



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

APPELLANT: Richard Stark
DOCKET NO.: 21-04325.001-R-1
PARCEL NO.: 09-21-307-029

The parties of record before the Property Tax Appeal Board are Richard Stark, 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 ***a reduction*** 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: \$18,543
IMPR.: \$97,832
TOTAL: \$116,375

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 part 2-story and part 1-story dwelling of wood siding exterior construction with 3,016 square feet of living area.¹ The dwelling was constructed in 1947 but has a 1983 effective age. Features of the home include an unfinished basement, central air conditioning, a fireplace and an attached 672 square foot garage. The property has an 14,810 square foot site and is located in Island Lake, Wauconda 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 that are located from .38 to .75 of a mile from the subject. The comparables have sites ranging in size from 10,032 to 39,552 square feet of land area that are improved with 2-story dwellings ranging in size from 2,360 to 2,824

¹ The Board finds the best description of the subject property was its Property Record Card (PRC) submitted by the board of review.

square feet of living area. The dwellings were built from 1990 to 1999. The comparables have basements, one of which has finished area, central air conditioning and a garage ranging in size from 447 to 600 square feet of building area. Three comparables each have a fireplace. The comparables sold from March 2019 to April 2021 for prices ranging from \$260,000 to \$325,000 or from \$110.17 to \$118.64 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 \$123,095. The subject's assessment reflects a market value of \$370,211 or \$122.75 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 four comparable sales that are located from .43 to .75 of a mile from the subject. The board of review's comparable #3 is the same property as the appellant's comparable #2. The comparables have sites ranging in size from 10,100 to 47,480 square feet of land area that are improved with 2-story dwellings of vinyl siding or aluminum siding exterior construction ranging in size from 1,908 to 2,824 square feet of living area. The board of review did not disclose the story-height, dwelling size and age for comparable #1. Three dwellings were built from 1991 to 1999. Three comparables have basements, one of which has finished area and one of which has a walkout, and one comparable has a crawl-space foundation. Three comparables have central air conditioning, one comparable has a fireplace and each comparable has an attached garage ranging in size from 380 to 672 square feet of building area. The comparables sold from April to October 2021 for prices ranging from \$325,000 to \$368,000 or from \$115.08 to \$173.69 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 met this burden of proof and a reduction in the subject's assessment is warranted.

The parties submitted a total of eight comparable sales for the Board's consideration, one of which was submitted by both parties. The Board finds none of the parties' comparables are particularly similar to the subject. Nevertheless, the Board gives less weight to the appellant's comparables #1, #3, #4 and #5, due to their sale date occurring greater than 13 months prior to the January 1, 2021 assessment date at issue. The Board also gives less weight to the board of review's comparable #1 due to the lack of information as to its story-height, dwelling size and age when compared to the subject. The Board finds the parties' remaining comparables, which includes the parties' common comparable, have varying degrees of similarity to the subject.

However, each of the parties' best comparables have a larger site, a newer dwelling and a larger basement when compared to the subject, albeit two have significantly smaller dwellings. Nevertheless, the best comparables sold from April to October 2021 for prices ranging from \$325,000 to \$368,000 or from \$115.08 to \$173.69 per square foot of living area, including land. The subject's assessment reflects a market value of \$370,211 or \$122.75 square foot of living area, including land, which falls above the range established by the best comparables in the record on a total market value basis but within the range on a per square foot basis. However, after considering adjustments to the best comparables for differences when compared to the subject, the Board finds the subject's higher total estimated market value as reflected by its assessment is excessive. Based on this evidence the Board finds a reduction in the subject's assessment is warranted.

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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