



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

APPELLANT: Max Properties USA LLC
DOCKET NO.: 21-01627.001-R-1
PARCEL NO.: 08-20-301-145

The parties of record before the Property Tax Appeal Board are Max Properties USA LLC, 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: \$6,770
IMPR.: \$46,537
TOTAL: \$53,307

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 split-level dwelling of aluminum siding exterior construction with 1,144 square feet of living area. The dwelling was constructed in 1998. Features of the home include a finished lower level and a 400 square foot garage. The property has a 4,900 square foot site and is located in Waukegan, Waukegan Township, Lake County.

The appellant contends overvaluation as the basis of the appeal. In support of this argument, the appellant submitted information on three comparable sales, two of which are located in the same neighborhood code as the subject and all of which are from 0.03 of a mile to 1.77 miles from the subject property. The comparables have sites that range in size from 3,660 to 7,450 square feet of land area. The comparables are improved with either split-level or 2-story dwellings of aluminum siding or wood siding exterior construction ranging in size from 1,144 to 1,392 square feet of living area that were built from 1997 to 2008. The appellant reported that two comparable each have an unfinished basement and one comparable has a finished lower level. One comparable has central air conditioning and two comparables each have a garage containing 400

square feet of building area. The comparables sold from June 2019 to August 2020 for prices ranging from \$148,000 to \$150,900 or from \$108.41 to \$130.24 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 \$53,307. The subject's assessment reflects a market value of \$160,322 or \$140.14 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, none of which are located in the same neighborhood code as the subject but which are within 0.48 of a mile from the subject property. The comparables have sites that range in size from 5,950 to 9,880 square feet of land area. The comparables are improved with split-level dwellings of aluminum siding or wood siding exterior construction that range in size from 982 to 1,230 square feet of living area that were built from 1964 to 1987, with comparables #3 and #4 having effective ages of 1991 and 1982, respectively. Each comparable has a finished lower level and a garage ranging in size from 416 to 576 square feet of building area. Three comparables each have central air conditioning and one comparable has a fireplace. The comparables sold from January to October 2021 for prices ranging from \$195,000 to \$217,000 or from \$176.42 to \$206.11 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 eight suggested comparable sales for the Board's consideration. The Board has given less weight to the appellant's comparables due to either their distance of over one mile away from the subject or more remote sale dates occurring in 2019, which is less proximate in time to the January 1, 2021 assessment date given other sales available in the record. The Board has given reduced weight to the board of review comparables #2, #3 and #4 due to their feature of central air conditioning, an amenity the subject lacks.

The Board finds the best evidence of market value to be the board of review comparables #1 and #5. The Board finds that these two comparables sold proximate in time to the assessment date at issue and are relatively similar to the subject in location, design, dwelling size, age and/or features. The comparables sold in May and October 2021 for prices ranging of \$195,000 and \$217,000 or for \$176.42 and \$198.57 per square foot of living area, including land. The subject's assessment reflects a market value of \$160,322 or \$140.14 per square foot of living area, including land, which falls below the best comparable sales contained in this record, despite the

subject's newer date of construction. Based on this record and after considering adjustments to the best comparables for differences when compared to the subject, the Board finds no reduction in the subject's assessment is 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

State of Illinois
Property Tax Appeal Board
William G. Stratton Building, Room 402
401 South Spring Street
Springfield, IL 62706-4001

APPELLANT

Max Properties USA LLC, by attorney:
Gregory Riggs
Tax Appeals Lake County
830 West IL Route 22
Suite 286
Lake Zurich, IL 60047

COUNTY

Lake County Board of Review
Lake County Courthouse
18 North County Street, 7th Floor
Waukegan, IL 60085