



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

APPELLANT: Brian Wenk  
DOCKET NO.: 19-04301.001-R-1  
PARCEL NO.: 15-29-218-003

The parties of record before the Property Tax Appeal Board are Brian Wenk, 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:** \$29,431  
**IMPR.:** \$90,077  
**TOTAL:** \$119,508

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 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 2,241 square feet of living area. The dwelling was constructed in 1983 with a reported effective age of 1987. Features of the home include a concrete slab foundation, central air conditioning, and a 399 square foot garage. The property has a 7,171 square foot site and is located in Buffalo Grove, Vernon Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted a grid analysis on 10 comparable sales located within 0.93 of a mile from the subject property along with Multiple Listing Service (MLS) sheets on six of the 10 comparables. The comparables have sites that range in size from 6,237 to 12,000 square feet of land area and are improved with two-story dwellings of frame exterior construction that range in size from 1,842 to 2,372 square feet of living area. The dwellings were built from 1970 to 1983. The

MLS sheets reported a crawl space foundation for five of the comparables. Each comparable has central air conditioning and a garage ranging in size from 399 to 500 square feet of building area. Four comparables each have one fireplace. The properties sold from May 2018 to June 2019 for prices ranging from \$279,000 to \$379,000 or from \$128.91 to \$179.15 per square foot of living area, land included. Based on this evidence, the appellant requested the subject's assessment be reduced to \$119,508 which reflects a market value of \$358,560 or \$160.00 per square foot of living area, land included, when applying the statutory assessment level of 33.33%.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$130,498. The subject's assessment reflects a market value of \$396,771 or \$177.05 per square foot of living area, land included, when using the 2019 three year average median level of assessment for Lake County of 32.89% 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 0.15 of a mile from the subject property. Board of review comparable #1 is the same property as the appellant's comparable #10. The comparables have sites that range in size from 7,000 to 9,636 square feet of land area and are improved with two-story dwellings of frame exterior construction with either 1,757 or 1,842 square feet of living area. The homes were built in 1983. Three comparables each have a finished basement and each comparable has central air conditioning and a garage with either 399 or 420 square feet of building area. Two comparables each have one fireplace. The properties sold from May 2018 to June 2019 for prices ranging from \$330,000 to \$395,000 or from \$179.15 to \$214.44 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 met this burden of proof and a reduction in the subject's assessment is warranted.

The record contains 13 comparable sales for the Board's consideration as one comparable was common to both parties. The Board gives less weight to the appellant's comparables #2, #5, #7, #8, #9 and #10 along with the board of review comparables which differ from the subject in age, site size, dwelling size and/or have a finished basement when compared to the subject's slab foundation.

The Board finds the best evidence of market value to be the remaining comparables which are more similar to the subject in location, age, land area, design, dwelling size and features. These comparables sold from August 2018 to May 2019 for prices ranging from \$280,000 to \$379,000 or from \$128.19 to \$161.13 per square foot of living area, including land. The subject's assessment reflects a market value of \$396,771 or \$177.05 per square foot of living area, including land, which falls above the range established by the best comparable sales in this

record and does not appear to be justified, even though the subject has a newer effective age than all of the best comparable sales. After considering adjustments to the comparables for differences from the subject, the Board finds a reduction in the subject's assessment commensurate with the appellant's request 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:

December 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

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