



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

APPELLANT: Herbert Straus  
DOCKET NO.: 21-01435.001-R-1  
PARCEL NO.: 06-29-400-077

The parties of record before the Property Tax Appeal Board are Herbert Straus, the appellant, by attorney Gregory Riggs of Tax Appeals Lake County in Lake Zurich; 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:** \$2,880  
**IMPR.:** \$44,937  
**TOTAL:** \$47,817

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 condominium unit of vinyl siding exterior construction with 1,448 square feet of living area. The condominium unit was constructed in 1994 and features a basement with finished area, central air conditioning, a fireplace and a 420 square foot garage. The property is located in Round Lake, Avon Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument, the appellant submitted information on four comparable sales that have the same assessment neighborhood code as the subject and are located within .16 of a mile from the subject property. The comparables are improved with two-story condominium units of vinyl siding exterior construction, each built in 1996 and containing either 1,448 or 1,485 square feet of living area. Comparable #3 has a concrete slab foundation and three comparables each have a basement with finished area. Each comparable has central air conditioning and a garage with either 367 or 420

square feet of building area. Comparable #2 has a fireplace. The comparables sold from October 2019 to November 2020 for prices ranging from \$111,500 to \$120,000 or from \$77.00 to \$82.87 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 \$47,817. The subject's assessment reflects a market value of \$143,811 or \$99.32 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.

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 .15 of a mile from the subject property. The comparables are improved with two-story condominium units of vinyl siding exterior construction that range in size from 1,150 to 1,408 square feet of living area. The condominium units were built from 1994 to 1998. Each comparable has a basement with finished area, central air conditioning and a garage ranging in size from 380 to 551 square feet of building area. The comparables sold from January 2020 to November 2021 for prices ranging from \$120,000 to \$151,000 or from \$97.84 to \$120.61 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 record contains nine suggested comparable sales for the Board's consideration. The Board has given less weight to the appellant's comparables #3 and #4 due to differences from the subject in foundation type or their sale date occurred in 2019, less proximate in time to the assessment date at issue than the other sales in the record. The Board has given reduced weight to board of review comparables #1, #3, #4 and #5 due to their smaller dwelling sizes when compared to the subject.

The Board finds the best evidence of market value to be the parties' remaining comparables, which sold more proximate in time to the assessment date at issue, are similar to the subject in location, and similar if not identical to the subject in dwelling size, design, age and some features. These three comparables sold from June 2020 to May 2021 for prices ranging from \$111,500 to \$145,000 or from \$77.00 to \$102.98 per square foot of living area, including land. The subject's assessment reflects a market value of \$143,811 or \$99.32 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 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:

October 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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