



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

APPELLANT: Kenneth Terrill
DOCKET NO.: 17-01750.001-R-1
PARCEL NO.: 09-26-310-004

The parties of record before the Property Tax Appeal Board are Kenneth Terrill, 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: \$23,536
IMPR.: \$52,242
TOTAL: \$75,778

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 two-story dwelling of vinyl siding exterior construction with 2,302 square feet of living area. The dwelling was constructed in 1990. Features of the home include a full unfinished basement, central air conditioning, a fireplace and a 462 square foot garage. The property has an 8,626 square foot site and is located in Wauconda, Wauconda 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 located within .50 of a mile of the subject property. The comparables have sites ranging in size from 7,860 to 10,988 square feet of land area. The comparables consist of one, one-story dwelling and four, two-story dwellings of vinyl siding exterior construction ranging in size from 2,232 to 2,400 square feet of living area. The dwellings were constructed from 1988 to 1994. The comparables each feature a basement,

with four having finished area. Four comparables have central air conditioning, four comparables each have one fireplace and each comparable has a garage containing 440 or 462 square feet of building area. The comparables sold from May 2016 to March 2017 for prices ranging from \$206,000 to \$239,900 or from \$89.49 to \$99.96 per square foot of living area, including land. The appellant provided copies of the Multiple Listing Service (MLS) sheets associated with the sales of comparables #1 and #3. 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 \$75,778. The subject's assessment reflects a market value of \$228,591 or \$99.30 per square foot of living area, land included, when using the 2017 three-year average median level of assessment for Lake County of 33.15% 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 within .54 of a mile of the subject property. The comparables have sites ranging in size from 7,525 to 13,536 square feet of land area. The comparables were improved with two-story dwellings of vinyl or wood siding exterior construction ranging in size from 2,078 to 2,302 square feet of living area. The dwellings were constructed from 1990 to 1994. Two comparables feature a basement with one having finished area and three comparables have no basements. The comparables each have central air conditioning, one fireplace and a garage ranging in size from 400 to 465 square feet of building area. The comparables sold from May to August 2017 for prices ranging from \$226,500 to \$240,000 or from \$98.39 to \$115.50 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 nine suggest comparable sales for the Board's consideration. The board gave less weight to the appellant's comparable sale #3 due to its dissimilar one-story design when compared to the subject's two-story design.

The Board finds the best evidence of market value to be the eight remaining comparables submitted by the parties. The Board recognizes that four comparables have finished basement areas which would require downward adjustments and three comparables each lack a basement which would require upward adjustments. Each comparable is similar to the subject in location, dwelling size, design, age and features. They sold from May 2016 to August 2017 for prices ranging from \$206,000 to \$240,000 or from \$89.49 to \$115.50 per square foot of living area, including land. The subject's assessment reflects a market value of \$228,591 or \$99.30 per square foot of living area, including land, which falls within the range established by the best

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. Based on this record, the Board finds the appellant did not demonstrate by a preponderance of the evidence that the subject was overvalued and no reduction in the subject's assessment is 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: May 26, 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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