



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

APPELLANT: Samuel Asch  
DOCKET NO.: 20-02461.001-R-1  
PARCEL NO.: 15-23-205-013

The parties of record before the Property Tax Appeal Board are Samuel Asch, 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:** \$53,343  
**IMPR.:** \$128,706  
**TOTAL:** \$182,049

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 and wood siding construction with 3,196 square feet of living area. The dwelling was constructed in 1963. Features of the home include an unfinished full basement, central air conditioning, a fireplace and an attached 484 square foot garage. The property has an approximately 21,340 square foot site and is located in Lincolnshire, Vernon 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 that are located from .35 to .99 of a mile from the subject. The comparables have sites ranging in size from 20,908 to 30,927 square feet of land area that are improved with 2-story dwellings containing from 2,883 to 2,952 square feet of living area. The dwellings were built from 1966 to 1975. Three comparables have full or partial basements, one of which has finished area, and one comparable is described as a partially

finished basement with a crawl-space foundation. The comparables have central air conditioning, one or two fireplaces and an attached garage ranging in size from 456 to 874 square feet of building area. The comparables sold from February to September 2019 for prices ranging from \$350,000 to \$488,000 or from \$121.07 to \$165.53 per square foot of living area, including land. Based on this evidence the appellant requested a reduction in the subject's assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$182,049. The subject's assessment reflects a market value of \$546,858 or \$171.11 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 that are located from .18 to .75 of a mile from the subject. The comparables have sites ranging in size from 20,040 to 37,030 square feet of land area that are improved with 1.5-story or 2-story dwellings containing from 2,905 to 3,319 square feet of living area. The dwellings were built from 1966 to 1976, with homes built in 1966 and 1972 having 1971 and 1979 effective ages. Four comparables have full or partial basements, three of which have finished area, and one comparable has a crawl-space foundation. The comparables have central air conditioning, one or two fireplaces and an attached garage ranging in size from 550 to 667 square feet of building area. The comparables sold from July 2019 to October 2020 for prices ranging from \$570,000 to \$710,000 or from \$180.15 to \$244.41 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 parties submitted a total of nine comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparables due to their smaller dwelling size, when compared to the subject. The Board also gives less weight to the board of review's comparables #3, #4 and #5, due to their smaller dwelling size, dissimilar 1.5-story style dwelling or their lack of a basement foundation, when compared to the subject. The Board finds the board of review's remaining comparables are similar to the subject in location, style, age, size and most features. The best comparables sold in July and September 2019 for prices of \$570,000 and \$625,000 or \$180.15 and \$189.45 per square foot of living area, including land. The subject's assessment reflects a market value of \$546,858 or \$171.11 per square foot of living area, including land, which falls below the market values of the best comparable sales in the record. Based on this evidence 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:

December 20, 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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