



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

APPELLANT: Michael Tischler
DOCKET NO.: 23-01044.001-R-1
PARCEL NO.: 06-03-305-033

The parties of record before the Property Tax Appeal Board are Michael Tischler, 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: \$15,593
IMPR.: \$97,300
TOTAL: \$112,893

Subject only to the State multiplier as applicable.

Preliminary Matter

This appeal was filed on January 26, 2024 by counsel using the Board's Electronic Filing Portal (86 Ill. Admin. Code Sec. 1910.33, effective January 27, 2023). Pursuant to Standing Order #2 issued by the Board on February 14, 2023, the appellant's comparables set forth on additional pages, other than the electronic form Sec. V grid analysis, have been "give[n] . . . zero weight" in this decision and will not be discussed further herein [comparables #1 through #9 in the additional grid are duplicates of the Sec. V data].

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 2023 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 2-story dwelling of wood siding exterior construction with 2,602 square feet of living area. The dwelling was built in 1999 and is approximately 24 years

old. Features of the home include an unfinished walkout basement,¹ central air conditioning, one fireplace, and a garage with 496 square feet of building area. The property has an approximately 8,712 square foot site and 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 nine equity comparables subject located in the subject's assessment neighborhood and within 0.40 of a mile from the subject. The comparables are improved with 2-story dwellings of wood frame exterior construction ranging in size from 2,602 to 2,698 square feet of living area. The homes were built from 1998 to 2000 and are approximately 24 to 26 years old. Each dwelling has an unfinished basement, central air conditioning, and a garage that ranges in size from 496 to 612 square feet of building area. Six comparables each have one fireplace. The comparables have improvement assessments ranging from \$91,262 to \$94,480 or from \$34.73 to \$35.10 per square foot of living area. Based on this evidence, the appellant requested a reduced improvement assessment of \$91,083 or \$35.00 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 \$112,893. The subject property has an improvement assessment of \$97,300 or \$37.39 per square foot of living area.

In support of this argument, the board of review submitted information on three equity comparables located in the subject's assessment neighborhood and within 0.17 of a mile from the subject. The comparables are improved with 2-story dwellings of wood siding exterior construction with each having 2,602 square feet of living area. The homes are either 24 or 26 years old. The dwellings each have a basement with comparable #3 having finished area. Each comparable has central air conditioning, one fireplace, and a garage with either 496 or 612 square feet of building area. The comparables have improvement assessments ranging from \$97,274 to \$98,419 or from \$37.38 to \$37.82 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 appellant 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 twelve suggested equity comparables to support their respective positions before the Property Tax Appeal Board. The Board finds each of the parties' comparables is identical or nearly identical to the subject in dwelling size with varying degrees

¹ The best description of the subject's basement was found in the property record card with schematic drawing that was presented by the board of review and not refuted by the appellant in rebuttal.

of similarity in location, age, and other features. However, the Board gives less weight to board of review comparable #3 which features basement finish, unlike the subject. The eleven remaining comparables lack basement finish, like the subject, and have improvement assessments ranging from \$91,262 to \$97,692 or from \$34.73 to \$37.54 per square foot of living area. The subject's improvement assessment of \$97,300 or \$37.39 per square foot of living area falls within the range established by the most similar comparables in this record. Based on this record, 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: _____

October 15, 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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