



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

APPELLANT: Randy Mickey
DOCKET NO.: 19-04621.001-R-1
PARCEL NO.: 16-08-103-007

The parties of record before the Property Tax Appeal Board are Randy Mickey, 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: \$78,111
IMPR.: \$107,741
TOTAL: \$185,852

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 wood siding exterior construction with 2,204 square feet of living area. The dwelling was constructed in 1985. Features of the home include a basement, central air conditioning, a fireplace and a 462 square foot garage. The property has a 13,400 square foot site and is located in Lake Forest, West Deerfield 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 the same assessment neighborhood code as the subject property. The comparables have sites that range in size from 13,400 to 15,000 square feet of land area. The comparables are improved with two-story dwellings of wood siding exterior construction ranging in size from 1,963 to 2,573 square feet of living area. The dwellings were built from 1984 to 1986. The appellant reported that each

comparable has an unfinished basement, central air conditioning, a fireplace and a garage that ranges in size from 437 to 544 square feet of building area. The properties sold from March 2018 to July 2019 for prices ranging from \$385,000 to \$769,000 or from \$196.13 to \$344.53 per square foot of living area, including land.

Counsel for the appellant provided MLS listing sheets for comparables #1, #3, #4 and #5. The listing sheets disclosed that comparables #3, #4 and #5 have finished basements and comparables #1 and #5 have dwellings that were rehabbed in 2016 and 2017, respectively.

Based on this evidence, the appellant requested the subject's assessment be reduced to \$185,852, which would reflect a market value of \$557,612 or \$253.00 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 \$199,123. The subject's assessment reflects a market value of \$605,421 or \$274.69 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 response to the appellant's evidence, the board of review noted that appellant's comparable #1 is located adjacent to railroad tracks and the highway as depicted in the attached aerial photograph.

In support of its contention of the correct assessment, the board of review submitted information three comparable sales located within the same assessment neighborhood code as the subject property. These three comparables are duplicates of the appellant's comparables #2, #5 and #4, respectively, which were previously described.

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 met this burden of proof and a reduction in the subject's assessment is warranted.

The record contains five suggested comparable sales for the Board's consideration, as three sales were common to both parties. The Board gives less weight to the appellant's comparable #1, due to its dissimilar location adjacent to railroad tracks and a highway when compared to the subject property. The Board also gives less weight to appellant's comparable #5/board of review comparable #2 as its sale appears to be an outlier when considering the other recent sales evidence in the record.

The Board finds the best evidence of market value to be the parties' remaining comparables, which includes two common sales. These comparables are relatively similar to the subject in location, dwelling size, design, age and some features. These three comparables sold from May 2018 to July 2019 for prices ranging from \$543,750 to \$615,000 or from \$214.75 to \$261.93 per square foot of living area, including land. The subject's assessment reflects a market value of \$605,421 or \$274.69 per square foot of living area, including land, which falls within the range established by the best comparable sales in the record in terms of overall market value but above the range on a price per square foot basis. However, after considering adjustments to the comparables for differences from the subject, the Board finds the subject's estimated market value as reflected by its assessment is excessive. Therefore, based on this record, the Board finds a reduction in the subject's assessment commensurate with the appellant's request 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

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