



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

APPELLANT: David Gonet  
DOCKET NO.: 22-01565.001-R-1  
PARCEL NO.: 14-26-302-014

The parties of record before the Property Tax Appeal Board are David Gonet, the appellant, by attorney Ronald Kingsley, of Lake County Real Estate Tax Appeal, LLC in Hawthorn Woods; 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:** \$54,205  
**IMPR.:** \$101,434  
**TOTAL:** \$155,639

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 is improved with a 2-story residential dwelling that was built in 1969. The property has a 56,881<sup>1</sup> square foot lake-front site and is located in Kildeer, Ela Township, Lake County.

The appellant contends assessment inequity regarding the land assessment only 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 located within .79 of a mile from the subject property. The improved parcels range in size from 45,208 to

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<sup>1</sup> The parties differ as to the subject's site size and description. The Board finds the best evidence was the property record card submitted by the board of review which disclosed the subject has a 59,985 square foot site. The board of review further disclosed the site contains 56,881 square feet of lake frontage and 3,104 square feet of underwater lake bottom.

49,125 square feet of land area and have land assessments ranging from \$35,242 to \$38,293 or from \$.78 per square foot of land area. Based on this evidence, the appellant requested a reduction in the subject's land assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$155,639. The subject property has a land assessment of \$54,205 or \$.90 per square foot of land area.

In response to the appeal, the board of review asserted the appellant's comparables are residential improved (land type 2) which are valued at a lesser base value than the subject's waterfront land type. The board of review submitted a land valuation chart that shows the breakdown on how different land types are assessed in the subject neighborhood.

In support of its contention of the correct assessment, the board of review submitted information on three equity comparables that have the same assessment neighborhood code as the subject and located within .58 of a mile from the subject property. The lake-front parcels range in size from 60,217 to 86,624 square feet of land area, of which contain from 53,493 to 63,792 square feet of lake front ground and from 3,567 to 22,832 square feet of underwater lake bottom ground. The comparables have land assessments ranging from \$51,000 to \$58,426 or from \$.67 to \$.90 per square foot of land area. Based on this evidence, the board of review requested confirmation of the subject's land 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 15 land equity comparables for the Board's consideration. The Board gives less weight to the appellant's comparables which are not lake front parcels when compared to the subject. The Board gives less weight to board of review comparable #2 due to its larger site when compared to the subject.

The Board finds the best evidence of assessment equity to be board of review comparable #1 and #3 which are similar lake front parcels. However, the subject has more lake front ground than both comparables. These comparables have land assessments of \$53,986 and \$51,000 or for \$.90 and \$.80 per square foot of land area, respectively. The subject's land assessment of \$54,205 or \$.90 per square foot of land area is slightly higher on an overall basis than the two best comparables in the record which is logical considering the subject has more lake front ground and the subject is identical on a square foot basis to board of review comparable #1.

Based on this record, the Board finds the appellant did not demonstrate with clear and convincing evidence that the subject's land was inequitably assessed and a reduction in the subject's land 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: February 20, 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

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