



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

APPELLANT: Jeung and Joo Kwak  
DOCKET NO.: 18-01909.001-R-1  
PARCEL NO.: 13-21-204-014

The parties of record before the Property Tax Appeal Board are Jeung and Joo Kwak, the appellants, by attorney Robert Rosenfeld, of Robert H. Rosenfeld and Associates, LLC in Chicago; 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:** \$54,041  
**IMPR.:** \$190,931  
**TOTAL:** \$244,972

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 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 2.0-story dwelling of brick exterior construction with 5,568 square feet of living area. The dwelling was constructed in 2003. Features of the home include an unfinished basement, central air conditioning, two fireplaces and a 651 square foot garage. The property has an 87,120 square foot site and is located in Lake Barrington, Cuba Township, Lake County.

The appellants contend overvaluation as the basis of the appeal. In support of this argument the appellants submitted information on three comparable sales located within 1.62 miles from the subject and within the same neighborhood number as the subject property. The comparables have sites that range in size from 53,143 to 77,101 square feet of land area and are improved with 2.0-story dwellings of wood siding exterior construction that range in size from 4,574 to 5,025 square feet of living area. The homes were built from 1999 to 2001. Each comparable has

a finished basement, central air conditioning, one to three fireplaces and a garage with 722 to 732 square feet of building area. The comparables sold from June 2017 to April 2018 for prices ranging from \$605,000 to \$670,000 or from \$125.94 to \$133.33 per square foot of living area, land included. Based on this evidence, the appellants requested the subject's assessment be reduced to \$242,232.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$271,357. The subject's assessment reflects a market value of \$820,305 or \$147.32 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 a grid analysis and property record cards on the subject and four comparable sales located from approximately 0.39 to 3.47 miles from the subject property. The comparables have sites that range in size from 42,253 to 89,298 square feet of land area and are improved with a 1.5-story and three, 2.0-story dwellings of brick or wood siding exterior construction that range in size from 4,403 to 5,902 square feet of living area. The homes were built from 1999 to 2006. Each comparable has a basement, three with finished area, central air conditioning, one to three fireplaces and a garage ranging in size from 630 to 1,322 square feet of building area. Comparables #1, #2 and #3 each feature inground swimming pools. The comparables sold in January 2016 or May 2017 for prices ranging from \$612,500 to \$1,300,000 or from \$139.11 to \$220.26 per square foot of living area, land included. Based on this evidence, the board of review requested the subject's assessment be confirmed.

### **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 met this burden of proof and a reduction in the subject's assessment is warranted.

The parties submitted seven comparables for the Board's consideration. The Board gave less weight to the appellant's comparable #1 due to its significantly smaller dwelling size when compared to the subject. The Board gave less weight to the board of review comparables #1 due to its older sale date. The Board gave less weight to board of review comparables #2, #3 and #4 due to significantly smaller dwelling size when compared to the subject.

The Board finds the best evidence of market value to be appellants' comparables #2 and #3. These comparable sales are similar to the subject in location, age, design and most features. These comparables sold in August 2017 or April 2018 for prices ranging from \$620,000 and \$670,000 or \$125.94 and \$133.33 per square foot of living area, including land. The subject's assessment reflects a market value of \$820,305 or \$147.32 per square foot of living area, including land, which falls above the range established by the best comparable sales in this

record. After considering adjustments to the comparables for differences with the subject, 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: September 15, 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

Jeung and Joo Kwak, by attorney:  
Robert Rosenfeld  
Robert H. Rosenfeld and Associates, LLC  
33 North Dearborn Street  
Suite 1850  
Chicago, IL 60602

COUNTY

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