



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

APPELLANT: Nicholas Koch
DOCKET NO.: 20-05055.001-R-1
PARCEL NO.: 09-24-209-011

The parties of record before the Property Tax Appeal Board are Nicholas Koch, 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: \$10,518
IMPR.: \$79,967
TOTAL: \$90,485

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 vinyl siding exterior construction with 2,100 square feet of living area. The dwelling was built in 2001. Features of the home include a basement with finished area, central air conditioning, one fireplace, and a 441 square foot garage. The property has an approximately 10,240 square foot site and is located in Wauconda, Wauconda Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument, the appellant submitted information on five comparable sales located from 0.16 of a mile to 1.62 miles from the subject. The comparables have sites that range in size from 5,401 to 13,203 square feet of land area. The comparables are improved with 2-story dwellings ranging in size from 1,824 to 2,210 square feet of living area. The dwellings were built from 1977 to 2003 with effective years built from 1994 to 2003. Each comparable is reported to have an unfinished basement and one fireplace. Four comparables each have central air conditioning. Four

comparables each have a garage ranging in size from 440 to 505 square feet of building area. The properties sold from January to August 2019 for prices ranging from \$240,000 to \$274,900 or from \$112.90 to \$136.02 per square foot of living area, land included. The appellant provided supplemental notes to the appeal critiquing the land market value, garage size, and basement size of the comparables in comparison to the subject. Based on this evidence, the appellant requested an assessment reduction.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$90,485. The subject's assessment reflects a market value of \$271,808 or \$129.43 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 0.93 of a mile from the subject property. Board of review comparable #4 is the same property as the appellant's comparable #5, which was previously described. The four new comparables have sites that range in size from 7,500 to 12,110 square feet of land area. These comparables are improved with 2-story dwellings of wood siding, vinyl siding, or vinyl siding and brick exterior construction ranging in size from 1,952 to 2,654 square feet of living area. The dwellings were built from 2003 to 2005. Three comparables each have an unfinished basement with two being walkout style and one comparable has a crawl space foundation. Each comparable has central air conditioning, one fireplace, and a garage ranging in size from 460 to 640 square feet of building area. The properties sold from April 2019 to October 2020 for prices ranging from \$288,000 to \$390,000 or from \$132.72 to \$163.42 square foot of living area, land included. Based on this evidence, the board of review requested the subject's assessment be sustained.

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 nine suggested comparable sales for the Board's consideration, which includes the parties' one common comparable. The Board gives less weight to appellant comparables #2, #3, and #4 which are located over one mile from the subject and thus are less proximate in location to the subject than the other comparables in the record or lacks a garage, which is a feature of the subject. The Board also gives less weight to board of review comparables #1 and #3 which differ from the subject in dwelling size or lacks a basement, which is a feature of the subject.

The Board finds the best evidence of market value to be the parties' four remaining comparables, which includes the parties' common comparable. These comparables are overall more similar to the subject in location, design, age, dwelling size, and most features. The properties sold from

April 2019 to October 2020 for prices ranging from \$249,500 to \$319,000 or from \$112.90 to \$163.42 per square foot of living area, land included. The subject's assessment reflects a market value of \$271,808 or \$129.43 per square foot of living area, land included, which falls within the range established by the best comparable sales in the record. Based on the record and after considering adjustments to the best comparables for differences from the subject, the Board finds a reduction in the subject's estimated market value as reflected by its 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



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:

April 18, 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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