



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

APPELLANT: Mike Schleich
DOCKET NO.: 21-01135.001-R-1
PARCEL NO.: 09-13-203-012

The parties of record before the Property Tax Appeal Board are Mike Schleich, 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: \$26,504
IMPR.: \$82,152
TOTAL: \$108,656

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 wood siding exterior construction with 3,180 square feet of living area. The dwelling was constructed in 2004. Features of the home include a walk-out basement, central air conditioning, a fireplace and a 580 square foot garage. The property has a 10,010 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 .44 of a mile from the subject property. The comparables have sites that range in size from 11,740 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 2,948 to 3,836 square feet of living area. The dwellings were built from

2003 to 2005. The comparables each have a basement, one of which has finished area. Each comparable has central air conditioning, a fireplace and a garage ranging in size from 500 to 546 square feet of building area. The comparables sold from January 2020 to February 2021 for prices ranging from \$220,000 to \$312,500 or from \$70.42 to \$91.18 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 \$108,656. The subject's assessment reflects a market value of \$326,785 or \$102.76 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 .36 of a mile from the subject property. The comparables have sites that range in size from 8,250 to 23,150 square feet of land area. The comparables are improved with two-story dwellings of vinyl siding or vinyl siding and brick exterior construction ranging in size from 3,144 to 3,226 square feet of living area. The dwellings were built from 2003 to 2007. The comparables each have a basement, one of which has finished area. Each comparable has central air conditioning and a garage ranging in size from 520 to 700 square feet of building area. Four comparables each have one fireplace. The comparables sold from September 2020 to August 2021 for prices ranging from \$315,000 to \$400,000 or from \$99.66 to \$123.99 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 four comparables are more than 10% different in dwelling size with two comparables being more than 600 square feet larger than the subject. The board of review argued that comparable #3 is located in an area with multi-family dwellings and townhouses that keep property values lower and comparable #4 is a short sale. The board of review contends that that there were other sales of non-distressed properties available that better represent the average home. The board of review asserted that the median and mode of the three best county comparables' that are model matches indicate a price per square foot value of \$110.06, which would reflect a total assessment for the subject property of \$116,652 and an estimated market value of \$350,833 or \$110.32 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.

Based on this evidence, the board of review requested an increase in the subject's total 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 ten suggested comparable sales for the Board's consideration. The Board has given less weight to the appellant's comparables #1 and #3, as well as board of review comparable #1 due to their larger dwelling sizes when compared to the subject and/or their finished basement areas, not a feature of the subject. The Board has also given less weight to board of review comparable #5 due to its larger site size when compared to the subject.

The Board finds the best evidence of market value to be the parties' six remaining comparables, which are similar to the subject in location, site size, dwelling size, design, age and some features. The comparables sold from June 2020 to May 2021 for prices ranging from \$220,000 to \$350,000 or from \$70.42 to \$110.06 per square foot of living area, including land. The subject's assessment reflects a market value of \$326,785 or \$102.76 per square foot of living area, including land, which falls within the range established by the best comparable sales in the record.

As to the board of review request to increase the subject's assessment based upon the sales of the county's same model dwellings, the Property Tax Appeal Board finds the subject's current assessment reflects an estimated market value that falls within the range established by the best comparable sales in the record. Although the Lake County Board of Review has requested an increase in the subject's total assessment to \$116,652 which would raise the estimated market value of the subject to \$350,833 or \$110.32 per square foot of living area, including land, this would place the subject above the six best comparables in the record both in terms of overall market and on a price per square foot basis.

On this record, the Property Tax Appeal Board finds the subject is not overvalued and no reduction nor increase in the assessment of the subject property

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

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

Mike Schleich, by attorney:
Eric Feldman
Eric Feldman & Assoc. P.C.
141 W. Jackson Blvd.
Suite 4100
Chicago, IL 60604

COUNTY

Lake County Board of Review
Lake County Courthouse
18 North County Street, 7th Floor
Waukegan, IL 60085