



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

APPELLANT: Edward Watts
DOCKET NO.: 19-04933.001-R-1
PARCEL NO.: 11-15-407-002

The parties of record before the Property Tax Appeal Board are Edward Watts, 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: \$53,611
IMPR.: \$166,039
TOTAL: \$219,650

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 one-story dwelling of brick exterior construction with 3,300 square feet of living area. The dwelling was constructed in 1974 and has an effective age of 2002. Features of the home include an unfinished basement, central air conditioning, two fireplaces and a 794 square foot garage. The property has a 39,054 square foot site and is located in Libertyville, Libertyville Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on three comparable sales located within 0.37 of a mile from the subject property. The comparables have sites that range in size from 42,127 to 181,648 square feet of land area and are improved with one-story dwellings of brick, frame or brick and frame exterior construction that range in size from 2,294 to 3,910 square feet of living area. The dwellings were built from 1953 to 1964 and have effective ages ranging from 1967 to 1970.

Each comparable has an unfinished basement, central air conditioning, one or two fireplaces and a garage ranging in size from 500 to 1,218 square feet of building area. The properties sold in May or July 2018 for prices ranging from \$377,000 to \$910,000 or from \$164.34 to \$232.74 per square foot of living area, land included. Based on this evidence, the appellant requested the subject's assessment be reduced to \$197,980 which reflects a market value of \$593,999 or \$180.00 per square foot of living area, land included, when applying 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 \$219,650. The subject's assessment reflects a market value of \$667,832 or \$202.37 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 with information on four comparable sales as comparable #4 was a duplicate of comparable #2. The four comparables are located within 0.46 of a mile from the subject property. Board of review comparables #2 and #5 are the same properties as the appellant's comparables #2 and #3, respectively. The comparables have sites that range in size from 40,510 to 181,650 square feet of land area and are improved with one-story or two-story dwellings of wood siding or brick and wood siding exterior construction that range in size from 2,626 to 3,910 square feet of living area. The homes were built from 1953 to 1969 with effective ages ranging from 1968 to 1974. Each comparable has an unfinished basement, central air conditioning, one or two fireplaces and a garage ranging in size from 473 to 1,218 square feet of building area. The properties sold from March 2018 to August 2019 for prices ranging from \$485,000 to \$910,000 or from \$184.69 to \$232.74 per square foot of living area, land included.

The board of review also submitted comments arguing the subject property had a permit for remodeling issued in 2016 with a permit amount totaling \$60,000 that was documented in the property record card submitted by the board of review. 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 record contains five comparable sales for the Board's consideration, as two comparables were common to both parties and one of the board of review's comparables was submitted twice. The Board gives less weight to the appellant's comparable #3/board of review comparable #5 along with board of review comparables #1 and #3 which differ from the subject in design and/or site size when compared to the subject property.

The Board finds the best evidence of market value to be the appellant's comparables #1 and #2/board of review comparable #2 which are similar to the subject in location, site size, design and some features but are significantly older in age/effective age and have smaller dwelling sizes when compared to the subject. These two comparables sold in July and May 2018 for prices of \$377,000 and \$565,000 or \$164.34 and \$194.69 per square foot of living area, including land. The subject's assessment reflects a market value of \$667,832 or \$202.37 per square foot of living area, including land, which is greater than the two best comparable sales in this record on both an overall and per square foot basis. Given the subject's newer effective age, its 2016 remodeling and larger dwelling size when compared to the two best comparables in the record, a higher overall and per square foot value appears appropriate. 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:

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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