



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

APPELLANT: Mario Leguicamo
DOCKET NO.: 16-03745.001-R-1
PARCEL NO.: 08-29-408-003

The parties of record before the Property Tax Appeal Board are Mario Leguicamo, 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: \$6,340
IMPR.: \$11,492
TOTAL: \$17,832

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 one-story dwelling of frame exterior construction with 750 square feet of living area. The dwelling was constructed in 1953. Features of the home include a full unfinished basement, central air conditioning and a 308 square foot garage. The property has an 8,620 square foot site and is located in Waukegan, Waukegan Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of the overvaluation argument, the appellant submitted information on five comparable sales located in the same neighborhood code as the subject as defined by the township assessor and within .38 of a mile of the subject. The comparables were described as one-story dwellings of aluminum siding or wood siding exterior construction that were built from 1925 to 1956. The dwellings range in size from 696 to 925 square feet of living area. The comparables each feature an unfinished basement and a garage ranging in size from 180 to 342 square feet of building area. In addition,

one comparable has central air conditioning. The comparables have sites ranging in size from 5,192 to 13,277 square feet of land area. The comparables sold from August 2014 to May 2016 for prices ranging from \$25,000 to \$53,500 or from \$32.43 to \$76.87 per square foot of living area, including land. 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 \$17,832. The subject's assessment reflects a market value of \$53,776 or \$71.70 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 in the same neighborhood code as the subject as defined by the township assessor and within .293 of a mile of the subject. Board of review comparable #1 and the appellant's comparable #5 are the same property. The comparables were described as one-story dwellings of aluminum siding or asbestos siding exterior construction ranging in size from 690 to 812 square feet of living area. The dwellings were built from 1940 to 1956 each features a full unfinished basement and a garage ranging in size from 240 to 336 square feet of building area. In addition, one comparable has central air conditioning. The comparables have sites ranging in size from 5,293 to 8,457 square feet of land area. The comparables sold from May 2014 to May 2016 for prices ranging from \$53,500 to \$105,950 or from \$76.87 to \$130.48 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 no reduction in the subject's assessment is warranted.

The parties submitted eight suggested comparable sales for the Board's consideration including the parties' common comparable. The Board gave less weight to the appellant's comparables #1, #2 and #4 which are significantly older dwellings when compared to the subject. Furthermore, the appellant's comparable #1, along with board of review comparable #3, sold in May and August 2014 which are dated and less likely to be indicative of the subject's market value as of the January 1, 2016 assessment date. The Board has also given less weight to board of review comparable #2 which appears to be an outlier given its purchase price of \$105,950 when compared to all of the other comparables in the record.

The Board finds the best evidence of market value to be the parties' common comparable, the appellant's comparable #3 and comparable #4 submitted by the board of review. These three homes are similar to the subject in location, dwelling size, design, age and features and sold from May 2015 to May 2016 for prices ranging from \$45,000 to \$60,000 or from \$62.50 to \$76.92 per

square foot of living area, including land. The subject's assessment reflects a market value of \$53,776 or \$71.70, including land, which falls within the range established 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 estimated market value as reflected by the assessment is supported and no reduction in the subject's assessment is 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.

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: 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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