



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

APPELLANT: Theodore Phillips
DOCKET NO.: 22-01914.001-R-1
PARCEL NO.: 11-16-111-007

The parties of record before the Property Tax Appeal Board are Theodore Phillips, 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: \$58,060
IMPR.: \$262,973
TOTAL: \$321,033

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 frame exterior construction with 3,860 square feet of living area. The dwelling was constructed in 2007. Features of the home include an unfinished basement, central air conditioning, two fireplaces, and a garage containing 517 square feet of building area. The property has a 9,592 square foot site and is located in Libertyville, Libertyville 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 .92 of a mile of the subject. The comparables consist of two-story dwellings of frame or brick and frame exterior construction ranging in size from 3,150 to 3,563 square feet of living area. The homes were built in 1930 or 2006, with the oldest home having an effective age of 1998. Each dwelling has central air conditioning, one or two fireplaces, a basement with two having finished area, and a

garage containing either 440 or 616 square feet of building area. The parcels range in size from 6,736 to 12,005 square feet of land area. The comparables sold from January 2021 to March 2022 for prices ranging from \$675,000 to \$875,000 or from \$189.98 to \$277.78 per square foot of living area, including land. The appellant also submitted Multiple Listing Service sheets for comparables #2 and #3, noting that these properties have been recently renovated. Comparable #2 was also described as having two units and was "half duplex." Based on this evidence, the appellant requested a reduced assessment of \$261,167, for an estimated market value of \$783,579 or \$203.00 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 \$321,033. The subject's assessment reflects a market value of \$963,195 or \$249.53 per square foot of living area, land included, when applying the statutory level of assessment of 33.33%.¹

In support of its contention of the correct assessment the board of review submitted information on three comparable sales located within .2 of a mile of the subject and within the subject's assessment neighborhood. The comparables consist of two-story dwellings of frame or brick and frame exterior construction ranging in size from 3,342 to 3,768 square feet of living area. The dwellings were built from 2004 to 2018. Each dwelling has central air conditioning, one or three fireplaces, an unfinished basement, and a garage ranging in size from 281 to 872 square feet of building area. Comparable #3 has an inground swimming pool. The parcels range in size from 9,590 to 20,434 square feet of land area. The comparables sold from March 2020 to June 2022 for prices ranging from \$785,000 to \$1,410,000 or from \$234.89 to \$403.32 per square foot of living area, including land. 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 parties submitted a total of six comparable sales to support their respective positions before the Property Tax Appeal Board. The Board gives less weight to the appellant's comparable #2, which differs from the subject in design and appellant comparable #3, which differs from the subject in age. The Board also gives reduced weight to board of review comparable #1, which sold less proximate to the assessment date at issue.

¹ 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 Board finds the best evidence of market value to be appellant's comparable sale #1 and board of review comparable sales #2 and #3, which are similar to the subject in age, location, dwelling size, and some features, noting that a downward adjustment would be necessary to make board of review comparable #3 more equivalent to the subject due to its inground swimming pool. These most similar comparables sold for prices ranging from \$675,000 to \$1,410,000 or from \$189.98 to \$403.32 per square foot of living area, including land. The subject's assessment reflects a market value of \$963,195 or \$249.53 per square foot of living area, including land, which is within the range established 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: 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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