



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

APPELLANT: Danny Elrod
DOCKET NO.: 21-01569.001-R-1
PARCEL NO.: 04-16-419-016

The parties of record before the Property Tax Appeal Board are Danny Elrod, the appellant, by attorney Gregory Riggs, of Tax Appeals Lake County in Lake Zurich; 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: \$5,713
IMPR.: \$40,135
TOTAL: \$45,848

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 1-story dwelling of wood siding exterior construction with 1,176 square feet of living area. The dwelling was constructed in 1978. Features of the home include a basement and a 720 square foot garage. The property has an approximately 9,500 square foot site and is located in Zion, Zion 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 from 0.10 to 0.75 of a mile from the subject. The parcels range in size from 6,090 to 10,200 square feet of land area and are improved with 1-story homes of wood siding exterior construction ranging in size from 1,092 to 1,601 square feet of living area. The dwellings were built from 1970 to 1977. Each home has a basement and a garage ranging in size from 280 to 780 square feet of building area. Three homes each have central air conditioning and one home has a fireplace. The comparables sold

from June 2019 to January 2020 for prices ranging from \$85,000 to \$122,000 or from \$53.09 to \$106.64 per square foot of living area, including land. Based on this evidence the appellant requested a reduction in the subject's assessment.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$45,848. The subject's assessment reflects a market value of \$137,889 or \$117.25 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 from 0.46 of a mile to 1.10 miles from the subject. The parcels range in size from 6,820 to 11,280 square feet of land area and are improved with 1-story homes of wood or aluminum siding exterior construction ranging in size from 1,092 to 1,247 square feet of living area. The dwellings were built from 1969 to 1979. Each home has a basement and central air conditioning. Four homes each have a garage ranging in size from 440 to 576 square feet of building area. The comparables sold from July 2020 to August 2021 for prices ranging from \$157,000 to \$197,500 or from \$125.90 to \$166.11 per square foot of living area, including land. Based on this evidence the board of review requested confirmation of the subject's assessment.

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 record contains a total of ten comparable sales for the Board's consideration. The Board gives less weight to the appellant's comparables which sold less proximate in time to the assessment date than the other comparables in this record. The Board also gives less weight to the board of review's comparable #1, which is located more than one mile from the subject, and the board of review's comparable #2 which lacks a garage that is a feature of the subject.

The Board finds the best evidence of market value to be the board of review's comparables #3, #4, and #5, which are relatively similar to the subject in dwelling size, age, location, lot size, and some features, although these comparables have central air conditioning unlike the subject and have smaller garages 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 \$157,000 to \$197,500 or from \$125.90 to \$166.11 per square foot of living area, including land. The subject's assessment reflects a market value of \$137,889 or \$117.25 per square foot of living area, including land, which is within the range established by the best comparable sales in this record. 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 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: 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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