



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

APPELLANT: Timothy Klein
DOCKET NO.: 20-03171.001-R-1
PARCEL NO.: 11-18-204-035

The parties of record before the Property Tax Appeal Board are Timothy Klein, 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 **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: \$55,816
IMPR.: \$105,309
TOTAL: \$161,125

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 3,179 square feet of living area. The dwelling was built in 1987 and is approximately 33 years old. Features of the home include an unfinished basement, central air conditioning, one fireplace, and a 484 square foot garage. The subject property has an approximately 11,020 square foot site and is located in Libertyville, Libertyville Township, Lake County.

The appellants contend overvaluation as the basis of the appeal. In support of this argument, the appellants submitted information on four comparable sales with the same assessment neighborhood code as the subject and are located within 0.21 of a mile from the subject property. The comparables are improved with 2-story dwellings of brick exterior construction that are 33 or 34 years old. The dwellings have either 3,179 or 3,660 square feet of living area and are situated on sites that range in size from 10,105 to 17,363 square feet of land area. Each

comparable has an unfinished basement, central air conditioning, one fireplace, and a 484 or 552 square foot garage. The comparables sold from March 2019 to October 2020 for prices ranging from \$430,000 to \$515,000 or from \$117.49 to \$162.00 per square foot of living area, land included.

Based on this evidence, the appellant requested the subject's assessment be reduced to \$154,578 reflecting a market value of \$463,780 or \$145.89 per square foot of living area, including land, when using 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 \$181,328. The subject's assessment reflects an estimated market value of \$544,692 or \$171.34 per square foot of living area, land included, when applying the 2020 three-year average median level of assessment for Lake County of 33.29%.

In support of the subject's assessment, the board of review submitted information on five comparable sales located within 0.48 of a mile from the subject and with two of these comparables having the same assessment neighborhood code as the subject property. The comparables are improved with 2-story dwellings of brick or wood siding exterior construction that were built from 1986 to 1998 with comparables #1 and # 5 both having effective built dates of 1996. The dwellings range in size from 2,888 to 3,300 square feet of living area and are situated on sites that range in size from 10,660 to 17,810 square feet of land area. Each comparable has an unfinished basement, central air conditioning, one fireplace, and a 400 to 484 square foot garage. Comparable #5 has an inground swimming pool. The comparables sold from May 2019 to September 2020 for prices ranging from \$522,500 to \$653,500 or from \$180.92 to \$210.87 per square foot of living area, land included. Based on this evidence, the board of review requested confirmation of the subject's assessment.

Conclusion of Law

The appellants 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 record contains nine comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparable #1 as well as the board of review comparables which differ from the subject in dwelling size and/or are less proximate in location to the subject than the other comparables in the record being located in a different assessment neighborhood code than the subject. In addition, board of review comparable #5 has an inground swimming pool, not a feature of the subject.

The Board finds the best evidence of market value to be the appellant's comparables #2 through #4 which are similar to the subject in location, design, and age with identical dwelling, basement, and garage sizes as the subject. These comparables sold from March 2019 to October 2020 for prices ranging from \$482,500 to \$515,000 or from \$151.78 to \$162.00, land included. The

subject's assessment reflects an estimated market value of \$544,692 or \$171.34 per square foot of living area, land included, which falls above the range established by the best comparable sales in this record and is excessive. Based on the record, the Board finds the subject's estimated market value as reflected by its assessment is not supported and a reduction in the subject's assessment is warranted.

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

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: January 17, 2023



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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