



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

APPELLANT: Aaron Raftery
DOCKET NO.: 18-00593.001-R-1
PARCEL NO.: 06-25-304-027

The parties of record before the Property Tax Appeal Board are Aaron Raftery, 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 **a reduction** 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: \$19,122
IMPR.: \$82,844
TOTAL: \$101,966

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 2018 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 3,029 square feet of living area. The dwelling was constructed in 1993. Features of the home include an unfinished basement, central air conditioning, two fireplaces and a 420 square foot garage. The property has an 8,505 square foot site and is located in Grayslake, Avon Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on four comparable sales located within .20 of a mile from the subject property. The comparables have sites ranging in size from 9,722 to 16,686 square feet of land area and are improved with two-story dwellings of vinyl siding exterior construction that range in size from 2,777 to 3,106 square feet of living area. The dwellings were constructed in 1992 or 1993. Each comparable has an unfinished basement, central air conditioning and a

garage with either 420 or 620 square feet of building area. Three comparables each have one or two fireplaces. The comparables sold from February to September 2017 for prices ranging from \$289,000 to \$330,000 or from \$95.41 to \$118.83 per square foot of living area, land included. Based on this evidence, the appellant requested that the assessment be reduced to \$101,966.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$115,030. The subject's assessment reflects a market value of \$347,733 or \$114.80 per square foot of living area, land included, when using the 2018 three year average median level of assessment for Lake County of 33.08% as determined by the Illinois Department of Revenue.

In support of its contention of the correct assessment the board of review submitted information on five comparable sales located within .23 of mile from the subject property.¹ The comparables have sites ranging in size from 8,504 to 16,686 square feet of land area and are improved with two-story dwellings of vinyl siding exterior construction that range in size from 2,606 to 3,106 square feet of living area. The dwellings were constructed from 1992 to 1994. Each comparable has a basement with two having finished area, each comparable has central air conditioning, four comparables each have one or two fireplaces and each comparable has a garage with either 400 or 420 square feet of building area. The comparables sold from July 2016 to October 2018 for prices ranging from \$271,000 to \$330,000 or from \$98.68 to \$118.83 per square foot of living area, land included. Based on this evidence, the board of review requested that the 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 met this burden of proof and a reduction in the subject's assessment is warranted.

The Board finds seven comparables were submitted by both parties in support of their respective positions, with two comparables common to both parties. The Board gave less weight to the board of review comparable #1 based on the sale date occurring in July 2016 which is less proximate in time to the assessment date at issue and thus, less likely to be indicative of the subject's market value as of January 1, 2018. The Board also gave less weight to the remaining board of review comparables which includes the parties' two common comparables due to their significantly larger site sizes or superior finished basement area when compared to the subject.

The Board finds the best evidence of market value to be the appellant's comparables #1 and #2 as they are most similar to the subject in location, site size, design, dwelling size, age and features. These comparables sold for prices of \$289,000 and \$310,000 or \$95.41 and \$99.81 per square foot of living area, including land. The subject's assessment reflects a market value of

¹ Board of review comparables #2 and #5 and appellant's comparables #4 and #3 are the same properties, respectively.

\$347,733 or \$114.80 per square foot of living area, including land, which falls above the values established by the two best comparable sales in the record. After considering 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 excessive. Based on this evidence the Board finds a 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: October 20, 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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