



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

APPELLANT: Edward Kriege
DOCKET NO.: 19-04465.001-R-1
PARCEL NO.: 12-28-401-001

The parties of record before the Property Tax Appeal Board are Edward Kriege, 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: \$142,891
IMPR.: \$249,051
TOTAL: \$391,942

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 1.75-story dwelling of brick and wood siding exterior construction with 3,200 square feet of living area. The dwelling was constructed in 1938. Features of the home include an unfinished basement, central air conditioning, three fireplaces and a 451 square foot garage. The property has a 20,390 square foot site and is located in Lake Forest, Shields Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument, the appellant submitted information on four comparable sales located from .09 to .72 of a mile from the subject property and within the same assessment neighborhood code as the subject. The comparables have sites that range in size from 13,630 to 24,600 square feet of land area. The comparables are improved with a 1-story, a 1.75-story and two, 2-story dwellings of brick, wood siding or brick and wood siding exterior construction ranging in size from 2,864 to 3,970 square

feet of living area. The dwellings were built from 1927 to 1977 with comparables #1 and #2 having reported effective ages of 1977 and 1946, respectively. The comparables each have a basement with a recreation room, central air conditioning and one to five fireplaces. Three comparables each have a garage that ranges in size from 357 to 750 square feet of building area and one comparable has a hot tub. The properties sold from June 2018 to March 2019 for prices ranging from \$1,050,000 to \$1,265,000 or from \$315.63 to \$427.37 per square foot of living area, including land.

Counsel for the appellant asserted that one of its comparables has a superior quality grade and one comparable is a ranch dwelling, which typically sell for more on a square foot basis than a 2-story (or in this case a 1.75-story) properties. The appellant also asserted that the sale of parcel #12-38-103-038, shown as comparable #4 in the grid analysis, involved parcel #12-18-103-039. The appellant provided the MLS listing sheet for comparable #4 which identified the property listed for sale as parcel #12-38-103-038 and also disclosed the dwelling was rehabbed in 2015.

Based on this evidence, the appellant requested the subject's assessment be reduced to \$337,556, which would reflect a market value of \$1,012,769 or \$316.49 per square foot of living area, including land, when using the statutory level of assessment of 33.33%.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$391,942. The subject's assessment reflects a market value of \$1,191,675 or \$372.40 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 three comparable sales located from .45 of a mile to 1.37 miles from the subject property, two of which are located within the same assessment neighborhood code as the subject. Board of review comparable #1 is the same property as the appellant's comparable #4. The comparables have sites that range in size from 10,060 to 21,440 square feet of land area. The comparables are improved with two-story dwellings of brick, wood siding or brick and wood siding exterior construction ranging in size from 2,870 to 3,656 square feet of living area. The dwellings were built in 1915 or 1928 with comparable #3 having a reported effective age of 1933. The comparables each have a basement, two of which have recreation rooms. Each comparable has central air conditioning, one or two fireplaces and a garage that ranges in size from 357 to 576 square feet of building area. The properties sold from December 2017 to September 2018 for prices ranging from \$1,241,500 to \$1,350,000 or from \$369.26 to \$463.41 per square foot of living area, including land. Based on this evidence, the board of review requested confirmation of the subject's assessment.

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 six suggested comparable sales for the Board's consideration, as one sale was common to both parties. The Board gives less weight to the appellant's comparables #1 and #3 which differ from the subject in age. Furthermore, the appellant's comparable #1 has a larger dwelling size than the subject and appellant's comparable #3 is a dissimilar 1-story design in contrast to the subject's 1.75-story design. The Board gives reduced weight to board of review comparable #3 due to its distant location from the subject being more than 1 mile away.

The Board finds the best evidence of market value to be the parties' remaining comparable sales, which includes the common sale. These comparables are relatively similar to the subject in location, dwelling size, design, age and some features. The comparables sold from December 2017 to January 2019 for prices ranging from \$1,070,000 to \$1,350,000 or from \$315.63 to \$427.37 per square foot of living area, including land. The subject's assessment reflects a market value of \$1,191,675 or \$372.40 per square foot of living area, including land, which falls within the range established by the best comparable sales in the record both in terms of overall market value and on a price per square foot basis. After considering adjustments to the comparables for differences from the subject, the Board finds no reduction in the subject's estimated market value as reflected by its assessment is 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:

February 15, 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

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

APPELLANT

Edward Kriege, 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