



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

APPELLANT: David & Mary Fox
DOCKET NO.: 17-02277.001-R-1
PARCEL NO.: 14-29-102-042

The parties of record before the Property Tax Appeal Board are David & Mary Fox, the appellants, 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: \$51,834
IMPR.: \$146,443
TOTAL: \$198,277

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellants 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 frame dwelling containing 3,311 square feet of living area. The dwelling was constructed in 1990 and features an unfinished basement, central air conditioning, a fireplace, and 660-square foot attached garage. The dwelling is situated on a 58,631 square foot lot, and is located in Deer Park, Ela Township, Lake County.

The appellants' appeal is based on overvaluation. In support of this argument, the appellants submitted information on five comparable sales located from .04 of a mile to 1.37 miles from the subject and share the same neighborhood code as the subject. The dwellings were built from 1986 to 1990 and consist of 1.5-story or two-story brick or frame single-family dwellings. The houses are situated on sites ranging in size from 32,309 to 51,531 square feet of land area and range in size from 3,099 to 3,440 square feet of living area. The comparables each have a basement, four of which have finished area according to listing sheets submitted by the

appellants. The comparables have central air conditioning, one or two fireplaces, and a garage ranging in size from 547 to 832 square feet of building area. The comparables sold from January 2016 to May 2017 for prices ranging from \$323,000 to \$607,000 or from \$104.23 to \$176.95 per square foot of living area, including land. Based on this evidence, the appellants requested an assessment of \$163,326, reflecting a market value of approximately \$489,978 or \$147.98 per square foot of living area, land included.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$198,277. The subject's assessment reflects a market value of approximately \$598,121 or \$180.65 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 a grid analysis containing information on seven comparable sales. The properties are located from .148 of a mile to 1.152 miles from the subject and have the same neighborhood code as the subject. The dwellings consist of two-story brick or frame single-family dwellings situated on sites containing from 35,812 to 95,428 square feet of land area. The homes were built from 1983 to 1990 and range in size from 2,816 to 3,731 square feet of living area. The comparables each have an unfinished basement, central air conditioning, one to three fireplaces, and a garage ranging in size from 506 to 952 square feet of building area. The comparables sold from June 2017 to August 2018 for prices ranging from \$559,900 to \$790,000 or from \$198.83 to \$224.69 per square foot of living area, including land. Based on the foregoing evidence, the board of review requested confirmation of the subject's assessment.

Conclusion of Law

The appellants contend 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 appellants did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The parties submitted a total of twelve comparable sales to support their respective positions before the Property Tax Appeal Board. The Board gave less weight to appellants' comparables as comparables #1 and #4 differ in style and comparables #2 through #5 all have finished basements according to the listing sheets submitted by the appellants, all dissimilar when compared to the subject. Further, comparables #1, #2, #4 and #5 are all located over a mile from the subject. The Board gave less weight to board of review comparables #3, #5, #6 and #7 as comparable #3 is a larger dwelling with a larger basement and larger garage than the subject and comparables #5 through #7 are all located over a mile from the subject.

The Board finds that board of review comparables #1, #2 and #4 were the best comparables submitted in the record in terms of location, design, age, size and most features. These comparables sold from August 2017 to April 2018 for prices ranging from \$559,900 to \$630,000 or from \$198.83 to \$221.21 per square of living area, land included. The subject's

assessment reflects an estimated market value of \$598,121 or \$180.65 per square foot of living area, land included, which falls within the range established by the best comparable sales submitted for the Board's consideration on an overall basis but below the range on a per square foot basis which is logical given the comparables slightly smaller dwelling sizes. After considering adjustments to the comparables for any differences from the subject, the Board finds the subject's estimated market value as reflected by its assessment appears to be 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: 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

David & Mary Fox, 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