



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

APPELLANT: Rebecca Modjeski  
DOCKET NO.: 22-01769.001-R-1  
PARCEL NO.: 05-11-410-019

The parties of record before the Property Tax Appeal Board are Rebecca Modjeski, 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:** \$9,753  
**IMPR.:** \$77,646  
**TOTAL:** \$87,399

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 one-story dwelling of frame exterior construction with 1,751 square feet of living area. The dwelling was constructed in 1997. Features of the home include an unfinished basement, central air conditioning, a fireplace, and a garage containing 480 square feet of building area. The property has a 15,681 square foot site and is located in Ingleside, Grant Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on three comparable sales located within .63 of a mile of the subject, one of which is in the subject's assessment neighborhood. The comparables consist of one-story dwellings of frame exterior construction ranging in size from 1,524 to 1,709 square feet of living area. The homes were built from 1989 to 2003. Each dwelling has central air conditioning, a basement with two having finished area and one being a walk-out style, and a

garage ranging in size from 416 to 576 square feet of building area. Comparable #2 has a fireplace. The parcels range in size from 7,148 to 20,500 square feet of land area. The comparables sold from May 2020 to April 2021 for prices ranging from \$218,000 to \$265,000 or from \$140.74 to \$173.88 per square foot of living area, including land. Based on this evidence, the appellant requested a reduced assessment of \$79,371, for an estimated market value of \$238,137 or \$136.00 per square foot of living area, including land, when applying 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 \$87,399. The subject's assessment reflects a market value of \$262,223 or \$149.76 per square foot of living area, land included, when applying the statutory level of assessment of 33.33%.<sup>1</sup>

In support of its contention of the correct assessment the board of review submitted information on four comparable sales located within .63 of a mile of the subject and within the subject's assessment neighborhood. Comparable #2 is the same property as appellant comparable #3. The comparables consist of one-story dwellings of frame exterior construction ranging in size from 1,282 to 1,680 square feet of living area. The dwellings were built from 1984 to 2003. Each dwelling has central air conditioning and a garage ranging in size from 312 to 624 square feet of building area. Three comparables each have a basement with two having finished area and two being walk-out style. Comparable #1 has a fireplace. The parcels range in size from 7,148 to 20,520 square feet of land area. The comparables sold from August 2019 to December 2021 for prices ranging from \$175,900 to \$265,000 or from \$124.94 to \$173.88 per square foot of living area, including land. The grid also contained handwritten adjustments to the comparables, resulting in adjusted sale prices ranging from \$174,050 to \$256,232 or from \$121.84 to \$172.76 per square foot of living area.

The board of review also submitted a copy of the appellant's comparable grid, which contained handwritten adjustments to the shared comparable.

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.

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<sup>1</sup> Procedural rule Sec. 1910.50(c)(1) provides that in all counties other than Cook, the three-year county wide assessment level as certified by the Department of Revenue will be considered. 86 Ill. Admin. Code §1910.50(c)(1). As of the development of this Final Administrative Decision, the Department of Revenue has not published figures for tax year 2022.

The parties submitted a total of six comparable sales to support their respective positions before the Property Tax Appeal Board, with one comparable being common to the parties. The Board gives less weight to the appellant's comparables #1 and #2, as well as board of review comparable #1, which sold less proximate to the January 1, 2022 assessment date at issue than other sales in the record. The Board also gives reduced weight to board of review comparable #4, which differs from the subject in age and foundation.

The Board finds the best evidence of market value to be appellant comparable #3 and board of review comparable sales #2 and #3, including the common comparable, which sold proximate to the lien date at issue and are similar to the subject in age, location, and some features. These most similar comparables sold in February and April 2021 for prices of \$175,900 and \$265,000 or for \$132.26 and \$173.88 per square foot of living area, including land. The subject's assessment reflects a market value of \$262,223 or \$149.76 per square foot of living area, including land, which is bracketed by the best comparable sales in this record. Based on this evidence 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: 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

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