



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

APPELLANT: Kimberly Dzien
DOCKET NO.: 19-04404.001-R-1
PARCEL NO.: 14-33-105-004

The parties of record before the Property Tax Appeal Board are Kimberly Dzien, 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: \$45,430
IMPR.: \$182,440
TOTAL: \$227,870

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 brick exterior construction with 3,865 square feet of living area. The dwelling was constructed in 1989. Features of the home include an unfinished walk-out basement, central air conditioning, two fireplaces and a 904 square foot garage. The property has a 59,198 square foot site with a water view and is located in Deer Park, Ela Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on five comparable sales located within 1.12 miles from the subject property. The comparables have sites that range in size from 46,830 to 66,312 square feet of land area and are improved with one-story or two-story dwellings of frame, brick or brick and frame exterior construction that range in size from 3,519 to 3,900 square feet of living area. The dwellings were built from 1865 to 1988 with the oldest property having an effective age of

1947. Each comparable has an unfinished basement with one being walk-out in design. Each comparable has central air conditioning, one fireplace and a garage ranging in size from 750 to 878 square feet of building area. The properties sold from June 2018 to April 2019 for prices ranging from \$358,000 to \$600,000 or from \$91.76 to \$168.35 per square foot of living area, land included. Based on this evidence, the appellant requested the subject's assessment be reduced to \$186,790 which reflects a market value of \$560,426 or \$145.00 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 \$227,870. The subject's assessment reflects a market value of \$692,825 or \$179.26 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 a grid analysis, property record cards on the subject and both parties' comparables along with an aerial map depicting the subject's location with a water view. The board of review submitted four comparable sales located within 1.14 miles from the subject property. The comparables have sites that range in size from 37,565 to 50,346 square feet of land area and are improved with two-story dwellings of frame, brick, or brick and frame exterior construction that range in size from 3,512 to 3,869 square feet of living area. The homes were built from 1982 to 1994. Each comparable has an unfinished basement with two being walk-out in design. Each comparable has central air conditioning, one to three fireplaces and a garage ranging in size from 682 to 1,607 square feet of building area. The properties sold from May 2019 to April 2020 for prices ranging from \$650,000 to \$702,000 or from \$177.05 to \$195.54 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 parties submitted nine comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparables #1 and #2 along with board of review comparables #1 and #4 which differ from the subject in age, design, garage size, are located greater than one mile from the subject and/or sold less proximate to the January 1, 2019 assessment date at issue.

The Board finds the best evidence of market value to be the remaining comparables which are more similar to the subject in location, age, design, dwelling size and most features. These comparables sold from June 2018 to July 2019 for prices ranging from \$518,000 to \$685,000 or from \$145.18 to \$192.20 per square foot of living area, including land. Board of review comparable #3 is most similar to the subject in dwelling size and basement features but has a

smaller site size. This property sold for \$685,000 or \$177.05 per square foot of living area, land included. The subject's assessment reflects a market value of \$692,825 or \$179.26 per square foot of living area, including land, which falls above the range established by the best comparable sales in this record on an overall basis and within the range on a per square foot basis. The subject's higher overall value appears justified given its larger dwelling size and site size with water view when compared to 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 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: 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

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

APPELLANT

Kimberly Dzien, by attorney:
Ronald Kingsley
Lake County Real Estate Tax Appeal, LLC
13975 W. Polo Trail Drive
#201
Lake Forest, IL 60045

COUNTY

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