



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

APPELLANT: Smiles Realty LLC
DOCKET NO.: 22-01782.001-R-1
PARCEL NO.: 06-04-202-046

The parties of record before the Property Tax Appeal Board are Smiles Realty LLC, 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: \$13,219
IMPR.: \$61,977
TOTAL: \$75,196

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 townhouse of vinyl siding exterior construction with 1,533 square feet of living area. The dwelling was constructed in 2002. Features of the home include a walk-out style basement with finished area,¹ central air conditioning, two fireplaces, three full and one half bathrooms, and a garage containing 399 square feet of building area. The property is located in Lake Villa, 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 located within .2 of a mile of the subject and within the subject's assessment neighborhood. The comparables consist of one-story dwellings of frame exterior construction

¹ Details not reported by the appellant were drawn from the subject's property record card submitted by the board of review.

each containing 1,533 square feet of living area. The homes were each built in 2002. Each dwelling has central air conditioning, an unfinished basement, two full and one half bathrooms, and a garage containing 399 square feet of building area. Seven comparables each have a fireplace. The comparables have improvement assessments ranging from \$56,144 to \$57,284 or from \$36.62 to \$37.37 per square foot of living area. Based on this evidence, the appellant requested a reduced improvement assessment of \$57,288 or \$37.37 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 \$75,196. The subject property has an improvement assessment of \$61,977 or \$40.43 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 located within .24 of a mile of the subject and within the subject's assessment neighborhood. The comparables consist of one-story dwellings of wood siding or vinyl siding exterior construction each containing 1,533 square feet of living area. The homes were each built in 2002. Each dwelling has central air conditioning, one or two fireplaces, a walk-out style basement with finished area, three full and one half bathrooms, and a garage containing 399 square feet of building area. The comparables have improvement assessments ranging from \$60,835 to \$63,200 or from \$39.68 to \$41.23 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 parties submitted a total of 17 equity comparables to support their respective positions before the Property Tax Appeal Board. The Board has given reduced weight to the appellant's comparables, which differ from the subject in bathroom count and basement finish.

The Board finds the best evidence of assessment equity to be the board of review comparables, which are identical to the subject in age, dwelling size, and features. These comparables have improvement assessments that range from \$60,835 to \$63,200 or from \$39.68 to \$41.23 per square foot of living area. The subject's improvement assessment of \$61,977 or \$40.43 per square foot of living area falls within the range established by the best comparables in this record. Based on this record and after considering adjustments to the best comparables for differences from 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

Smiles Realty LLC, by attorney:
Ronald Kingsley
Lake County Real Estate Tax Appeal, LLC
40 Landover Parkway
Suite 3
Hawthorn Woods, IL 60047

COUNTY

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