



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

APPELLANT: Fred Brostoff
DOCKET NO.: 21-04454.001-R-1
PARCEL NO.: 14-13-201-043

The parties of record before the Property Tax Appeal Board are Fred Brostoff, 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: \$39,913
IMPR.: \$132,668
TOTAL: \$172,581

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 one-story dwelling of brick exterior construction with 2,738 square feet of living area. The dwelling was constructed in 1989. Features of the home include a basement, central air conditioning, a fireplace and a 600 square foot garage. The property has an approximately 12,053 square foot site and is located in Long Grove, Ela Township, Lake County.¹

The appellant contends overvaluation as the basis of the appeal. In support of this argument, the appellant submitted information on four comparable sales that have the same assessment neighborhood code as the subject and are located within .52 of a mile from the subject property.

¹ The parties differ as to the size of the subject site. The Board finds the best evidence of size is found in the subject's property record card provided by the board of review.

The comparables have sites that range in size from 7,175 to 13,696 square feet of land area. The comparables are improved with two-story dwellings of frame or brick and frame exterior construction ranging in size from 2,634 to 3,208 square feet of living area. The dwellings were built from 1987 to 1997. Each comparable has a basement, central air conditioning, one or two fireplaces and a garage ranging in size from 621 to 704 square feet of building area. The comparables sold from June to December 2020 for prices ranging from \$370,000 to \$545,000 or from \$125.17 to \$177.58 per square foot of living area, including land. Based on this evidence, the appellant requested the subject's assessment be reduced to \$155,138, which would reflect a market value of \$465,461 or \$170.00 per square foot of living area, including land, when using 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 \$172,581. The subject's assessment reflects a market value of \$519,041 or \$189.57 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 that are located within .79 of a mile from the subject property and four comparables each have the same assessment neighborhood code as the subject. The comparables have sites that range in size from 7,970 to 48,690 square feet of land area. The comparables are improved with one-story dwellings of brick, wood siding or brick and wood siding exterior construction ranging in size from 2,417 to 3,584 square feet of living area. The dwellings were built from 1989 to 2002. The comparables each have a basement, one of which is a walk-out. Each comparable has central air conditioning, one to three fireplaces and a garage ranging in size from 600 to 960 square feet of building area. The comparables sold from May to October 2021 for prices ranging from \$495,000 to \$705,000 or from \$150.87 to \$217.21 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 nine suggested comparable sales for the Board's consideration. The Board has given less weight to the appellant's comparables due to differences from the subject in story height and/or dwelling size. The Board has given reduced weight to board of review comparables #1, #2 and #5 which differ from the subject in dwelling size and/or age. Additionally, board of review comparable #1 has a considerably larger site size, when compared to the subject.

The Board finds the best evidence of market value to be board of review comparables #3 and #4, which are overall more similar to the subject in location, site size, dwelling size, design, age and some features. These two comparables sold in June and August 2021 for prices of \$545,000 and \$525,000 or for \$199.93 and \$217.21 per square foot of living area, including land, respectively. The subject's assessment reflects a market value of \$519,041 or \$189.57 per square foot of living area, including land, which falls below the two best comparable sales in the record. Based on this record and after considering 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:

November 21, 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

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

Fred Brostoff, by attorney:
Ronald Kingsley
Lake County Real Estate Tax Appeal, LLC
13975 W. Polo Trail Drive
#201
Lake Forest, IL 60045

COUNTY

Lake County Board of Review
Lake County Courthouse
18 North County Street, 7th Floor
Waukegan, IL 60085