



## FINAL ADMINISTRATIVE DECISION ILLINOIS PROPERTY TAX APPEAL BOARD

APPELLANT: William Tauber  
DOCKET NO.: 16-03461.001-I-1  
PARCEL NO.: 11-23-401-019

The parties of record before the Property Tax Appeal Board are William Tauber, the appellant(s), 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:

<b>LAND:</b>	\$19,127
<b>IMPR.:</b>	\$58,037
<b>TOTAL:</b>	\$77,164

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 single condominium office warehouse unit containing 2,325 square feet of building area<sup>1</sup> which was constructed in 1987. The property is located in the Viking Park development in Green Oaks, Libertyville Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on five comparable sales. Three of the comparable condominium units were built in 1993, 1999 and 2009; no dates of construction were provided for two of the comparables. The units range in size from 2,1027 to 2,884 square feet of building

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<sup>1</sup> The appellant reported the subject condo unit contains 2,315 square feet of building area, but provided no evidence to support the size assertion. The board of review provided a copy of the subject's property record card depicting the size as 2,325 square feet of building area and reported that square footage was revised in 2016 after 27 condominium units in the subject's industrial park were sold in bankruptcy in 2014.

area. The comparable units sold between January and June 2015 for prices ranging from \$135,000 to \$220,000 or from \$60.68 to \$101.06 per square foot of building area.

Based on the foregoing evidence, the appellant requested application of the median sale price of \$76.69 per square foot to the subject property.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$77,164. The subject's assessment reflects a market value of \$232,702 or \$100.09 per square foot of building 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 response to the appellant's evidence, the board of review contends that appellant's sale #4 was a bank REO property. Comparable #2 had no build-out as compared to the subject that is built out. Appellant's sale #5 is not an industrial condominium and approximately 900 square feet of this property is basement area that "is part of the indicated gross building area."

Besides the foregoing evidence and criticisms, in support of its contention of the correct assessment, the board of review submitted information on three comparable sales of commercial condominium units that were built in 1994. Board of review comparables #1 and #2 each have two units that sold in one transaction. The board of review reported these five individual units range in size from 1,579 to 3,011 square feet of building area; the comparable properties that sold range in size from 2,213 to 5,517 square feet of building area. The sales occurred between December 2015 and May 2016 for prices ranging from \$220,000 to \$590,000 or from \$98.05 to \$138.92 per square foot of building area.

Based on this evidence and argument, 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 a total of eight comparable sales to support their respective positions before the Property Tax Appeal Board. The Board has given reduced weight to appellant's comparable #2 which was reportedly a shell unit that required build out as compared to the subject unit that is already built out.

The Board finds the remaining seven comparables sold between January 2015 and May 2016 for prices ranging from \$175,000 to \$590,000 or from \$60.68 to \$138.92 per square foot of building area. The subject's assessment reflects a market value of \$232,702 or \$100.09 per square foot of building area, including land, which is within the range established by the best comparable sales

in this record and particularly well-supported by board of review comparable #3 which sold in December 2015 for \$98.05 per square foot of building area, including land. 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. 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: \_\_\_\_\_

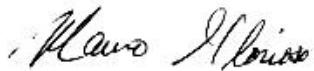
C E R T I F I C A T I O N

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:

December 23, 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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COUNTY

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