



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

APPELLANT: Glenn Zomchek
DOCKET NO.: 19-04446.001-R-1
PARCEL NO.: 14-18-312-001

The parties of record before the Property Tax Appeal Board are Glenn Zomchek, the appellant, by attorney Brian S. Maher of Weis, DuBrock, Doody & Maher 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: \$33,582
IMPR.: \$170,788
TOTAL: \$204,370

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 3,524 square feet of living area.¹ The dwelling was constructed in 2005. Features of the home include a basement, central air conditioning, a fireplace and a 925 square foot garage. The property also has a 496 square foot inground swimming pool. The property has a 22,366 square foot site and is located in Lake Zurich, Ela Township, Lake County.

The appellant contends assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument, the appellant submitted information on three equity comparables, none of which are located within the subject's assessment neighborhood code. The

¹ The Board finds the best description of the subject property is found in its property record card provided by the board of review, which depicts the subject with an unfinished basement and an inground swimming pool, not reported by the appellant.

comparables are improved with two-story dwellings of wood siding exterior construction ranging in size from 3,139 to 3,867 square feet of living area. The dwellings were built from 1998 to 2005. The appellant reported that each comparable has a basement with finished area, central air conditioning and a garage that ranges in size from 420 to 837 square feet of building area. Two comparables each have a fireplace. The comparables have improvement assessments that range from \$128,429 to \$158,247 or from \$40.03 to \$42.18 per square foot of living area. Based on this evidence, the appellant requested the subject's improvement assessment be reduced to \$144,624 or \$41.04 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$204,370. The subject property has an improvement assessment of \$170,788 or \$48.46 per square foot of living area. In support of its contention of the correct assessment, the board of review submitted information on four equity comparables located within the same assessment neighborhood code as the subject property. The comparables are improved with two-story dwellings of frame, brick, brick and frame exterior construction ranging in size from 3,294 to 3,733 square feet of living area. The dwellings were built from 2002 to 2007. Each comparable has a basement, two of which have walk out designs. The comparables each have central air conditioning and a garage that ranges in size from 672 to 1,481 square feet of building area. Three comparables each have one to three fireplaces. One comparable has a shed. The comparables have improvement assessments that range from \$163,273 to \$183,943 or from \$47.38 to \$49.57 per square foot of living area. The board of review stated that the subject property has an inground swimming pool, a large patio, was purchased four months prior to the assessment date for a price of \$620,000 and is assessed under the purchase price. Based on this evidence, the board of review requested confirmation of the subject's assessment.

Conclusion of Law

The taxpayer contends assessment inequity as the 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 appellant did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The record contains a total of seven suggested equity comparables for the Board's consideration. The Board gives less weight to the appellant's comparables due to their dissimilar locations outside of the subject's neighborhood.

The Board finds the best evidence of assessment equity to be the comparables submitted by the board of review, which are located within the subject's neighborhood and are similar to the subject in dwelling size, design, age and features, except none of the comparables have an inground swimming pool like the subject. The comparables have improvement assessments that range from \$163,273 to \$183,943 or from \$47.83 to \$49.57 per square foot of living area. The subject's improvement assessment of \$170,788 or \$48.46 per square foot of living area falls within the range established by the best comparables in the record. After considering

adjustments to the comparables for differences when compared to the subject, the Board finds the appellant 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 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: January 18, 2022



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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