



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

APPELLANT: Eric Rickert
DOCKET NO.: 21-01132.001-R-1
PARCEL NO.: 09-12-404-022

The parties of record before the Property Tax Appeal Board are Eric Rickert, the appellant, by attorney Eric Feldman of Eric Feldman & Assoc. P.C. 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: \$25,833
IMPR.: \$87,489
TOTAL: \$113,322

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 2021 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 vinyl siding exterior construction with 3,748 square feet of living area. The dwelling was constructed in 2004. Features of the home include a basement with finished area, central air conditioning and a 546 square foot garage. The property has a 9,750 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 that have the same assessment neighborhood code as the subject and are located within .46 of a mile from the subject property. The comparables have sites that range in size from 9,910 to 16,410 square feet of land area. The comparables are improved with two-story dwellings of vinyl siding exterior construction ranging in size from 3,124 to 3,836 square feet of living area. The dwellings were built from 2003 to

2005. The comparables each have a basement, two of which have finished area. Each comparable has central air conditioning, a fireplace and a garage ranging in size from 520 to 580 square feet of building area. The comparables sold from January 2020 to February 2021 for prices ranging from \$220,000 to \$325,000 or from \$70.42 to \$95.93 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 \$113,322. The subject's assessment reflects a market value of \$340,818 or \$90.93 per square foot of living area, land included, when using the 2021 three-year average median level of assessment for Lake County of 33.25% 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 have the same assessment neighborhood code as the subject and are located within .47 of a mile from the subject property. The board of review's comparables #1 and #2 are the same properties as the appellant's comparables #5 and #1, respectively. The comparables have sites that range in size from 10,550 to 16,410 square feet of land area. The comparables are improved with two-story dwellings of vinyl siding exterior construction ranging in size from 3,584 to 3,836 square feet of living area. The dwellings were built from 2004 to 2011. The comparables each have a basement, two of which have finished area. Each comparable has central air conditioning, a fireplace and a garage ranging in size from 540 to 864 square feet of building area. The comparables sold from January 2020 to July 2021 for prices ranging from \$300,000 to \$415,000 or from \$78.21 to \$111.74 per square foot of living area, including land.

The board of review submitted a memorandum critiquing the appellant's comparables. The board of review argued that three of the appellant's comparables were 10% smaller in dwelling size with one of the comparables being more than 600 square feet smaller than the subject. The board of review asserted that the first four county comparables are of the same model type as the subject, two of which were also chosen by the appellant. The county's comparable dwelling #5 is within 5% of the subject's dwelling size but it is a different model type. The board of review contends the median of the four best county comparables indicate a price per square foot value of \$92.67, which would reflect a total assessment for the subject property of \$115,764.

Based on this evidence, the board of review requested no change in 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 record contains eight suggested comparable sales for the Board's consideration, as two sales were common to the parties. The Board has given less weight to the appellant's comparables #2, #3 and #4, as well as board of review comparable #5 due to their less similar dwelling sizes when compared to the subject. Furthermore, board of review comparable #5 is somewhat newer in age and has a larger garage size, when compared to the subject

The Board finds the best evidence of market value to be board of review comparables #1, #2, #3 and #4, which includes the two common comparables. The Board finds these comparables are overall more similar to the subject in dwelling size, design and age. However, three of the comparables have less finished basement area, if any, when compared to the subject, suggesting upward adjustments would be required to make these comparables more equivalent to the subject. Nevertheless, the comparables sold from January 2020 to July 2021 for prices ranging from \$300,000 to \$415,000 or from \$78.21 to \$111.74 per square foot of living area, including land. The subject's assessment reflects a market value of \$340,818 or \$90.93 per square foot of living area, including land, which falls within the range established by the best comparable sales in the record. Based on this record and after considering adjustments to the best comparables for differences when compared to the subject, the Board finds no reduction in the subject's estimated market value as reflected by its 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



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: June 27, 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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