



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

APPELLANT: Gayle Polovina
DOCKET NO.: 20-00655.001-R-1
PARCEL NO.: 13-10-401-029

The parties of record before the Property Tax Appeal Board are Gayle Polovina, 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 **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: \$37,367
IMPR.: \$167,154
TOTAL: \$204,521

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 2-story dwelling of brick exterior construction with 4,037 square feet of living area. The dwelling was constructed in 2005. Features of the home include an unfinished basement, central air conditioning, a fireplace, and a 883 square foot garage. The property has a 40,289 square foot site and is located in Lake Barrington, Cuba Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on four comparable sales presented in two grids. The comparables are located from 1.12 to 2.25 miles from the subject and within the same assessment neighborhood code as the subject. The parcels range in size from 41,902 to 46,065 square feet of land area and are improved with 2-story homes of brick or brick and frame exterior construction ranging in size from 3,758 to 4,108 square feet of living area. The dwellings were

built from 1990 to 1998. Each home has a basement with finished area, one of which is a walkout basement and one of which is a lookout basement. Other features include central air conditioning, two or three fireplaces, and a garage ranging in size from 689 to 936 square feet of building area. Comparable #1 has an inground swimming pool. The comparables sold from March 2019 to January 2020 for prices ranging from \$565,000 to \$780,000 or from \$144.58 to \$207.56 per square foot of living area, including land.

The appellant submitted a brief contending that comparables #2 and #3 were recently rehabbed as described in listing sheets for these properties presented by the appellant.

Based on this evidence the appellant requested a reduction in the subject's assessment to \$192,411 which would reflect a market value of \$577,291 or \$143.00 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 \$204,521. The subject's assessment reflects a market value of \$614,362 or \$152.18 per square foot of living area, land included, when using the 2020 three year average median level of assessment for Lake County of 33.29% as determined by the Illinois Department of Revenue.

In support of its contention of the correct assessment the board of review submitted information on three comparable sales. The comparables are located from 0.04 of a mile to 1.18 miles from the subject property and within the same assessment neighborhood code as the subject property. The parcels range in size from 40,120 to 72,710 square feet of land area and are improved with 2-story homes of brick and wood siding exterior construction ranging in size from 3,334 to 4,645 square feet of living area. The dwellings were built from 2001 to 2006. Each home has a basement, one of which has finished area, central air conditioning, a fireplace, and a garage ranging in size from 842 to 995 square feet of building area. The comparables sold in April 2019 and August 2020 for prices ranging from \$632,000 to \$710,000 or from \$152.85 to \$189.56 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. The Board gives less weight to the appellant's comparables #1 and #2 and the board of review's comparable #1, due to substantial differences from the subject in age, dwelling size, and/or inground swimming pool amenity.

The Board finds the best evidence of market value to be the appellant's comparables #3 and #4 and the board of review's comparables #2 and #3, which are relatively similar to the subject in dwelling size, lot size, age, location, and features, although three of these properties have finished basement area which is not a feature of the subject. These most similar comparables sold from April 2019 to August 2020 for prices ranging from \$605,000 to \$780,000 or from \$151.40 to \$207.56 per square foot of living area, including land. The subject's assessment reflects a market value of \$614,362 or \$152.18 per square foot of living area, including land, which is bracketed by the best comparable sales in this record in terms of total market value and on a price per square basis. 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:

August 23, 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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