



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

APPELLANT: Maciej Przeklasa
DOCKET NO.: 20-02365.001-R-1
PARCEL NO.: 11-32-107-013

The parties of record before the Property Tax Appeal Board are Maciej Przeklasa, the appellant, by Jessica Hill-Magiera, Attorney at Law 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 **A Reduction** 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: \$49,099
IMPR.: \$134,216
TOTAL: \$183,315

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 two-story dwelling of brick exterior construction with 3,293 square feet of living area. The dwelling was constructed in 1998. Features of the home include a basement, central air conditioning, a fireplace and a 649 square foot garage. The property has an approximately 9,840 square foot site and is located in Vernon Hills, Libertyville Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on six comparable sales located within 0.27 of a mile from the subject property. The comparables have sites that range in size from 9,375 to 13,339 square feet of land area and are improved with two-story dwellings of brick exterior construction that range in size from 3,124 to 3,293 square feet of living area. The dwellings were built in 1998 or 1999. Each comparable has a basement and a garage ranging in size from 440 to 649 square feet of building area. Five comparables have central air conditioning and four comparables have either

one or two fireplaces. The properties sold from June 2019 to May 2020 for prices ranging from \$450,000 to \$527,000 or from \$144.05 to \$160.04 per square foot of living area, land included. Based on this evidence, the appellant requested the subject's assessment be reduced to \$168,479 which reflects a market value of \$505,488 or \$153.50 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 \$192,007. The subject's assessment reflects a market value of \$576,771 or \$175.15 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 five comparable sales located within 0.26 of a mile from the subject property. The comparables have sites that range in size from 9,300 to 12,210 square feet of land area and are improved with two-story dwellings of brick exterior construction that range in size from 3,293 to 3,701 square feet of living area. The homes were built from 1997 to 1999. Each comparable has an unfinished basement, central air conditioning and a garage ranging in size from 620 to 649 square feet of building area. Four comparables have either one or two fireplaces. The properties sold from September 2019 to December 2020 for prices ranging from \$550,000 to \$610,000 or from \$152.35 to \$173.11 per square foot of living area, land included. Based on this evidence, the board of review requested the subject's assessment be confirmed.

In rebuttal, the appellant's attorney commented that each of the board of review's comparable sales are acceptable and that these sales support a reduction in the subject's assessment based on their sale price per square foot.

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 met this burden of proof and a reduction in the subject's assessment is warranted.

The parties submitted 11 comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparables #3, #4 and #5 along with board of review comparables #1, #4 and #5 which differ from the subject in dwelling size, lack of central air conditioning and/or a smaller garage size when compared to the subject.

The Board finds the best evidence of market value to be the remaining five comparables which are more similar to the subject in location, age, design, dwelling size and other features. These best comparables sold from August 2019 to June 2020 for prices ranging from \$460,000 to \$600,000 or from \$145.43 to \$173.11 per square foot of living area, including land. Most weight is given to board of review comparable #3 which is nearly identical to the subject and sold for \$550,000 or \$167.02 per square foot of living area, land included. The subject's assessment

reflects a market value of \$576,771 or \$175.15 per square foot of living area, including land, which falls within the range established by the best comparable sales in this record on an overall value basis and above the range on a per square foot basis but is above the sale price and price per square foot of the board of review's comparable #3. After considering appropriate adjustments to the comparables for differences from the subject, the Board finds a reduction in the subject's assessment is 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

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

Maciej Przeklasa, by attorney:
Jessica Hill-Magiera
Attorney at Law
790 Harvest Drive
Lake Zurich, IL 60047

COUNTY

Lake County Board of Review
Lake County Courthouse
18 North County Street, 7th Floor
Waukegan, IL 60085