



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

APPELLANT: Harvey Lease
DOCKET NO.: 19-08563.001-R-1
PARCEL NO.: 15-24-206-028

The parties of record before the Property Tax Appeal Board are Harvey Lease, the appellant, by attorney Robert Rosenfeld of Robert H. Rosenfeld and Associates, LLC in Chicago, 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: \$66,431
IMPR.: \$124,419
TOTAL: \$190,850

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 2018 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 is improved with a two-story dwelling of brick exterior construction with 2,862 square feet of living area. The dwelling was built in 1974 and is approximately 45 years old. Features of the home include a partial basement with a 368 square foot recreation room, central air conditioning, one fireplace, 2½ bathrooms, and an attached garage with 506 square feet of building area. The property has a site with approximately 21,340 square feet of land area and is located in Lincolnshire, Vernon Township, Lake County.

The appellant contends assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument the appellant submitted information on four equity comparables improved with two-story dwellings of brick exterior construction ranging in size from 2,512 to 3,196 square feet of living area. The dwellings range in age from 50 to 59 years old. Each property has an unfinished basement, central air conditioning, one fireplace, 2½

bathrooms, and a garage ranging in size from 484 to 528 square feet of building area. The comparables have the same assessment neighborhood code as the subject property and are located from approximately .34 to .79 of one mile from the subject property. The comparables have improvement assessments ranging from \$99,516 to \$128,232 or from \$39.62 to \$41.07 per square foot of living area, including land. The appellant requested the subject's improvement assessment be reduced to \$115,746.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$190,850. The subject property has an improvement assessment of \$124,419 or \$43.47 per square foot of living area.

In support of its contention of the correct assessment the board of review submitted information on five equity comparables improved with two-story dwellings of brick exterior construction ranging in size from 2,754 to 2,823 square feet of living area. The dwellings were built from 1973 to 1975. Each property a full basement with four having finished area ranging in size from 971 to 1,615 square feet. Additionally, each comparable has central air conditioning, one or two fireplaces, two or three full bathrooms, two half-bathrooms, and an attached garage with 456 square feet of building area. The comparables have the same assessment neighborhood code as the subject property and are located from approximately .03 to .15 of one mile from the subject property. The comparables have improvement assessments ranging from \$136,719 to \$143,542 or from \$48.81 to \$51.16 per square foot of living area, including land.

Conclusion of Law

The appellant contends assessment inequity as the basis of the appeal. When unequal treatment in the assessment process is the basis of the appeal, the inequity of the assessments must be proved by clear and convincing evidence. 86 Ill.Admin.Code §1910.63(e). Proof of unequal treatment in the assessment process should consist of documentation of the assessments for the assessment year in question of not less than three comparable properties showing the similarity, proximity and lack of distinguishing characteristics of the assessment comparables to the subject property. 86 Ill.Admin.Code §1910.65(b). The Board finds the appellant did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The Board finds the best evidence of assessment equity to be the comparables submitted by the board of review as these properties are more similar to the subject property than are the appellant's comparables in location, dwelling age and dwelling size. Four of the board of review comparables are superior to the subject in finished basement area; each comparable is superior to the subject in number of bathrooms; two comparables are superior to the subject in number of fireplaces; and one comparable is inferior to the subject in finished basement area. The board of review comparables have improvement assessments that range from \$136,719 to \$143,542 or from \$48.81 to \$51.16 per square foot of living area. The subject's improvement assessment of \$124,419 or \$43.47 per square foot of living area falls below the range established by the best comparables in this record but justified considering the differing amenities. The subject's improvement assessment is above the range established by the appellant's comparables on a per square foot of living area basis but justified considering the subject property has a dwelling that is slightly newer than the appellant's comparables and none of the appellant's comparables has finished basement area as does the subject property. Based on this record the Board finds the

appellant did not demonstrate with clear and convincing evidence that the subject's improvement was inequitably assessed and 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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