



FINAL ADMINISTRATIVE DECISION ILLINOIS PROPERTY TAX APPEAL BOARD

APPELLANT: Carol Tarras
DOCKET NO.: 16-03466.001-I-1
PARCEL NO.: 11-25-101-079

The parties of record before the Property Tax Appeal Board are Carol Tarras, 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: \$18,968
IMPR.: \$97,629
TOTAL: \$116,597

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 3,474 square feet of building area which was constructed in 1998. The property is located in the Polo 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. The comparable condominium units range in size from 2,241 to 3,480 square feet of building area. The comparable units sold between January 2015 and July 2016 for prices ranging from \$135,000 to \$248,000 or from \$50.29 to \$98.17 per square foot of building area.

Based on the foregoing evidence, the appellant requested application of the median sale price of \$66.67 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 \$116,597. The subject's assessment reflects a market value of \$351,619 or \$101.21 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 asserted there were errors in the appellant's comparables in terms of dwelling size when compared to the public record. The board of review summarized data as to the sizes of appellant's comparables #1 through #4 and the Property Tax Appeal Board has observed no errors in checking the data. Likewise, supporting documentation submitted for appellant's comparable #5 confirms the building size reported by the appellant.

The board of review contends that appellant's sale #4 was an as-is, quick sale and a bank REO property. Comparable #2 had no build-out as compared to the subject that is built-out. Finally, comparable #5 presented by the appellant is located in a different city and township than the subject property.

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 located in close proximity to the subject. The comparables were each 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 comparables #1 and #2 along with board of review comparable #3 as each of these units are significantly smaller than the subject unit that contains 3,474 square feet of building area.

The Board finds the best evidence in the record are appellant's comparables #3 through #5 along with board of review comparables #1 and #2. These five comparables sold between May 2015

and July 2016 for prices ranging from \$175,000 to \$590,000 or from \$50.29 to \$138.92 per square foot of building area. The subject's assessment reflects a market value of \$351,619 or \$101.21 per square foot of building area, including land, which is within the range established by the comparable sales in this record. After considering adjustments and the differences in the best suggested comparables when compared to the subject property, 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.

Chairman



Member



Member

Member



Member

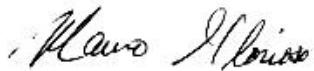
DISSENTING: _____

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



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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