



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

APPELLANT: William & Joyce Hui
DOCKET NO.: 21-03712.001-R-1
PARCEL NO.: 04-16-201-011

The parties of record before the Property Tax Appeal Board are William & Joyce Hui, the appellants, by Jessica Hill-Magiera, Attorney at Law 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: \$9,610
IMPR.: \$93,200
TOTAL: \$102,810

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 1-story dwelling of brick exterior construction with 2,750 square feet of living area. The dwelling was constructed in 1985. Features of the home include a basement, central air conditioning, two fireplaces and a 579 square foot garage. The property has an 18,000 square foot site and is located in Winthrop Harbor, Benton Township, Lake County.

The appellants contend assessment inequity with respect to the improvement assessment as the basis of the appeal. In support of this argument, the appellants submitted information on three comparables located in the same assessment neighborhood code as the subject and within .92 of a mile from the subject. The comparables are 1-story dwellings of wood siding or brick exterior construction that range in size from 2,504 to 2,976 square feet of living area. The dwellings were built from 1977 to 1991. Each comparable is reported to have a basement, central air

conditioning and a garage ranging in size from 676 to 1,152 square feet of building area. Two comparables each have one or two fireplaces. The comparables have improvement assessments that range from \$70,970 to \$99,261 or from \$27.72 to \$33.35 per square foot of living area. Based on this evidence, the appellants requested a reduction in the subject's improvement assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$102,810. The subject has an improvement assessment of \$93,200 or \$33.89 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 located in the same assessment neighborhood code as the subject property. Comparable #1 is identical to appellant's comparable #3. The comparables are described as 1-story dwellings of wood siding or log exterior construction ranging in size from 2,369 to 2,976 square feet of living area. The homes were built from 1988 to 1991. Each comparable has a basement, central air conditioning and a garage ranging in size from 563 to 1,164 square feet of building area. Four comparables each have one fireplace. The comparables have improvement assessments that range from \$80,453 to \$99,261 or from \$33.35 to \$34.25 per square foot of living area. Based on this evidence, the board of review requested the subject's assessment be confirmed.

In written rebuttal, the counsel for the appellants contends the county equity comparables #2 through #5 are not comparable due to differences in location or dwelling size when compared to the subject.

Conclusion of Law

The appellants 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 parties submitted seven equity comparables for the Board's consideration, one of which is a common comparable. The Board gives less weight to board of review comparable #4 which is less similar in dwelling size when compared to the subject.

The Board finds the best evidence of assessment equity to be the remaining comparables which includes the common comparable. These comparables have varying degrees of similarity to the subject in location, age, dwelling size, and features. The Board recognizes board of review comparables #2, #3 and #5 are located over 1 mile from the subject but they have the same assessment neighborhood code as the subject and are more similar to the subject in age and dwelling size than the appellants' comparables. Nevertheless, the comparables have improvement assessments that range from \$70,970 to \$99,261 or from \$27.72 to \$34.25 per

square foot of living area. The subject's improvement assessment of \$93,200 or \$33.89 per square foot of living area falls within the range established by the best comparables in this record. After considering appropriate adjustments to the comparables for differences from 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:

December 19, 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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