



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

APPELLANT: Kathleen Bruce
DOCKET NO.: 21-02313.001-R-1
PARCEL NO.: 14-22-201-042

The parties of record before the Property Tax Appeal Board are Kathleen Bruce, the appellant, by attorney Andrew J. Rukavina, of The Tax Appeal Company in Mundelein; 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: \$54,393
IMPR.: \$210,769
TOTAL: \$265,162

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 2-story dwelling of brick and wood siding exterior construction with 4,538 square feet of living area. The dwelling was constructed in 1990. Features of the home include a look out basement, central air conditioning, two fireplaces, an 800 square foot garage, and an inground swimming pool. The property has a 75,029 square foot site¹ and is located in Kildeer, Ela 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 located within 0.31 of a mile from the subject. The parcels range in size from 43,722 to 98,832 square feet of land area and are

¹ The parties differ regarding the subject's lot size. The Board finds the best evidence of lot size is found in the subject's property record presented by the board of review, which was not refuted by the appellant in written rebuttal.

improved with 2-story homes of brick or frame with brick exterior construction ranging in size from 3,833 to 4,520 square feet of living area. The dwellings were built from 1990 to 1996. Each home has a basement, central air conditioning, one or two fireplaces, and a 783 or an 864 square foot garage. The comparables sold from April 2018 to December 2020 for prices ranging from \$558,000 to \$730,000 or from \$145.58 to \$161.50 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 \$265,162. The subject's assessment reflects a market value of \$797,480 or \$175.73 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 located within 0.38 of a mile from the subject. Comparable #5 is the same property as the appellant's comparable #1. The parcels range in size from 42,930 to 94,630 square feet of land area and are improved with 2-story homes of brick, wood siding, or brick and wood siding exterior construction ranging in size from 3,712 to 4,294 square feet of living area. The dwellings were built from 1990 to 1998. Each home has a basement, one of which is a walkout, central air conditioning, one or two fireplaces, and a garage ranging in size from 690 to 873 square feet of building area. Comparable #1 has an inground swimming pool. The comparables sold from June 2020 to November 2021 for prices ranging from \$690,000 to \$915,000 or from \$160.69 to \$227.39 per square foot of living area, including land.

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 a total of seven comparable sales, with one common sale, for the Board's consideration. The Board gives less weight to the appellant's comparables #2 and #3 and the board of review's comparables #2, #3, and #4, due to substantial differences from the subject in dwelling size and/or which sold less proximate in time to the assessment date than the other comparables in this record.

The Board finds the best evidence of market value to be the appellant's comparable #1/board of review's comparable #5 and the board of review's comparable #1, which are similar to the subject in dwelling size, age, location, and features, although one comparable has a much smaller lot than the subject and lacks an inground swimming pool that is a feature of the subject,

suggesting upward adjustments to this comparable would be needed to make it more equivalent to the subject. These two most similar comparables sold for prices of \$690,000 and \$915,000 or for \$160.69 and \$227.39 per square foot of living area, including land, respectively. The subject's assessment reflects a market value of \$797,480 or \$175.73 per square foot of living area, including land, which is bracketed by the best comparable sales in this record. Based on this evidence and after considering appropriate adjustments to the best comparables for differences from the subject, the Board finds a reduction in the subject's assessment is not justified.

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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