



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

APPELLANT: Alan Kolesky
DOCKET NO.: 17-01962.001-R-1
PARCEL NO.: 15-34-101-033

The parties of record before the Property Tax Appeal Board are Alan Kolesky, the appellant, by attorney Gregory Riggs, of Tax Appeals Lake County in Lake Zurich; 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: \$31,240
IMPR.: \$132,678
TOTAL: \$163,918

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 wood siding exterior construction with 2,654 square feet of living area. The dwelling was constructed in 1991. Features of the home include a partial unfinished basement, central air conditioning and a 400 square foot attached garage. The property is located in Buffalo Grove, Vernon Township, Lake County.

The appellant submitted evidence before the Property Tax Appeal Board claiming overvaluation as the basis of the appeal. In support of this argument, the appellant submitted information on three comparable sales located within the same neighborhood as the subject. The comparables are situated on site ranging in size from 10,000 to 12,931 square feet of land area and are improved with two-story dwellings of wood siding exterior construction that were built in 1991 or 1993. The dwellings range in size from 3,182 to 3,230 square feet of living area. Each comparable has a basement with finished area, central air conditioning, one fireplace and a

garage with either 441 or 630 square feet of building area. The comparables sold from April 2016 to August 2017 for prices ranging from \$470,000 to \$587,500 or from \$145.51 to \$184.63 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 \$163,918. The subject's assessment reflects an estimated market value of \$494,474 or \$186.31 per square foot of living area, including land, when applying the 2017 three-year average median level of assessment for Lake County of 33.15%.

In response to the appellant's evidence, the board of review argued appellant's comparables are 19.9% to 21.7% larger dwelling sizes when compared to the subject.

In support of the subject's assessment, the board of review submitted information on three comparable sales located within the same neighborhood as the subject. The comparables are situated on sites ranging in size from 8,803 to 10,000 square feet of land area and are improved with two-story dwellings of wood siding exterior construction that were built from 1990 to 1993. The dwellings range in size from 2,618 to 2,855 square feet of living area. The comparables each have a basement, with two having finished area; central air conditioning; one fireplace and a garage containing 441 square feet of building area. The comparables sold from May 2016 to June 2017 for prices ranging from \$525,000 to \$579,000 or from \$200.53 to \$208.57 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 six comparable sales for the Board's consideration. The Board gave less weight to the appellant's comparables due to their larger dwelling sizes when compared to the subject. The Board finds the best evidence of the subject's market value to be the board of review comparables as these comparables are more similar to the subject in location, design, age, dwelling size and features, although two comparables have superior finished basement area. The comparables sold from May 2016 to June 2017 for prices ranging from \$525,000 to \$579,000 or from \$200.53 to \$208.57 per square foot of living area, including land. The subject's assessment reflects an estimated market value of \$494,474 or \$186.31 per square foot of living area including land, which is below the range established by the best comparables sales in the record. After considering adjustments to the comparables for differences including features such as finished basement area when compared to the subject, the Board finds the subject's estimated market value as reflected by its assessment is supported and therefore, 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: 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

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

APPELLANT

Alan Kolesky, by attorney:
Gregory Riggs
Tax Appeals Lake County
830 West IL Route 22
Suite 286
Lake Zurich, IL 60047

COUNTY

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