



FINAL ADMINISTRATIVE DECISION ILLINOIS PROPERTY TAX APPEAL BOARD

APPELLANT: Joan Gier
DOCKET NO.: 24-03474.001-R-1
PARCEL NO.: 20-08-178-002

The parties of record before the Property Tax Appeal Board are Joan Gier, the appellant, by attorney Andrew J. Rukavina, of The Tax Appeal Company in Mundelein; and the McHenry 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 **McHenry** County Board of Review is warranted. The correct assessed valuation of the property is:

LAND: \$41,183
IMPR.: \$186,118
TOTAL: \$227,301

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a decision of the McHenry County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2024 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 frame and stone exterior construction with 3,984 square feet of living area. The dwelling was constructed in 1996 and is approximately 28 years old. Features of the home include a basement, central air conditioning, three fireplaces and a garage with 778 square feet of building area.¹ The property has a site with approximately 44,505 square feet of land area and is located in Cary, Algonquin Township, McHenry 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 three suggested equity comparables. The comparables are improved with 2-story dwellings of frame exterior construction ranging in size from 3,977 to 4,540 square feet of living area. The dwellings were built in 1995 and 1996. Each comparable has a basement with finished area, central air conditioning, one fireplace and a garage that ranges in size from 709 to 840 square feet of building area. The comparables have

¹ The Board finds the best description of the subject is found in the property record card provided by the board of review, that was not refuted by the appellant.

improvement assessments that range from \$167,125 to \$201,346 or from \$41.89 to \$44.35 per square foot of living area. Based on this evidence, the appellant requested the subject's improvement assessment be reduced to \$167,408 or \$42.02 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 \$227,301. The subject property has an improvement assessment of \$186,118 or \$46.72 per square foot of living area.

In support of its contention of the correct assessment the board of review submitted information on six suggested equity comparables. Comparables #1, #2 and #3 are the same properties as the appellant's comparables #1, #2 and #3. The comparables are improved with 2-story dwellings of frame, frame and brick or frame and stone exterior construction ranging in size from 3,761 to 4,540 square feet of living area. The dwellings range in age from 25 to 51 years old. Each comparable has a basement with finished area, central air conditioning, one or two fireplaces and a garage that ranges in size from 657 to 840 square feet of building area. Comparable #5 has an inground swimming pool. The comparables have improvement assessments ranging from \$167,125 to \$214,281 or from \$41.89 to \$55.03 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 six suggested comparables for the Board's consideration, with three comparables being common to both parties. The Board has given less weight to board of review comparable #5 due to its inground swimming pool a feature the subject lacks. The Board has given reduced weight to board of review comparable #6 due to its older age when compared to the subject.

The Board finds the best evidence of assessment equity to be the appellant's comparables along with board of review comparables #1 through #4, which includes the common comparables. The Board finds that these comparables are most similar to the subject in age, design, dwelling size and some features. These most similar comparables have improvement assessments ranging from \$167,125 to \$201,346 or from \$41.89 to \$53.20 per square foot of living area. The subject's improvement assessment of \$186,118 or \$46.72 per square foot of living area, falls within the range of the best comparables in the 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 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: _____

November 25, 2025



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

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