

## WAYNE COUNTY TAX MAP

Initials SDP FILE# 2021-4010DATE 10 / 26 / 2021IDENT. MO.001Filed for Record in Wayne County, Ohio  
202100014675 11/01/2021 10:20 AM COPY  
Jane Carmichael Rec Fees: \$50.00  
VACT OR Vol 33 Pgs 78 - 81RESOLUTION NO. 2021-6-616

## RESOLUTION TO PETITION THE BOARD OF COUNTY COMMISSIONERS, WAYNE COUNTY, OHIO

## TO VACATE THE WESTERN PORTION OF CHERRY ALLEY IN THE UNINCORPORATED VILLAGE OF MORELAND,

## FRANKLIN TOWNSHIP, WAYNE COUNTY, OHIO

WHEREAS, pursuant to R.C. 5553.045(B), a board of township trustees may petition the board of county commissioners to vacate a township road or portion of a township road by adopting a resolution requesting the vacation of the road or portion of road, which includes a description of the general route and termini of the road or portion of the road requested to be vacated; and

WHEREAS, as used in R.C. 5553.045, "road" means a road, or portion of a road, which is not used to calculate distributions of the auto registration distribution fund under division (E) of section 4501.04 of the Revised Code and, thus, is not a road or portion of a road certified by the board of township trustees to the director of transportation in accordance with that division as mileage in the township used by and maintained for the public.

WHEREAS, the western portion of Cherry Alley a township road in the unincorporated Village of Moreland, Franklin Township, Wayne County, Ohio is requested to be vacated, described further in Exhibit 2 and depicted in Exhibit 1 attached hereto and incorporated herein, is not used to calculate distribution of the auto registration distribution fund under R.C. 4501.04(E), and, thus, is not a road certified by the Franklin Township Board of Trustees to the director of transportation as mileage in Franklin Township used by and maintained for the public; and

WHEREAS, the Franklin Township Board of Trustees desires to petition the Board of Commissioners, Wayne County, Ohio to vacate that western portion of Cherry Alley which is further described and depicted in Exhibit 2 and Exhibit 1.

NOW, THEREFORE, BE IT RESOLVED, that the Franklin Township Board of Trustees hereby requests the vacation of the western portion of Cherry Alley which is described and depicted in Exhibit 2 and Exhibit 1; and

BE IT FURTHER RESOLVED, that the Franklin Township Board of Trustees hereby directs the Franklin Township Fiscal Officer to file a copy of this Resolution, as a petition for vacation, with the Board of County Commissioners, Wayne County, Ohio and to certify another copy to the Wayne County Engineer.

IT IS FURTHER RESOLVED, that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board of Township Trustees and that all deliberations of such Board were in meetings open to the public, in compliance with Ohio law, including R.C. 121.22.

Mr. Burkhart made the motion to adopt this Resolution and Mr. Sidle seconded that said motion. On the roll being called the vote resulted as follows:

Mr. Dan E. Burkhardt, YesMr. Dale E. Sidle, YesMr. Matt G. Gress, Yes

Resolution 2021-6-616 adopted on the 26th day of July, 2021.

This Conveyance has been examined and the Grantor has complied with Section 319.202

Of the Revised Code

Fee \$ ✓Exempt ✓

JARRA L. UNDERWOOD, County Auditor

Page 1 of 2

AMT. PD \$3.00 DATE 10 / 29 / 21  
JARRA L. UNDERWOOD, AUDITOR

Johnna Hatten  
Johnna Hatten

DEPUTY

I hereby certify this is a true and correct copy of the original on file.

Diane L. Auster  
Wayne County Commissioners  
Diane L. Auster

(6)

CERTIFICATION:

The foregoing Resolution was duly adopted by the Franklin Township Board of Trustees and filed with the Franklin Township Fiscal Officer this 26 day of July, 2021.

David L. Bricker

David L. Bricker, Fiscal Officer

CHERRY ALLEY VACATION  
PROPOSED VACATED ALLEY MARKED IN GRAY HIGHLIGHT

MORELAND

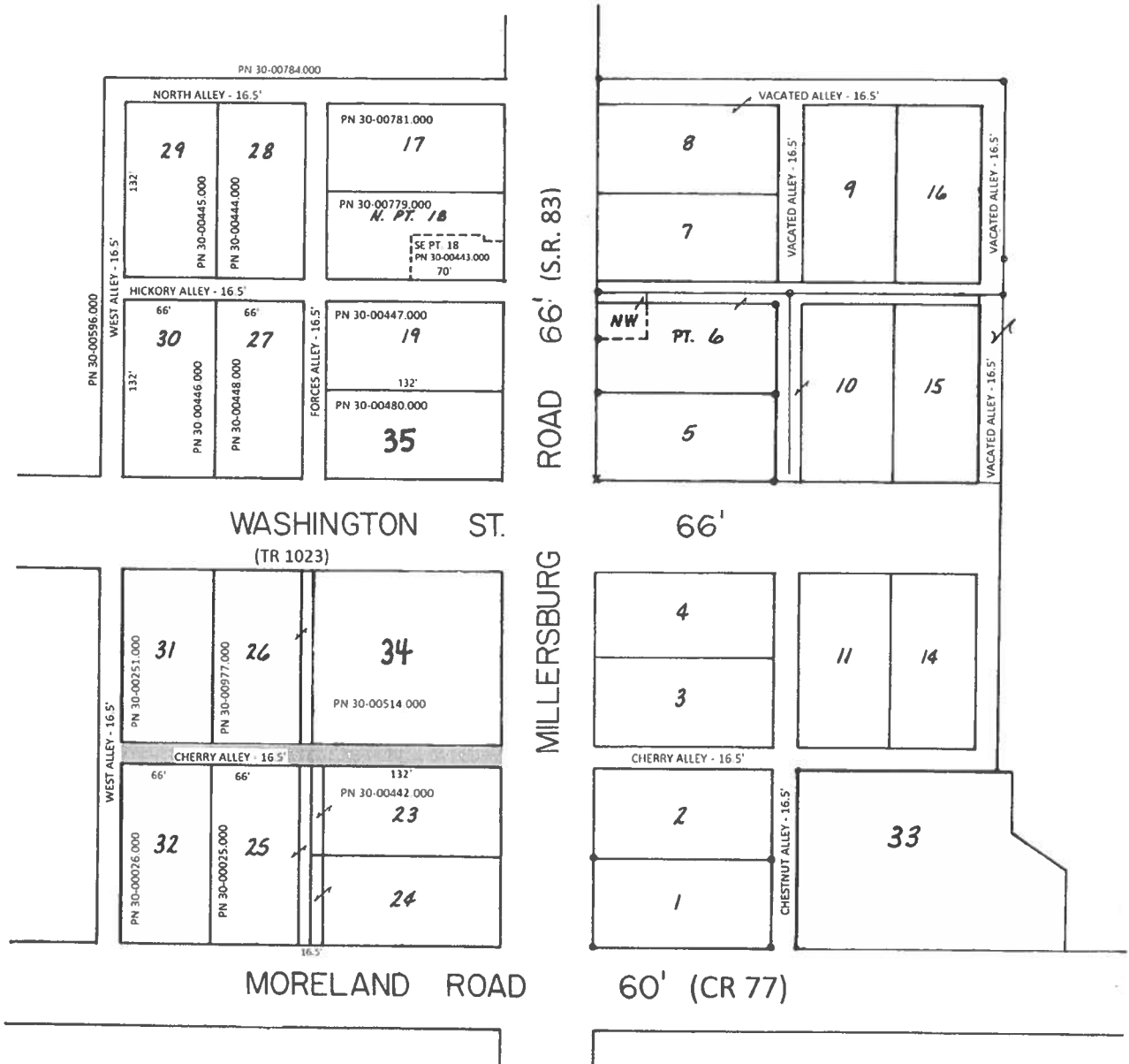
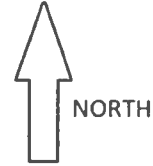


EXHIBIT 1

**Cherry Alley Vacation Description:**

Vacation of Cherry Alley, 16.5 feet wide, in the Unincorporated Village of Moreland. Situated in the S.W. Quarter of Section 4, Twp. 14 N., R. 13 W. in Franklin Township, Wayne County, Ohio and being a strip of land 16.5 feet by 280.5 feet between the Eastern R/W Line of West Alley (16.5') to the Western R/W line of Millersburg Road (66')(SR 83) as recorded in Plat Book Volume 1, Page 29. Attached Exhibit 1 shows proposed vacated alley marked in gray highlight.

**North Adjoiners:**

P.N. 30 – 00251.000, Lot 31  
Mark A. and Margaret Luhring  
73 W Moreland Road  
Wooster, OH 44691

P.N. 30 – 00977.000, Lot 26  
Brenda G. Tipple  
7133 Millersburg Road  
Wooster, OH 44691

P.N. 30 – 00514.000, Lot 34  
Moreland Community Historical Society  
138 E Moreland Road  
Wooster, OH 44691

**South Adjoiners:**

P.N. 30 – 00026.000, Lot 32; P.N. 30 – 00025.000, Lot 25  
Alisha Lorraine Tope  
67 W Moreland Road  
Wooster, OH 44691

P.N. 30 – 00442.000, Lot 23  
Billie Jo Corbin  
1260 Hunt Club Drive  
Wooster, OH 44691