



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

APPELLANT: Bozena Baginska
DOCKET NO.: 19-08670.001-R-1
PARCEL NO.: 02-09-401-059

The parties of record before the Property Tax Appeal Board are Bozena Baginska, 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: \$15,214
IMPR.: \$62,878
TOTAL: \$78,092

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 2,496 square feet of living area. The dwelling was constructed in 1998 and is approximately 21 years old. Features of the home include an unfinished basement, central air conditioning, a fireplace, and a 510 square foot garage. The property has an approximately 12,640 square foot site and is located in Antioch, Antioch 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. The comparables are located from 0.06 to 0.14 of a mile from the subject and within the same assessment neighborhood code as the subject. The parcels range in size from 9,378 to 15,002 square feet of land area and are improved with two-story homes of wood siding exterior construction with either 2,540 or 2,856 square feet of living area. The dwellings are either 19 or 30 years old. Each home has a

basement, one of which has finished area, central air conditioning, one or three fireplaces, and a garage ranging in size from 484 to 864 square feet of building area. The comparables sold in April or June 2018 for prices ranging from \$190,000 to \$211,000 or from \$70.03 to \$74.80 per square foot of living area, including land.

Based on this evidence the appellant requested a reduction in the subject's assessment to \$60,655 which would reflect a market value of \$181,983 or \$72.91 per square foot of living area, including land, at 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 \$78,092. The subject's assessment reflects a market value of \$237,434 or \$95.13 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. The comparables are located from 0.12 to 0.29 of a mile from the subject and within the same assessment neighborhood code as the subject. The parcels range in size from 7,000 to 9,600 square feet of land area and are improved with two-story homes of wood siding exterior construction ranging in size from 2,536 to 2,764 square feet of living area. The dwellings were built from 1988 to 2002 with comparable #2 having an effective age of 1995. Each home has a basement, three of which have finished area, one or two fireplaces, and a garage ranging in size from 484 to 607 square feet of building area. Three homes have central air conditioning. The comparables sold from March 2018 to May 2019 for prices ranging from \$216,000 to \$280,500 or from \$85.02 to \$109.61 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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The record contains a total of seven comparable sales for the Board's consideration, which have varying degrees of similarity to the subject. These comparables sold from April 2018 to May 2019 for prices ranging from \$190,000 to \$280,500 or from \$70.03 to \$109.61 per square foot of living area, including land. The subject's assessment reflects a market value of \$237,434 or \$95.13 per square foot of living area, including land, which is within the range established by the best comparable sales in this record. Based on this evidence and after considering appropriate adjustments to the best 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:

May 17, 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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COUNTY

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