



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

APPELLANT: Patrick Milbourne  
DOCKET NO.: 17-01764.001-R-1  
PARCEL NO.: 11-11-101-012

The parties of record before the Property Tax Appeal Board are Patrick Milbourne, 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:** \$55,523  
**IMPR.:** \$263,525  
**TOTAL:** \$319,048

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 brick exterior construction with 4,795 square feet of living area. The dwelling was constructed in 1996. Features of the home include a full unfinished basement, central air conditioning, two fireplaces and a 990 square foot garage. The property has a 42,427 square foot site and is located in Libertyville Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on six comparable sales located from .60 of a mile to 3.27 miles from the subject property. The comparables are described as two-story dwellings of wood siding or brick exterior construction ranging in size from 3,954 to 4,883 square feet of living area. The dwellings were constructed from 1987 to 2004. Features of each comparable include a full unfinished basement, central air conditioning, one or three fireplaces and a garage ranging in size from 693 to 1,056 square feet of building area. The comparables have sites ranging in size from

22,084 to 67,054 square feet of land area. One comparable has an inground swimming pool. The comparables sold from March 2016 to May 2017 for prices ranging from \$706,000 to \$975,000 or from \$164.30 to \$209.39 per square foot of living area, including land. Based on this evidence, the appellant requested a reduction in the subject's total assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$319,048. The subject's assessment reflects a market value of \$962,437 or \$200.72 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 the subject's assessment, the board of review submitted information on four comparable sales located from .131 to .726 of a mile from the subject property. Board of review comparable #4 was also submitted by the appellant. The comparables are described as two-story dwellings of brick or wood siding exterior construction ranging in size from 4,214 to 4,771 square feet of living area. The dwellings were constructed from 1995 to 2005. Each comparable features a full unfinished basement, central air conditioning, one to three fireplaces and a garage ranging in size from 672 to 1,265 square feet of building area. The comparables have sites ranging in size from 21,705 to 39,501 square feet of land area. The comparables sold from May 2016 to June 2017 for prices ranging from \$906,000 to \$1,360,000 or from \$202.41 to \$285.06 per square foot of living area, including land. Based on this evidence, the board of review requested that the subject property's assessment be confirmed.

### **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 record contains nine comparable sales for consideration which includes the parties' common comparable. The Board gave less weight to appellant's comparable #3 for its considerably smaller dwelling size when compared to the subject. The Board also gave less weight to the appellant's comparables #5 and #6 based on their distant locations which are 3.27 and 2.08 miles from the subject, respectively. The Board finds the best evidence of market value for the subject to be the remaining comparables in the record which includes the parties' common comparable. These properties have varying degrees of similarity to the subject and sold from April 2016 to June 2017 for prices ranging from \$706,000 to \$1,360,000 or from \$164.30 to \$285.06 per square foot of living area, including land. The subject's assessment reflects a market value of \$962,437 or \$200.72 per square foot of living area, including land which falls within the range established by the best comparable sales in the record. After considering necessary adjustments to the comparables for differences when compared to the subject, the Board finds the subject's estimated market value as reflected by its 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.

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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: \_\_\_\_\_

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: November 19, 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

State of Illinois  
Property Tax Appeal Board  
William G. Stratton Building, Room 402  
401 South Spring Street  
Springfield, IL 62706-4001

APPELLANT

Patrick Milbourne, by attorney:  
Ronald Kingsley  
Lake County Real Estate Tax Appeal, LLC  
13975 W. Polo Trail Drive  
#201  
Lake Forest, IL 60045

COUNTY

Lake County Board of Review  
Lake County Courthouse  
18 North County Street, 7th Floor  
Waukegan, IL 60085