



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

APPELLANT: Fred Techert  
DOCKET NO.: 21-00803.001-R-1  
PARCEL NO.: 14-28-201-003

The parties of record before the Property Tax Appeal Board are Fred Techert, the appellant, by attorney Eric Feldman, of Eric Feldman & Assoc. P.C. in Chicago; and the Lake County Board of Review.

Based on the facts and exhibits presented in this matter, the Property Tax Appeal Board hereby finds **A Reduction** 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:** \$41,341  
**IMPR.:** \$178,659  
**TOTAL:** \$220,000

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 2021 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 brick exterior construction with 4,113 square feet of living area. The dwelling was constructed in 1990. Features of the home include a concrete slab foundation, central air conditioning, two fireplaces, and a 1,012 square foot garage. The property has an approximately 45,850 square foot site and is located in Kildeer, Ela Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument the appellant submitted information on five comparable sales located within 0.76 of a mile from the subject. The parcels range in size from 44,930 to 93,560 square feet of land area and are improved with 1.5-story or 2-story homes of brick, wood siding, or brick and wood siding exterior construction ranging in size from 3,005 to 4,555 square feet of living area. The dwellings were built from 1972 to 2005. Four homes each have a basement, two of which are

walkout basements, and one home has a concrete slab foundation. Each home has central air conditioning, one to five fireplaces, and a garage ranging in size from 650 to 838 square feet of building area. The comparables sold from June 2020 to February 2021 for prices ranging from \$525,000 to \$725,000 or from \$111.18 to \$184.69 per square foot of living area, including land.

Based on this evidence the appellant requested a reduction in the subject's assessment to \$204,466 which would reflect a market value of \$613,459 or \$149.15 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 \$236,126. The subject's assessment reflects a market value of \$710,153 or \$172.66 per square foot of living area, land included, when using the 2021 three year average median level of assessment for Lake County of 33.25% as determined by the Illinois Department of Revenue.

In support of its contention of the correct assessment the board of review submitted information on five comparable sales located within 0.42 of a mile from the subject. The parcels range in size from 43,960 to 52,430 square feet of land area and are improved with 1.5-story or 2-story homes of brick, wood siding, or brick and wood siding exterior construction ranging in size from 3,460 to 3,972 square feet of living area. The dwellings were built from 1973 to 1990. Four homes each have a basement, two of which are walkout basements, and one home has a concrete slab foundation. Each home has central air conditioning, one or two fireplaces, and a garage ranging in size from 528 to 875 square feet of building area. Comparables #1 and #2 each have an inground swimming pool. The comparables sold from November 2020 to August 2021 for prices ranging from \$592,500 to \$687,000 or from \$168.42 to \$198.38 per square foot of living area, including land. Based on this evidence the board of review requested the subject'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 met this burden of proof and a reduction in the subject's assessment is warranted.

The record contains a total of ten comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparables #3 and #4 and the board of review's comparables #3 and #5, which are less similar to the subject in dwelling size and/or lot size than the other comparables in this record. The Board gives less weight to the appellant's comparable #1, which sold for considerably more than the other comparables in this record, suggesting this sale was an outlier. The Board also gives less weight to the board of review's comparables #1 and #2 which each have an inground swimming pool unlike the subject.

The Board finds the best evidence of market value to be the appellant's comparables #2 and #5 and the board of review's comparable #4, which are more similar to the subject in dwelling size,

lot size, location, and features, although these comparables have smaller garages than the subject, two of these comparables each have a basement compared to the subject's concrete slab foundation, and two of these comparables are older homes than the subject, suggesting adjustments to these comparables would be needed to make them more equivalent to the subject. These most similar comparables sold for prices ranging from \$525,000 to \$652,500 or from \$111.18 to \$177.89 per square foot of living area, including land. The subject's assessment reflects a market value of \$710,153 or \$172.66 per square foot of living area, including land, which is above the range established by the best comparable sales in terms of total market value but within the range on a price per square foot basis. Based on this evidence and after considering appropriate adjustments to the best comparables for differences from the subject, the Board finds a reduction in the subject's assessment is 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: September 19, 2023



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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