



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

APPELLANT: Larry Rust
DOCKET NO.: 19-05330.001-R-1
PARCEL NO.: 15-20-302-012

The parties of record before the Property Tax Appeal Board are Larry Rust, 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: \$49,697
IMPR.: \$130,213
TOTAL: \$179,910

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 2,856 square feet of living area. The dwelling was constructed in 1990. Features of the home include an unfinished basement, central air conditioning, a fireplace and an 888 square foot garage. The property has a 49,676 square foot site and is located in Long Grove, Vernon 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 .47 miles from the subject. The comparables have sites that range in size from 44,740 to 59,491 square feet of land area and are improved with two-story dwellings of frame exterior construction that were built in 1989. The dwellings range in size from 2,918 to 3,448 square feet of living area. The comparables have basements with two having finished area. Each comparable has central air

conditioning, one fireplace, and a garage with either 696 or 858 square feet of building area. The appellant noted differences in features between the subject and the comparables. The comparables sold in June 2018 for prices ranging from \$545,000 to \$600,000 or from \$158.06 to \$193.11 per square foot of living area, including land. Based on this evidence, the appellant requested a reduction in the subject's assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$185,972. The subject's assessment reflects a market value of \$565,436 or \$197.98 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 five comparable sales located within .59 miles from the subject. Board of review comparable #1 is a duplicate of appellant's comparable #3. The comparables have sites ranging in size from 8,750 to 59,490 square feet of land area and are improved with two-story dwellings of wood siding or wood siding and brick exterior construction that were built from 1988 to 1997. The dwellings range in size from 2,626 to 3,108 square feet of living area and have basements with recreation rooms. Each comparable features central air conditioning and a garage ranging in size from 462 to 858 square feet of building area. Four comparables each have one fireplace and comparable #2 has an inground swimming pool. The comparables sold from January to August 2018 for prices ranging from \$550,000 to \$575,000 or from \$176.96 to \$212.30 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 met this burden of proof and a reduction in the subject's assessment is warranted.

The record contains seven suggested comparable sales for the Board's consideration, one of which is common to both parties. The Board gives less weight to board of review comparables #2 through #5 due to their significantly smaller sites when compared to the subject. In addition, comparable #2 has an inground swimming pool unlike the subject.

The Board finds the best evidence of the subject's market value to be the appellant's comparables which includes the common comparable. These comparables are more similar to the subject in location, site size, age, and most features. However, each comparable has larger dwelling size than the subject and two comparables have finished basement area unlike the subject's unfinished basement. These comparables sold in June 2018 for prices ranging from \$545,000 to \$600,000 or from \$158.06 to \$193.11 per square foot of living area, including land. The subject's assessment reflects a market value of \$565,436 or \$197.98 per square foot of living area, including land, which is within the range established by the best comparables in the record

on overall market value but above the range on a price per square foot basis. Based on this evidence and after considering adjustments to the best comparable sales for differences including dwelling size and basement finish when compared to the subject, the Board finds the appellant proved by a preponderance of the evidence that a reduction in the subject's assessment commensurate with the appellant's request is justified based on overvaluation.

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:

April 19, 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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