



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

APPELLANT: Francisco J Ochoa-Gomez
DOCKET NO.: 18-03079.001-R-1
PARCEL NO.: 16-34-406-003

The parties of record before the Property Tax Appeal Board are Francisco J Ochoa-Gomez, 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: \$49,947
IMPR.: \$59,961
TOTAL: \$109,908

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 one-story dwelling of wood siding exterior construction with 2,192 square feet of living area. The dwelling was constructed in 1948 with an effective age of 1957. Features of the home include a crawl space foundation, central air conditioning, a fireplace and a 440 square foot garage. The property has a 12,124 square foot site and is located in Highland Park, Moraine Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on three comparable sales located within 1.47 miles of the subject property. The comparables have sites that range in size from 11,256 to 17,469 square feet of land area and are improved with one-story dwellings of brick exterior construction that range in size from 2,169 to 2,610 square feet of living area. The homes were built from 1941 to 1964, the two oldest of which have effective ages of 1945 and 1983. Two comparables have

partial unfinished basements and one comparable has a crawl space foundation. Each comparable has central air conditioning, one fireplace and a garage ranging in size from 294 to 676 square feet of building area. The comparables sold from May to November 2017 for prices ranging from \$332,500 to \$575,000 or from \$153.30 to \$220.31 per square foot of living area, land included. Based on this evidence, the appellant requested the subject's assessment be reduced to \$100,822.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$109,908. The subject's assessment reflects a market value of \$332,249 or \$151.57 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 four comparable sales located within approximately 1.47 miles from the subject property. Board of review comparables #1, #3 and #4 are the same properties as the appellant's comparables #1, #3 and #2, respectively. The comparables have sites that range in size from 9,645 to 17,469 square feet of land area and are improved with one-story dwellings of brick or wood siding exterior construction that range in size from 1,521 to 2,610 square feet of living area. The homes were built from 1941 to 1964 with effective ages ranging from 1945 to 1983. Two comparables have partial unfinished basements, one comparable has a crawl space foundation and one comparable has a concrete slab foundation. Each comparable has central air conditioning, one fireplace and a garage ranging in size from 294 to 800 square feet of building area. The comparables sold from May to November 2017 for prices ranging from \$332,500 to \$575,000 or from \$153.30 to \$236.69 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 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 four comparables for the Board's consideration as three of the comparables were common to both parties. The Board finds that neither of the parties' comparables are particularly similar to the subject, nevertheless, the Board will decide based on the evidence regardless of its quality. The Board gave less weight to the common appellant comparable #3/board of review comparable #3 which is located more than one mile from the subject property. The Board gave less weight to the board of review comparable #2 due to its dissimilar dwelling size when compared to the subject.

The Board finds the best evidence of market value to be the remaining two comparables submitted by the parties. These comparables sold in May and October 2017 for prices of \$332,500 and \$350,000 or for \$153.30 and \$158.73 per square foot of living area, including land.

The subject's assessment reflects a market value of \$332,249 or \$151.57 per square foot of living area, including land, which falls below the two 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 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:

February 16, 2021



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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