



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

APPELLANT: Eugene Gonchar
DOCKET NO.: 16-03103.001-R-1
PARCEL NO.: 15-23-101-012

The parties of record before the Property Tax Appeal Board are Eugene Gonchar, the appellant, by attorney Ronald Kingsley, of Lake County Real Estate Tax Appeal, LLC in Lake Forest; 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: \$75,254
IMPR.: \$122,798
TOTAL: \$198,052

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 2016 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 single-family dwelling of brick exterior construction with 3,537 square feet of living area. The dwelling was constructed in 1978. Features of the home include central air conditioning, two fireplaces and a 925-square foot attached garage. The property has a 62,726-square foot site and is located in Lincolnshire, Vernon Township, Lake County.

The appellant's appeal is based on overvaluation. In support of this argument, the appellant submitted information on six comparable sales located from .09 to .62 miles from the subject property. The comparables are described as one-story single-family dwellings of wood-siding or brick exterior construction ranging in size from 2,813 to 3,624 square feet of living area. The dwellings were constructed from 1959 to 1969. One of the comparables features a full unfinished basement. All dwellings have central air conditioning, one or two fireplaces and attached garages that range in size from 525 to 640 square feet of building area. The properties have sites ranging in size from 20,909 to 32,234 square feet of land area and they sold from May

2014 to June 2016 for prices ranging from \$415,000 to \$495,000 or from \$136.59 to \$160.06 per square foot of living area including land. Based on this evidence, the appellant requested a reduction in the subject's total assessment to \$188,621, representing a market value of approximately \$565,863 or \$159.98 per square foot of living area, including land.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$198,052. The subject's assessment reflects a market value of \$597,262 or \$168.86 per square foot of living area including land, when applying the 2016 three-year average median level of assessment for Lake County of 33.16% as determined by the Illinois Department of Revenue.

The board of review submitted information on four comparable sales located from .37 to .977 of a mile from the subject property. The comparables are improved with one-story single-family dwellings of wood-siding or brick exterior construction that range in size from 2,904 to 3,340 square feet of living area. The dwellings were constructed from 1961 to 1970. Each of the comparables features a basement with two comparables having a finished area. All dwellings have central air conditioning, one, two or three fireplaces and attached garages that range in size from 480 to 550 square feet of building area. The properties have sites ranging in size from 20,000 to 25,265 square feet of land area and they sold from January 2014 to July 2017 for prices ranging from \$600,000 to \$703,000 or from \$194.61 to \$232.32 per square foot of living area including land. Based on this evidence, the board of review requested that the subject property's assessment be confirmed.

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 Board finds the parties submitted a total of ten suggested sale comparables for the Board's consideration. The Board gave less weight to appellant's comparable sales #1, #2 and #3, along with the board of review comparables #1 and #2 due to their sale dates ranging from January 2014 to August 2014 which is dated and thus less indicative of the market value as of the subject's January 1, 2016 assessment date. The Board gave less weight to board of review comparable sale #3 due to its sale date being too distant from the subject's January 1, 2016 assessment date.

The Board finds the best evidence of market value to be appellant's comparable sales #4, #5 and #6 and board of review comparable sale #4. The Board finds these comparables are most similar to the subject in location, site size, dwelling size, age, design and features. The Board notes that while board of review sale #4 has a basement unlike the subject, the basement area is relatively small and unfinished. Moreover, this comparable has inferior features offsetting the basement, such as smaller living area, lot size and garage when compared to the subject, thus justifying giving it appropriate weight. These comparables sold for prices ranging from \$450,250 to

\$600,000 or from \$154.45 to \$206.61 per square foot of living area, including land. The subject's assessment reflects a market value of \$597,262 or \$168.86 per square foot of living area, including land, which is within the range established by the best comparable sales in this record. After considering adjustments to the comparables for differences when compared to the subject, the Board finds that the appellant did not demonstrate by a preponderance of the evidence that the subject was overvalued and, therefore, the subject's estimated market value as reflected by its assessment is supported. Based on this record, the Board finds that 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 13, 2019



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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