



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

APPELLANT: James Polacek  
DOCKET NO.: 21-03760.001-R-1  
PARCEL NO.: 13-11-200-284

The parties of record before the Property Tax Appeal Board are James Polacek, the appellant, by attorney Ronald Kingsley, of Lake County Real Estate Tax Appeal, LLC in Lake Forest; 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:** \$16,745  
**IMPR.:** \$89,175  
**TOTAL:** \$105,920

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 condominium unit of wood siding exterior construction with 1,717 square feet of living area. The dwelling was constructed in 1988. Features of the home include a concrete slab foundation, central air conditioning, a fireplace, and a 441 square foot garage. The property has a 1,717 square foot site and is located in Lake Barrington, Cuba 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 located from 0.31 of a mile to 1.03 miles from the subject. The comparables have 1,777 or 1,879 square foot sites that are improved with 2-story dwellings of frame exterior construction with 1,777 or 1,879 square feet of living area. The homes were built from 1976 to 1990. Each home has walkout or a lookout basement with finished area, central air conditioning, one or two fireplaces, and a 420 or a 437 square foot

garage. The comparables sold from February 2020 to January 2021 for prices ranging from \$250,000 to \$319,000 or from \$133.05 to \$170.51 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 \$105,920. The subject's assessment reflects a market value of \$318,556 or \$185.53 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 0.49 of a mile from the subject. The parcels range in size from 1,760 to 1,870 square feet of land area and are improved with 2-story condominium units of wood siding exterior construction ranging in size from 1,754 to 1,873 square feet of living area. The dwellings were built from 1985 to 1994. Each home has a basement with finished area, three of which are walkouts, central air conditioning, two fireplaces, and a garage ranging in size from 396 to 452 square feet of building area. The comparables sold from April 2020 to August 2021 for prices ranging from \$377,500 to \$452,000 or from \$201.55 to \$253.22 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 a total of ten comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparables #1, #3, and #4 and the board of review's comparable #5, which are less similar to the subject in dwelling size than other comparables in this record. The Board gives less weight to the appellant's comparable #2, which is located more than one mile from the subject.

The Board finds the best evidence of market value to be the appellant's comparable #5 and the board of review's comparables #1 through #4, which are similar to the subject in dwelling size, age, location, site size, and some features, although these comparables have basements with finished area compared to the subject's concrete slab foundation, suggesting downward adjustments to these properties would be needed to make them more equivalent to the subject. These most similar comparables sold for prices ranging from \$303,000 to \$452,000 or from \$170.51 to \$253.22 per square foot of living area, including land. The subject's assessment reflects a market value of \$318,556 or \$185.53 per square foot of living area, including land, which is within the range established by the best comparable sales in this record and is below each of the board of review's comparables #1 through #4. 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:

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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COUNTY

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