



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

APPELLANT: Joseph Karbowski
DOCKET NO.: 20-00471.001-R-1
PARCEL NO.: 14-29-205-020

The parties of record before the Property Tax Appeal Board are Joseph Karbowski, the appellant, by attorney Gregory Riggs, of Tax Appeals Lake County in Lake Zurich; 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: \$25,169
IMPR.: \$83,605
TOTAL: \$108,774

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 2020 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 part one-story and a part two-story dwelling of wood siding exterior construction with 1,765 square feet of living area.¹ The dwelling was constructed in 1988. Features of the home include an unfinished basement, central air conditioning, a fireplace and a 462 square foot garage. The property has an approximately 12,680 square foot site and is located in Lake Zurich, Ela Township, Lake County.

The appellant contends assessment inequity, with respect to the improvement assessment, as the basis of the appeal. In support of this argument, the appellant submitted information on five equity comparables located in the same assessment neighborhood code as the subject. The comparables are improved with two-story dwellings of frame exterior construction that range in

¹ The Board finds the best description of the subject dwelling was reported in the subject's property record card submitted by the board of review which contains a sketch of the subject improvement.

size from 1,765 to 1,974 square feet of living area. The homes were built from 1985 to 1989. Each comparable has an unfinished basement, central air conditioning and a garage ranging in size from 462 to 575 square feet of building area. Three comparables each have one fireplace. The comparables have improvement assessments that range from \$82,628 to \$91,218 or from \$46.21 to \$46.96 per square foot of living area. Based on this evidence, the appellant requested the subject's improvement assessment be reduced to \$81,980 or \$46.45 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$108,774. The subject has an improvement assessment of \$83,605 or \$47.37 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 located in the same assessment neighborhood code as the subject property. The comparables are described as improved with one-story dwellings² of wood siding exterior construction with either 1,739 or 1,765 square feet of living area. The homes were built from 1987 to 1990. Each comparable has an unfinished basement, central air conditioning and a 462 square foot garage. Three comparables each have one fireplace. The comparables have improvement assessments that range from \$84,247 to \$89,350 or from \$48.45 to \$51.38 per square foot of living area. Based on this evidence, the board of review requested the subject's assessment be confirmed.

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 parties submitted ten equity comparables for the Board's consideration. The Board gives less weight to the appellant's comparables #2, #3 and #5 along with board of review comparable #3 which differ from the subject in dwelling size and/or larger basement area when compared to the subject.

The Board finds the best evidence of assessment equity to be the remaining comparables which are more similar to the subject in location, age, dwelling size and other features. These comparables have improvement assessments that range from \$82,628 to \$89,350 or from \$46.81 to \$51.38 per square foot of living area. The subject's improvement assessment of \$83,605 or \$47.37 per square foot of living area falls within the range established by the best comparables in this record. After considering appropriate adjustments to the comparables for differences from

² The board of review comparables have ground floor area of 531 square feet with above ground area of 1,739 or 1,765 square feet, suggesting these are part two story dwellings.

the subject, 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:

October 18, 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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