



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

APPELLANT: Michael D. & Karen A. Krause Trusts
DOCKET NO.: 19-00810.001-R-1
PARCEL NO.: 11-22-303-006

The parties of record before the Property Tax Appeal Board are Michael D. & Karen A. Krause Trusts, the appellants, by attorney Brian P. Liston, of the Law Offices of Liston & Tsantilis, P.C. 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 **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: \$67,890
IMPR.: \$163,731
TOTAL: \$231,621

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 2019 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 frame exterior construction with 2,716 square feet of living area. The dwelling was constructed in 2014. Features of the home include an unfinished basement, central air conditioning, two fireplaces and a 527 square foot garage. The property has an 8,641 square foot site and is located in Libertyville, Libertyville Township, Lake County.

The appellants contend assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument, the appellants submitted information on three comparables located within the same neighborhood as the subject and within .09 of a mile from the subject property. The comparables are described as two-story dwellings of frame exterior construction ranging in size from 3,194 to 3,560 square feet of living area. The dwellings were built from 2006 to 2016. Each comparable has an unfinished basement, central air conditioning, one

fireplace, and a garage ranging in size from 443 to 543 square feet of building area. The comparables have improvement assessments ranging from \$172,804 to \$193,838 or from \$54.10 to \$57.42 per square foot of living area. Based on this evidence, the appellants 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 \$231,621. The subject has an improvement assessment of \$163,731 or \$60.28 per square foot of living area.

In support of its contention of the correct assessment the board of review submitted information on five equity comparables located within the same neighborhood and within .20 of a mile from the subject. The comparables are described as two-story dwellings of frame exterior construction ranging in size from 2,749 to 3,350 square feet of living area. The dwellings were built from 2006 to 2017. The comparables each have an unfinished basement, central air conditioning, one fireplace and a garage ranging in size from 418 to 656 square feet of building area. The comparables have improvement assessments ranging from \$162,501 to \$207,961 or from \$59.11 to \$63.64 per square foot of living area.

The board of review also submitted information on five comparables sales.

Based on this evidence, the board of review requested that the subject's assessment be confirmed.

Conclusion of Law

The appellants contend assessment inequity as basis of the appeal. When unequal treatment in the assessment process is the basis of the appeal, the inequity of the assessments must be proved by clear and convincing evidence. 86 Ill.Admin.Code §1910.63(e). Proof of unequal treatment in the assessment process should consist of documentation of the assessments for the assessment year in question of not less than three comparable properties showing the similarity, proximity and lack of distinguishing characteristics of the assessment comparables to the subject property. 86 Ill.Admin.Code §1910.65(b). The Board finds the appellants did not meet this burden of proof and a reduction in the subject's assessment is warranted.

As initial matter, the Board gives no weight to the five comparable sales submitted by the board of review because the sales do not address the appellants' assessment inequity argument.

The parties submitted a total of eight equity comparables to support their respective positions before the Property Tax Appeal Board which are relatively similar to the subject in location, age, design, and features. However, the Board gave reduced weight to the appellant's comparables #2 and #3 along with board of review comparables #2 and #3 due to their larger dwelling sizes when compared to the subject.

The Board finds the best evidence of assessment equity to be the parties' remaining four comparables which are more similar in dwelling size when compared to the subject. These comparables have improvement assessments ranging from \$162,501 to \$180,839 or from \$54.10 to \$63.64 per square foot of living area. The subject's improvement assessment of \$163,731 or

\$60.28 per square foot of living area falls in the range established by the best comparables in this record. After considering adjustments to the comparables for differences when compared to the subject, the Board finds the appellants did not demonstrate with clear and convincing evidence that the subject's improvement was inequitably assessed and a reduction in the subject's assessment is not 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: September 21, 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

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

APPELLANT

Michael D & Karen A Krause Trusts, by attorney:
Brian P. Liston
Law Offices of Liston & Tsantilis, P.C.
33 North LaSalle Street
28th Floor
Chicago, IL 60602

COUNTY

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