



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

APPELLANT: Nancy Drabek
DOCKET NO.: 20-04289.001-R-1
PARCEL NO.: 05-04-401-010

The parties of record before the Property Tax Appeal Board are Nancy Drabek, 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: \$16,513
IMPR.: \$81,077
TOTAL: \$97,590

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 wood siding exterior construction with 1,952 square feet of living area. The dwelling was constructed in 1920 but has a 1956 effective age. Features of the home include an unfinished walkout basement, central air conditioning, a fireplace, a detached 720 square foot garage and a gazebo. The property has an approximately 8,910 square foot site and is located in Fox Lake, Grant Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on three comparable sales that are located from .06 of a mile to 1.33 miles from the subject. The comparables have sites ranging in size from 5,140 to 16,120 square feet of land area that are improved with 2-story dwellings of frame exterior construction ranging in size from 1,960 to 2,242 square feet of living area. The dwellings were built from 1932 to 1938 but have from 1954 to 1965 effective ages. The comparables have basements, one

of which is a walkout and two of which have finished area. Each comparable has central air conditioning and one comparable has a detached 1,040 square foot garage. The comparables sold from March 2018 to March 2020 for prices ranging from \$299,000 to \$330,000 or from \$134.56 to \$153.06 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 \$97,590. The subject's assessment reflects a market value of \$293,151 or \$150.18 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 four comparable sales that are located from .03 of a mile to 1.31 miles from the subject. The board of review's comparables #1 and #4 are the same properties as the appellant's comparables #3 and #1, respectively.¹ The comparables have sites ranging in size from 5,140 to 16,120 square feet of land area that are improved with 1-story, 1.5-story or 2-story dwellings of wood siding exterior construction ranging in size from 1,448 to 2,103 square feet of living area. The dwellings were built from 1932 to 1962 but have from 1940 to 1980 effective ages. Three comparables have basements, one of which is a walkout with finished area, and one comparable has a crawl-space foundation. Each comparable has central air conditioning, one comparable has a fireplace, and three comparables have an attached or detached garage ranging in size from 440 to 1,040 square feet of building area. One comparable has a metal utility shed. The comparables sold from April 2019 to July 2020 for prices ranging from \$250,000 to \$300,000 or from \$134.56 to \$176.51 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 five comparable sales for the Board's consideration, two of which were submitted by both parties. The Board gives less weight to the appellant's comparable #2 due to its sale date occurring greater than 21 months prior to the January 1, 2020 assessment date at issue. The Board also gives less weight to the board of review's comparables #2 and #3, due to their dissimilar crawl-space foundation and/or their dissimilar dwelling style

¹ The Board finds the parties' common comparable located at 72 Lake Lane has 2222 square feet of living area based on the supporting documentation submitted by the appellant. The parties also disagree as to whether their common comparable, located at 169 Riverside Island Drive, has finished basement area.

when compared to the subject. The Board finds the parties' remaining comparables, which are the parties' common comparables, have varying degrees of similarity to the subject. The best comparables sold in November 2019 and March 2020 for prices of \$299,000 and \$300,000 or \$134.56 and \$153.06 per square foot of living area, including land. The subject's assessment reflects a market value of \$293,151 or \$150.18 per square foot of living area, including land, which falls below the market values of the best comparables in the record on a total market value basis but between the market values on a per square foot basis. After considering adjustments to the best comparables for differences when compared to the subject, the Board finds the subject's estimated market value as reflected by its assessment is supported. Based on this evidence the Board finds a reduction in the subject's assessment is not 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: February 21, 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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