



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

APPELLANT: Sean Gay
DOCKET NO.: 21-03986.001-R-1
PARCEL NO.: 11-21-410-006

The parties of record before the Property Tax Appeal Board are Sean Gay, 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: \$68,702
IMPR.: \$156,854
TOTAL: \$225,556

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 dwelling of wood siding exterior construction with 2,749 square feet of living area. The dwelling was constructed in 2006. Features of the home include a full unfinished basement, central air conditioning, a fireplace and a 656 square foot garage. The property has a 9,711 square foot site and is located in Libertyville, Libertyville 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 located in the subject's neighborhood code and within .15 of a mile from the subject. In a brief, the appellant noted three of the comparables have additional bath fixtures over the subject's bath fixture count, one has an additional fireplace and comparable #1 has a larger basement than the subject. Furthermore, each comparable has partial brick exterior construction whereas the subject does not. The

comparable parcels range in size from 7,561 to 9,721 square feet of land area and are each improved with a two-story dwelling of frame and brick exterior construction. The homes were built from 1950 to 2017, with the oldest home having a reported effective age of 1993. The dwellings range in size from 2,392 to 3,174 square feet of living area. Each dwelling has a basement, central air conditioning and a garage ranging in size from 440 to 567 square feet of building area. Two of the homes each have one and two fireplaces, respectively. The comparables sold from January 2020 to April 2021 for prices ranging from \$480,000 to \$680,000 or from \$188.38 to \$214.24 per square foot of living area, including land.

Based on this evidence, the appellant requested a reduced total assessment to \$192,411 which would reflect a market value of \$577,291 or \$210.00 per square foot of living area, including land, when applying the statutory level of assessment of 33.33%.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$225,556. The subject's assessment reflects a market value of \$678,364 or \$246.77 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 none of which are located in the same assigned assessment neighborhood code as the subject. The comparable properties are situated from .2 to .38 of a mile from the subject. The properties are improved with two-story dwellings of brick, wood siding, or wood siding and brick exterior construction. The homes were built from 2004 to 2013 and range in size from 2,814 to 3,429 square feet of living area. Each dwelling has a basement, central air conditioning, one to three fireplaces and a garage ranging in size from 467 to 704 square feet of building area. The comparables sold from May 2020 to September 2021 for prices ranging from \$765,000 to \$900,000 or from \$233.52 to \$314.50 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 parties submitted a total of nine comparable sales with varying degrees of similarity to the subject to support their respective positions before the Property Tax Appeal Board. The Board has given reduced weight to appellant's comparables #2, #3 and #4 along with board of review comparable #4 due to their differing dates of construction/effective age when compared to the subject dwelling. The Board has also given reduced weight to board of review comparables #3

and #5 due to differences in dwelling size and/or exterior construction when compared to the subject.

The Board finds the best evidence of market value to be appellant's comparable sale #1 along with board of review comparable sales #1 and #2 which are more similar to the subject in age, dwelling size and several features. These most similar comparables sold from December 2020 to September 2021 for prices ranging from \$578,500 to \$885,000 or from \$188.38 to \$314.50 per square foot of living area, including land. The subject's assessment reflects a market value of \$678,364 or \$246.77 per square foot of living area, including land, which is within the range established by the best comparable sales in this record. Based on this evidence and after considering appropriate adjustments to the best comparables for differences when compared to 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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