board gave less weight to the appellant's comparable #3 based on the sale occurring in January 2014, which is dated and less indicative of market value as of the subject's January 1, 2016 assessment date. The Board gave less weight to the board of review's comparable #2 based on the sale occurring in June 2017, which is 18 months after the January 1, 2016 assessment date and less indicative of market value.

The Board finds the best evidence of market value to be appellant's comparable sales #1 and #2 along with the board of review comparable sales #1, #3 and #4. The Board finds these comparables are most similar to the subject in location, site size, design, age, dwelling size, and features. These properties also sold most proximate in time to the January 1, 2016 assessment date. The comparables sold for prices ranging from \$820,000 to \$1,370,000 or from \$210.80 to \$324.18 per square foot of living area, including land. The subject's assessment reflects a market

value of \$1,038,528 or \$264.26 per square foot of living area, including land, which is within the range established by the best comparable sales in this record. After considering adjustments to the comparables for differences when compared to the subject, the Board finds the subject's estimated market value as reflected by its assessment is supported. Based on this record the Board finds the appellant did not demonstrate by a preponderance of the evidence that the subject was overvalued and no reduction in the subject's assessment is 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: December 18, 2018



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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