



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

APPELLANT: Daniela Weiszhar
DOCKET NO.: 16-03274.001-R-1
PARCEL NO.: 13-15-302-013

The parties of record before the Property Tax Appeal Board are Daniela Weiszhar, 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: \$40,383
IMPR.: \$121,014
TOTAL: \$161,397

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 1.5-story dwelling of brick and frame exterior construction with 2,819 square feet of living area. The dwelling was constructed in 1980. Features of the home include a full basement with finished area, central air conditioning, a fireplace and an 800 square foot garage. The property has a 42,549 square foot site and is located in Lake Barrington, Cuba 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 that were located from approximately .34 of a mile to 1.87 miles from the subject property. The comparables consist of a one-story and two, two-story dwellings of frame exterior construction ranging in size from 2,485 to 3,008 square feet of living area. The dwellings were constructed in 1976 or 1978. Each comparable has a basement with finished area, central air conditioning, one or two fireplaces and a garage

ranging in size from 437 to 572 square feet of building area. The comparables have sites ranging in size from 39,799 to 40,238 square feet of land area. The comparables sold in April 2015 to April 2016 for prices ranging from \$385,000 to \$469,000 or from \$141.29 to \$159.74 per square foot of living area, including land. Based on the comparable sales 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 \$161,397. The subject's assessment reflects a market value of \$486,722 or \$172.66 per square foot of living area, land included, when using the 2016 three-year average median level of assessment for Lake County of 33.16% as determined by the Illinois Department of Revenue.

In support of its contention of the correct assessment, the board of review submitted information on three comparable sales which were located from .943 of a mile to 2.165 miles from the subject property. The comparables were improved with two-story dwellings of frame or brick and frame exterior construction that range in size from 2,631 to 3,102 square feet of living area. The dwellings were constructed in 1985 or 1989. Each comparable has a basement with finished area, central air conditioning, one or two fireplaces and a garage ranging in size from 534 to 888 square feet of building area. The comparables have sites ranging in size from 54,895 to 64,694 square feet of land area. These properties sold from November 2014 to March 2016 for \$499,900 to \$565,000 or from \$166.02 to \$190.00 per square foot of living area, including land. Based on the comparable sales 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 no reduction in the subject's assessment is warranted.

The parties submitted six comparable sales for the Board's consideration. The Board gave less weight to appellant's comparable #1, due to its distant location to the subject and appellant's comparable #3, due to its dissimilar one-story design when compared to the subject. The Board also gave less weight to the board of review comparable #1, due to its distant location to the subject and dated sale in November 2014 that is less indicative of the subject's market value as of the January 1, 2016 assessment date.

The Board finds the best evidence of market value to be appellant's comparable #2, as well as the board of review comparables #2 and #3. These comparables are similar to the subject in location, size, design, age and/or features. These three comparables sold more proximate in time to the January 2016 assessment date for prices ranging from \$425,000 to \$565,000 or from \$141.29 to \$190.00 per square foot of living area, including land. The subject's assessment reflects a market value of \$486,722 or \$172.66 per square foot of living area, including land, which is supported by the most similar comparable sales in this record. After considering

adjustments to the comparable sales for differences when compared to the subject, the Board finds the subject's estimated market value as reflected by the assessment is supported. Based on this evidence the Board finds 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: February 13, 2019



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

Daniela Weiszhar, by attorney:
Ronald Kingsley
Lake County Real Estate Tax Appeal, LLC
13975 W. Polo Trail Drive
#201
Lake Forest, IL 60045

COUNTY

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