



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

APPELLANT: Kenneth Zdrok
DOCKET NO.: 17-01197.001-R-1
PARCEL NO.: 04-18-204-007

The parties of record before the Property Tax Appeal Board are Kenneth Zdrok, the appellant, by attorney Abby L. Strauss, of Schiller Strauss & Lavin PC 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: \$4,569
IMPR.: \$41,411
TOTAL: \$45,980

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 2017 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 tri-level vinyl-sided dwelling containing 1,380 square feet of above-ground living area. The dwelling was constructed in 1994 and features a finished lower level, central air conditioning, a fireplace and a 480 square foot garage. The property site contains 7,272 square feet of land area and is located in Zion, Zion Township, Lake County.

The appellant contends assessment inequity with respect to the improvement assessment as the basis of the appeal. In support of this argument the appellant submitted information on six equity comparables located within 0.54 of a mile from the subject and within the same neighborhood as the subject. The comparables are described as tri-level dwellings of vinyl siding or brick exterior construction. They were built from 1977 to 1995 and range in size from 900 to 1,202 square feet of above-ground living area. The comparables feature finished lower levels. Five comparables have central air conditioning, one has a fireplace and four have garages

that range in size from 200 to 528 square feet of building area. The comparables have improvement assessments ranging from \$25,053 to \$33,990 or from \$27.11 to \$28.35 per square foot of living area. Based on this evidence the appellant requested the subject's improvement assessment be reduced.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$45,980. The subject property has an improvement assessment of \$41,411 or \$30.01 per square foot of living area.

In support of its contention of the correct assessment, the board of review submitted information on eight equity comparables located in the same neighborhood as the subject and within 0.6 of a mile from the subject. They are described as tri-level dwellings with exterior construction of wood or vinyl siding. The dwellings were built from 1989 to 2000 and range in size from 1,186 to 1,556 square feet of above-ground living area. The comparables have finished lower levels and garages that range in size from 400 to 672 square feet of building area. Five comparables have central air conditioning and five have fireplaces. The comparables have improvement assessments ranging from \$35,187 to \$45,330 or from \$29.13 to \$31.56 per square foot of living area. Based on this evidence the board of review asked for confirmation of the subject's assessment.

Conclusion of Law

The taxpayer contends assessment inequity as the basis of the appeal. When unequal treatment in the assessment process is the basis of the appeal, the inequity of the assessments must be proved by clear and convincing evidence. 86 Ill.Admin.Code §1910.63(e). Proof of unequal treatment in the assessment process should consist of documentation of the assessments for the assessment year in question of not less than three comparable properties showing the similarity, proximity and lack of distinguishing characteristics of the assessment comparables to the subject property. 86 Ill.Admin.Code §1910.65(b). 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 improvement assessment information on 14 equity comparables for the Board's consideration. The Board gives less weight to appellant's comparables #1, #2, and #6 as well as board of review comparables #2, #6 and #8 based on their smaller dwelling sizes and/or lack of central air conditioning as compared to the subject. The Board gives more weight to appellant's comparables #3, #4 and #5 and to board of review comparables #1, #3, #4, #5 and #7. Despite some dissimilarity in features, such as such as fireplaces, as compared to the subject, the comparables were otherwise similar to the subject in location, age, dwelling size, style and several other features. The eight comparables have improvement assessments ranging from \$31,041 to \$41,796 or from \$28.12 to \$31.56 per square foot of living area. The subject's improvement assessment of \$41,411 or \$30.01 per square foot of living area falls within the range established by the best comparables in this record. After considering adjustments to the comparables for differences with the subject, the Board finds the appellant did not demonstrate with clear and convincing evidence that the subject's improvement was inequitably assessed 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



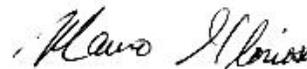
Member

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: April 21, 2020



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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