



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

APPELLANT: Darlene & Glen Brin
DOCKET NO.: 21-02372.001-R-1
PARCEL NO.: 15-20-101-025

The parties of record before the Property Tax Appeal Board are Darlene & Glen Brin, the appellants, by attorney Robert Rosenfeld of Robert H. Rosenfeld & Associates, LLC 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: \$32,398
IMPR.: \$135,979
TOTAL: \$168,377

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellants 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 brick and frame exterior construction with 2,963 square feet of living area. The dwelling was constructed in 1986 and is approximately 35 years old. Features of the home include a basement with finished area, central air conditioning, a fireplace and an 816 square foot garage. The property also has a 580 square foot inground swimming pool.¹ The property has a 46,609 square foot site and is located in Long Grove, Vernon Township, Lake County.

The appellants contend assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument, the appellants submitted information on four equity comparables that have the same assessment neighborhood code as the subject and are located

¹ The subject's property record card presented by the board of review disclosed that subject property has an inground swimming pool, which was not reported by nor was it refuted by the appellants.

within .37 of a mile from the subject. The comparables are improved with two-story dwellings of wood siding exterior construction ranging in size from 2,904 to 3,190 square feet of living area. The dwellings are 34 to 36 years old. Each comparable has a basement, central air conditioning and a garage ranging in size from 440 to 840 square feet of building area. Two comparables each have a fireplace. The comparables have improvement assessments ranging from \$121,219 to \$132,954 or from \$41.13 to \$41.74 per square foot of living area. Based on this evidence, the appellants requested the subject's improvement assessment be reduced to \$123,083 or \$41.54 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$168,377. The subject property has an improvement assessment of \$135,979 or \$45.89 per square foot of living area.

In support of its contention of the correct assessment, the board of review submitted information on five equity comparables that have the same assessment neighborhood code as the subject and are located within .36 of a mile from the subject property. The comparables are improved with two-story dwellings of brick or frame exterior construction ranging in size from 2,296 to 2,840 square feet of living area. The dwellings were built from 1984 to 1998. The comparables each have a basement, four of which have finished area. Each comparable has central air conditioning, one or two fireplaces and a garage ranging in size from 480 to 1,012 square feet of building area. Comparable #5 has a gazebo and hot tubs. The comparables have improvement assessments ranging from \$115,052 to \$138,333 or from \$45.96 to \$50.58 per square foot of living area. Based on this evidence, the board of review requested confirmation of the subject's assessment.

Conclusion of Law

The taxpayers contend assessment inequity as the basis of the appeal. When unequal treatment in the assessment process is the basis of the appeal, the inequity of the assessments must be proved by clear and convincing evidence. 86 Ill.Admin.Code §1910.63(e). Proof of unequal treatment in the assessment process should consist of documentation of the assessments for the assessment year in question of not less than three comparable properties showing the similarity, proximity and lack of distinguishing characteristics of the assessment comparables to the subject property. 86 Ill.Admin.Code §1910.65(b). The Board finds the appellants did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The record contains a total of nine suggested equity comparables for the Board's consideration. The Board has given less weight to the appellants' comparables due to their lack of finished basement area, a feature of the subject. The Board has given reduced weight to board of review comparables #3, #4 and #5 due to their smaller dwelling sizes when compared to the subject. Furthermore, board of review comparable #4 differs from the subject in age and lacks finished basement area, unlike the subject.

The Board finds the best evidence of assessment equity to be board of review comparables #1 and #2, which are similar to the subject in location, dwelling size, design, age, finished basement area and some features. However, the Board finds neither comparable has an inground swimming pool like the subject, suggesting upward adjustments would be required to make them

more equivalent to the subject. Nevertheless, the comparables have improvement assessments of \$130,513 and \$138,333 or \$45.96 and \$48.83 per square foot of living area, respectively. The subject's improvement assessment of \$135,979 or \$45.89 per square foot of living area is bracketed by the two best comparables in the record in terms of overall improvement assessment but below these comparables on a square foot basis. After considering adjustments to the best comparables for differences when compared to the subject, the Board finds the appellants did not demonstrate with clear and convincing evidence that the subject's improvement was inequitably assessed and 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:

July 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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