



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

APPELLANT: Edward Gobbo
DOCKET NO.: 19-07023.001-R-1
PARCEL NO.: 08-05-408-032

The parties of record before the Property Tax Appeal Board are Edward Gobbo, the appellant, by attorney Timothy C. Jacobs, of Kovitz Shifrin Nesbit in Mundelein; 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: \$5,295
IMPR.: \$23,904
TOTAL: \$29,199

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 aluminum siding exterior construction with 768 square feet of living area. The dwelling was constructed in 1954 and is 65 years old. Features of the home include an unfinished basement, central air conditioning and an approximately 6,270 square foot site located in Waukegan, Waukegan 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 in the same assessment neighborhood code as the subject and within 0.47 of a mile from the subject property. The comparables have sites that range in size from 6,000 to 6,320 square feet of land area and are improved with one-story dwellings of frame exterior construction each with 768 square feet of living area and 65 years old. Each comparable has an unfinished basement and two comparables have a garage with either 440 or 480 square feet of building area. The properties sold from

February to May 2019 for prices ranging from \$65,000 to \$86,000 or from \$91.15 to \$111.98 per square foot of living area, land included. Based on this evidence, the appellant requested the subject's assessment be reduced to \$24,491 which reflects a market value of \$73,480 or \$95.68 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 \$29,199. The subject's assessment reflects a market value of \$88,778 or \$115.60 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 four comparable sales located in the same assessment neighborhood code as the subject property. The comparables have sites that range in size from 6,040 to 8,870 square feet of land area and are improved with one-story dwellings of wood or aluminum siding exterior construction each with 768 square feet of living area and built in 1954. Each comparable has an unfinished basement and two comparables have either a 484 or 528 square foot garage. The properties sold in May or July 2018 for prices ranging from \$95,000 to \$110,000 or from \$123.70 to \$143.23 per square foot of living area, land included.

The board of review also submitted comments critiquing the appellant's comparables contending comparables #1 and #2 were not advertised sales and that comparable #3 was sold by the executor of an estate. In support of this contention, the board of review submitted copies of the PTAX-203 Real Estate Transfer Declarations for the appellant's comparables #1 and #2 which report these properties had not been advertised on the open market. 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 parties submitted seven comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparables #1 and #2 which, based on the PTAX-203 documents, were not advertised for sale on the open market and therefore lack an essential element of an arm's length transaction.

The Board finds the best evidence of market value to be the remaining comparables which are similar to the subject in location and nearly identical to the subject in age, design, dwelling size and other features. However, two comparables have a garage, which the subject lacks and the subject has central air conditioning, which each of the best comparables lack. These comparables sold from May 2018 to February 2019 for prices ranging from \$70,000 to \$110,000

or from \$104.17 to \$143.23 per square foot of living area, including land. The subject's assessment reflects a market value of \$88,778 or \$115.60 per square foot of living area, including land, which falls within the range established by the best comparable sales in this record. After considering appropriate 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: July 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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