



## FINAL ADMINISTRATIVE DECISION ILLINOIS PROPERTY TAX APPEAL BOARD

APPELLANT: 39321 N. Stockton LN  
DOCKET NO.: 16-03341.001-R-1  
PARCEL NO.: 03-25-414-006

The parties of record before the Property Tax Appeal Board are 39321 N. Stockton LN, the appellant, by attorney Michael R. Davies, of Ryan Law LLP 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:** \$11,498  
**IMPR.:** \$48,901  
**TOTAL:** \$60,399

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 frame exterior construction with 2,215 square feet of living area. The dwelling was constructed in 2003. Features of the home include an unfinished basement, central air conditioning and a 410 square foot garage. The property has a 7,200 square foot site and is located within Beach Park, Newport Township, Lake County.

The appellant submitted evidence before the Property Tax Appeal Board claiming overvaluation as the basis of the appeal. In support of the overvaluation claim, the appellant submitted limited descriptive information for five comparable properties reported to be located within .26 of a mile of the subject property. The comparables were built from 2003 to 2007 and range in size from 1,959 to 2,481 square feet of above grade living area. The comparables have sites ranging in size from 6,534 to 9,797 square feet of land area. The comparables sold from October 2012 to June 2014 for prices ranging from \$170,000 to \$176,000 or from \$68.83 to \$89.33 per square foot of

living area, land included. 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 \$60,399. The subject's assessment reflects a market value of \$182,144 or \$82.23 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 four comparable sales located within .14 of a mile of the subject property. The comparables are described as two-story dwellings of frame exterior construction ranging in size from 1,889 to 2,267 square feet of living area. The comparables were built in 2002 or 2003. Each comparable has an unfinished basement, central air conditioning and a garage ranging in size from 400 to 659 square feet of building area. The comparables have sites ranging in size from 7,528 to 8,682 square feet of land area. The comparables sold from June 2015 to December 2016 for prices ranging from \$194,000 to \$250,000 or from \$96.38 to \$112.87 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 nine suggested comparable sales for the Board's consideration. The Board gave less weight to the appellant's comparables based on their sales from 2012 to 2014 which were dated and less reflective of market value as of the subject's January 1, 2016 assessment date. In addition, the appellant's evidence contained limited descriptive information about the dwellings to allow the Property Tax Appeal Board to conduct a meaningful comparative analysis of the comparable sales to the subject property

The Board finds the best evidence of market value to be the board of review comparables. These four comparables sold most proximate in time to the subject's January 1, 2016 assessment date and are most similar to the subject in location, dwelling size, design, age and most features. These properties sold from June 2015 to December 2016 for prices ranging from \$194,000 to \$250,000 or from \$96.38 to \$112.87 per square foot of living area, including land. The subject's assessment reflects a market value of \$182,144 or \$82.23 per square foot of living area, including land, which falls below the range established by the most similar 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. Therefore, 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.

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Chairman



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Member



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Member

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Member



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Member

DISSENTING: \_\_\_\_\_

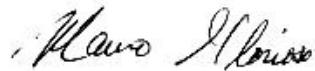
C E R T I F I C A T I O N

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:

September 17, 2019

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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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