



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

APPELLANT: Vince Clemens
DOCKET NO.: 22-00599.001-R-1
PARCEL NO.: 14-06-201-006

The parties of record before the Property Tax Appeal Board are Vince Clemens, the appellant, by attorney Robert Rosenfeld of Robert H. Rosenfeld & Associates, LLC in Northbrook; 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: \$37,836
IMPR.: \$149,636
TOTAL: \$187,472

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 2022 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 3,505 square feet of living area. The dwelling was constructed in 1980 and is approximately 42 years old. Features of the home include a basement, central air conditioning, four full-baths, one half-bath, a fireplace, a 1,185 square foot garage and a 684 square foot inground swimming pool.¹ The property has an approximately 48,100 square foot site and is located in Hawthorn Woods, Ela 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 four equity comparables that have the same assessment neighborhood code as the subject and are located from 1.15 to 1.36 miles from the subject property. The comparables are improved with two-

¹ Additional descriptive information regarding the subject is found in the evidence presented by the board of review.

story dwellings of brick or wood siding exterior construction ranging in size from 3,223 to 4,157 square feet of living area. The dwellings are 32 or 35 years old. The comparables each have a basement, one of which is a walk-out design. Each comparable has central air conditioning, two or three full-baths, one or two half-baths, one or two fireplaces, and a garage ranging in size from 745 to 900 square feet of building area. Two comparables each have an inground swimming pool. The comparables have improvement assessments ranging from \$115,692 to \$148,241 or from \$30.76 to \$35.90 per square foot of living area. Based on this evidence, the appellant requested the subject's improvement assessment be reduced to \$119,783 or \$34.17 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 \$187,472. The subject property has an improvement assessment of \$149,636 or \$42.69 per square foot of living area.

In support of its contention of the correct assessment the board of review submitted information on ten equity comparables that have the same assessment neighborhood code as the subject and are located from .09 of a mile to 1.20 miles from the subject property. The comparables are improved with two-story dwellings of frame, brick or brick and frame exterior construction ranging in size from 3,196 to 3,715 square feet of living area. The dwellings were built from 1989 to 2001. Each comparable has a basement, central air conditioning, two or three full-baths, one or two fireplaces and a garage ranging in size from 660 to 955 square feet of building area. Nine of the ten comparables each have one half-bath. Two comparables each have an inground swimming pool and two comparables each have a gazebo. The comparables have improvement assessments ranging from \$148,108 to \$173,996 or from \$45.02 to \$47.29 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 taxpayer contends assessment inequity as the basis of the appeal. When unequal treatment in the assessment process is the basis of the appeal, the inequity of the assessments must be proved by clear and convincing evidence. 86 Ill.Admin.Code §1910.63(e). Proof of unequal treatment in the assessment process should consist of documentation of the assessments for the assessment year in question of not less than three comparable properties showing the similarity, proximity and lack of distinguishing characteristics of the assessment comparables to the subject property. 86 Ill.Admin.Code §1910.65(b). 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 14 suggested equity comparables for the Board's consideration. The Board has given less weight to the appellant's four comparables, as well as board of review comparable #2 due to their distant locations from the subject being more than one mile away. Additionally, the appellant's comparables #1, #3 and #4 have larger dwelling sizes, when compared to the subject. The Board has also given less weight to board of review comparables #1, #3, #6, #7, #8, #9 and #10 due to their newer dwelling ages when compared to the subject.

The Board finds the best evidence of assessment equity to be board of review comparables #4 and #5, which are similar to the subject in location and overall, most similar to the subject in

dwelling size and design. However, the Board finds both comparables have somewhat newer dwelling ages and a fewer number of bathrooms when compared to the subject. Additionally, comparable #5 lacks an inground swimming pool, a feature of the subject. These differences suggest adjustments would be required to make the comparables more equivalent to the subject. Nevertheless, these best comparables have improvement assessments of \$150,230 and \$153,737 or \$45.73 and \$45.76 per square foot of living area. The subject's improvement assessment of \$149,636 or \$42.69 per square foot of living area falls below the two 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: March 26, 2024



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

Vince Clemens, by attorney:
Robert Rosenfeld
Robert H. Rosenfeld & Associates, LLC
40 Skokie Blvd
Suite 150
Northbrook, IL 60062

COUNTY

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