



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

APPELLANT: Adam Cunningham
DOCKET NO.: 21-01072.001-R-1
PARCEL NO.: 13-36-408-016

The parties of record before the Property Tax Appeal Board are Adam Cunningham, 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 **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: \$39,231
IMPR.: \$107,793
TOTAL: \$147,024

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 two-story dwelling of aluminum siding exterior construction with 2,371 square feet of living area. The dwelling was constructed in 1987. Features of the home include a basement with finished area, central air conditioning, one fireplace and a 440 square foot garage. The property has an approximately 11,570 square foot site and is located in Barrington, Cuba 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 1.0 mile of the subject property. The comparables have sites that range in size from 8,540 to 13,970 square feet of land area and are improved with two-story dwellings of wood siding, aluminum siding or brick and wood siding exterior construction that range in size from 2,548 to 3,168 square feet of living area. The dwellings were built from 1975 to 1992. Each comparable has a basement with two

having finished area. Each dwelling has central air conditioning, one fireplace and a garage ranging in size from 440 to 539 square feet of building area. The properties sold from March to October 2020 for prices ranging from \$403,000 to \$517,000 or from \$143.28 to \$170.40 per square foot of living area, land included. Based on this evidence, the appellant requested the subject's total assessment be reduced.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$147,024. The subject's assessment reflects a market value of \$442,177 or \$186.49 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.

The board of review critiqued the appellant's comparable #5, asserting the property is located in a "PUD" (planned unit development).

In support of its contention of the correct assessment the board of review submitted information on four comparable sales located within 0.18 of a mile from the subject property. The comparables have sites that range in size from 8,582 to 13,319 square feet of land area and are improved with two-story dwellings of frame exterior construction that range in size from 2,366 to 2,697 square feet of living area. The homes were built from 1986 to 1992. Each comparable has a basement with three having finished area. Each dwelling has central air conditioning, one fireplace and a garage ranging in size from 451 to 525 square feet of building area. The properties sold from August 2020 to June 2021 for prices ranging from \$465,000 to \$605,000 or from \$181.64 to \$255.71 per square foot of living area, land included. 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 did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The parties submitted nine comparable sales for the Board's consideration. The Board gives less weight to each of the appellant's comparables along with board of review comparable #2 which differ from the subject in age, dwelling size and/or have an unfinished basement in contrast to the subject's finished basement.

The Board finds the best evidence of market value to be board of review comparables #1, #3 and #4 which are more similar to the subject in location, age, design, dwelling size and other features. These comparables sold in August 2020 and June 2021 for prices ranging from \$465,000 to \$605,000 or from \$181.64 to \$255.71 per square foot of living area, including land. The subject's assessment reflects a market value of \$442,177 or \$186.49 per square foot of living area, including land, which falls below the range established by the best comparable sales in this record on an overall market value basis and within the range on a per square foot basis. After

considering appropriate adjustments to the comparables for differences from the subject, the Board finds the subject's assessment is justified and a reduction in the subject's assessment is not warranted.

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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COUNTY

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