



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

APPELLANT: Steven Kahn
DOCKET NO.: 16-03362.001-R-1
PARCEL NO.: 16-32-214-032

The parties of record before the Property Tax Appeal Board are Steven Kahn, 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: \$43,330
IMPR.: \$97,471
TOTAL: \$140,801

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 2-story dwelling of wood siding exterior construction with 1,852 square feet of living area. The dwelling was constructed in 1976. Features of the home include a partial unfinished basement, central air conditioning and a 480 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 four comparable sales located within .54 of a mile of the subject property. Comparables #1 and #4 appear to be the same property. The comparables are described as 2-story dwellings of wood siding or brick exterior construction ranging in size from 1,720 to 2,643 square feet of living area. The dwellings were constructed from 1947 to 1984. The comparables have basements, with two having finished area. Each comparable has a fireplace and a garage ranging in size from 441 to 528 square feet of building area. Four

comparables have central air conditioning. The comparables sold from June 2014 to February 2015 for prices ranging from \$389,000 to \$490,000 or from \$176.69 to \$226.16 per square foot of living area, including land. Based on this evidence, the appellant requested a reduction in the subject's total assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$140,801. The subject's assessment reflects a market value of \$424,611 or \$229.27 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 the subject's assessment, the board of review submitted information on three comparable sales located within .54 of a mile of the subject property, one of which was submitted by the appellant. The board of review comparable #3 is the same property as appellant's comparable #5. The comparables are described as 1.5-story, 1.75-story and 2-story dwellings of wood siding or brick exterior construction ranging in size from 1,720 to 2,726 square feet of living area. The dwellings were constructed from 1947 to 1958. The comparables have basements, with one having finished area. Additional features for each comparable include a fireplace and a garage ranging in size from 441 to 484 square feet of building area. Two comparables have central air conditioning. The comparables sold from December 2014 to May 2015 for prices ranging from \$389,000 to \$700,000 or from \$226.16 to \$256.79 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 comparable sales for consideration which include the parties' common comparable. The Board gave less weight to the appellant's comparables #1 through #4 along with board of review comparable #2 for their considerably larger dwelling sizes when compared to the subject.

The Board finds the best evidence of market value for the subject property to be the parties' common comparable and board of review comparable #1. The Board gave most weight to these two comparables that are more similar to the subject in dwelling size and most features though both are older in age. The comparables sold in December 2014 and February 2015 for prices of \$389,000 and \$450,000 or \$226.16 and \$255.10 per square foot of living area, including land. The subject's assessment reflects a market value of \$424,611 or \$229.27 per square foot of living area, including land which is supported by the best comparables in this record. After considering any necessary adjustments to the comparables for differences such as age when compared to the

subject, the Board finds the subject's estimated market value as reflected by its assessment is justified.

Based on this record, the Board finds the appellant failed to demonstrate by a preponderance of the evidence that the subject was overvalued and 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. 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: September 17, 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

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