



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

APPELLANT: Joseph Neary
DOCKET NO.: 21-04470.001-R-1
PARCEL NO.: 06-02-403-006

The parties of record before the Property Tax Appeal Board are Joseph Neary, 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: \$8,801
IMPR.: \$39,594
TOTAL: \$48,395

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 1,018 square feet of living area.¹ The dwelling was constructed in 1956. Features of the home include a crawl space foundation, central air conditioning, a 260 square foot garage and a 192 square foot metal utility shed. The property has a 9,030 square foot site and is located in Lindenhurst, Lake Villa Township, Lake County.

The appellant contends assessment inequity with respect to the improvement as the basis of the appeal. In support of this argument, the appellant submitted information on 12 equity comparables that have the same assessment neighborhood code as the subject and are located

¹ The parties differ as to the exterior construction of the subject dwelling. The Board finds the best description of the subject is found in the subject's property record card provided by the board of review which depicts the subject with a brick exterior and also revealed the subject has a metal utility shed, which was not refuted by the appellant.

from .05 of a mile to 1.20 miles from the subject property. The comparables are improved with one-story dwellings of wood frame exterior construction ranging in size from 970 to 1,048 square feet of living area. The dwellings were built from 1953 to 1958. Seven comparables each have central air conditioning and each comparable has a garage ranging in size from 216 to 308 square feet of building area. The comparables have improvement assessments ranging from \$33,740 to \$37,221 or from \$34.53 to \$35.79 per square foot of living area.

Based on this evidence, the appellant requested the subject's improvement assessment be reduced to \$35,829 or \$35.20 per square foot of living area.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$48,395. The subject property has an improvement assessment of \$39,594 or \$38.89 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 that have the same assessment neighborhood code as the subject and are located within .75 of a mile from the subject property. The comparables are improved with one-story dwellings of wood siding or brick and wood siding exterior construction ranging in size from 936 to 1,056 square feet of living area. The dwellings were built from 1955 to 1970. Each comparable has a crawl space foundation, central air conditioning and a garage ranging in size from 240 to 567 square feet of building area. Three comparables each have a fireplace. The comparables have improvement assessments ranging from \$37,566 to \$46,267 or from \$39.67 to \$42.18 per square foot of living area.

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 17 suggested equity comparables for the Board's consideration. The Board has given less weight to the appellant's comparables #1, #2, #6, #7, #9 and #12 due to their distant location from the subject being more than one mile away or their lack of central air conditioning, a feature of the subject. The Board has given reduced weight to board of review comparables #3 and #5 due to differences from the subject in dwelling size or age.

The Board finds the best evidence of assessment equity to be the parties' remaining comparables which are similar to the subject in location, dwelling size, design, age and some features. These best comparables have improvement assessments that range from \$33,740 to \$42,261 or from \$34.62 to \$42.18 per square foot living area. The subject's improvement assessment of \$39,594 or \$38.89 per square foot of living area falls within the range established by the best comparables in the record. After considering adjustments to the best comparables for differences when

compared to the subject, the Board finds the appellant 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:

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

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