

WAYNE COUNTY TAX MAP  
Initials SDP FILE# 2023-2895  
DATE 8/15/2023  
IDENT. WS.005

VILLAGE OF WEST SALEM  
WAYNE COUNTY, OHIO  
ORDINANCE NO. 23-13

Filed for Record in Wayne County, Ohio  
202300007400 08/15/2023 11:41 AM COPY  
Jane Carmichael Rec Fees: \$42.00  
VACT OR Vol 33 Pgs 461 - 463

**AN ORDINANCE OF THE VILLAGE OF WEST SALEM, OHIO VACATING A PORTION OF ASPEN LANE IN THE VILLAGE, AND DECLARING THE SAME AN EMERGENCY.**

WHEREAS, Pursuant to Section 723.04 of the Ohio Revised Code, the owners of properties abutting a portion of Aspen Lane has petitioned the Village Council to vacation of this road portion, Village Council has determined there is good cause for the vacating said portion of Aspen Lane, that it will not be detrimental to the general interest of the Village, and that it should be done, and notice of such vacating is not required in accordance with Section 723.06 of the Ohio Revised Code because the owners of the lands abutting this portion of Aspen Lane has filed written consents thereto with the Village;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WEST SALEM, WAYNE COUNTY, OHIO, AS FOLLOWS:

SECTION I: Council Orders that the following portion of Aspen Lane shall be vacated pursuant to Section 723.04 of the Ohio Revised Code:

ASPEN LANE between the following lots:

92 25-00125.000 David P. Berry, Trustee, and Beverly Berry, Trustee  
of The D & B Berry Family Trust dated 10/27/2022

93 25-00841.000 Charles Davison aka Charles E. Davison

A Map showing the above-mentioned lots and the portion of Aspen Lane hereby vacated is attached hereto.

SECTION II: This Ordinance is hereby declared to be an emergency measure by reason of the immediate need to vacate the above portions of Aspen Lane in the Village of West Salem so that the resulting property can be utilized for purposes intended by the owners and the Village will no longer have to maintain the right-of-way represented by those portions of Aspen Lane and, therefore, this Ordinance shall go into immediate operation and effect.

This Conveyance has been examined and the  
Grantor has complied with Section 319.02  
Of the Revised Code.

FEE \$ ✓  
EXEMPT ✓

JARRA L. UNDERWOOD, County Auditor

AMT. PD \$1.00 DATE 8/15/23  
JARRA L. UNDERWOOD, AUDITOR

Amy L Murray DEPUTY

Dale Kline  
DALE KLINECT  
MAYOR OF THE VILLAGE OF WEST SALEM, OHIO

ATTEST:

Laura Tomechko  
LAURA TOMECHKO, FISCAL OFFICER  
THE VILLAGE OF WEST SALEM, OHIO

PASSED IN COUNCIL THIS 9th DAY OF August, 2023.

**CONSENT TO VACATE A PORTION OF ASPEN LANE  
IN THE VILLAGE OF WEST SALEM, OHIO**

The undersigned are owners of real property abutting a portion of Aspen Lane in the Village of West Salem, Wayne County, Ohio, and the undersigned specifically consents to the vacation of the portion of Aspen Lane described as follows:

Aspen Lane abutting the following lots:

Situated in the Village of West Salem, County of Wayne, and State of Ohio:

And known as Lot Number 92, platted in Volume 1, Page 105 of the Wayne County Plat Records.

Parcel No. 25-00125-000

Deed Reference: OR 952, Page 948

Situated in the Village of West Salem, County of Wayne, and State of Ohio:

And known as Lot Number 93, platted in Volume 1, Page 104 of the Wayne County Plat Records and Volume 887, Page 2905 of the Wayne County Recorder's Records.

Parcel No. 25-00841.000

Deed Reference: OR 887, Page 2950

**Lot 92**

**Lot 93**

David P. Berry, Trustee  
DAVID P. BERRY, Trustee  
THE D&B BERRY FAMILY TRUST DATED  
10/27/2022

Date: July 17, 2023

Beverly B. Berry, Trustee  
BEVERLY BERRY, Trustee  
THE D&B BERRY FAMILY TRUST DATED  
10/27/2022

Charles Davison  
CHARLES DAVISON aka Charles E  
Davison  
Date: July 16, 2023

Village of West Salem  
Wayne County, Ohio  
Vacation of Portion of Aspen Lane

