

RESOLUTION 2026-003

RESOLUTION OF BOARD OF TRUSTEES

CHARTER TOWNSHIP OF ADRIAN, MICHIGAN

Data Center Temporary Moratorium

WHEREAS, the Charter Township of Adrian Zoning Ordinance has Data Processing and Computer Centers as permitted principal uses in Article 4.11.1(c) (C-P, Business Professional District), Article 4.12.1(a) (C-R, Restricted Commercial District), Article 4.13.1(a) (C-H, commercial Highway); and as Wireless Communication Facilities as permitted as a Principal Special Land Uses in Article 4.6.2(y), Article 4.12.2(i), Article 4.13.2(s), Article 4.14.2(y), Article 4.15.2(e); and

WHEREAS, Adrian Charter Township has entered into an agreement with Region II for the updating and codifying to the Master Plan and Zoning and Ordinance book; and

WHEREAS, Adrian Charter Township has the intent to update, codify, reestablish, reapprove, and reimplement additional standards of all ordinances, including those specific to data centers and similar uses;

WHEREAS, it has recently come to the attention of the Board of Trustees that the Charter Township of Adrian should study and review whether data centers require additional local regulation within Adrian Township, and whether absent such additional local regulation, data centers may interfere with other land uses, and may have substantial impacts on the environment, public health, safety, and welfare; and

WHEREAS, the Charter Township of Adrian has a legitimate public purpose in assessing the regulation of the establishment and use of data centers within Adrian Township; and

WHEREAS, the Board of Trustees is desirous of assessing its regulations to implement an appropriate regulatory approach for addressing potential impacts of data centers while ensuring the sustainable and responsible development of data centers within Adrian Township, which may include designated areas where data centers may be located within Adrian Township; and

WHEREAS, the Board of Trustees wishes to consider and assess amendments to its current regulations regarding the use of data centers that are consistent with all applicable state and federal laws, including any controlling precedent from the United States Supreme Court; and

WHEREAS, the time to consider and assess regulation of data centers is within the next year as we work with Region II updating our Master Plan and Zoning and Ordinance book.

WHEREAS, the Charter Township of Adrian is legitimately invested in ensuring that data centers do not interfere with other land uses, or have substantial negative impacts on the environment, public health, safety, and welfare, which include impacts on water supply, water discharge, noise, air quality, utility services, energy usage, the natural environment, and the local and regional economy; and

WHEREAS, it is a routine and an appropriate method to enact a reasonable and temporary moratorium to consider enactment of any ordinance amendment; and

WHEREAS, the Board of Trustees finds that it is necessary and reasonable to establish a temporary moratorium on the establishment and use of data centers within Adrian Township for twelve (12) months or until the Board of Trustees has enacted a regulatory ordinance setting forth the regulations for the establishment and use of data centers within Adrian Township.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Charter Township of Adrian, Michigan that:

Section 1: Moratorium. The Charter Township of Adrian hereby temporarily enacts a prohibition on the establishment and use of data centers, data processing centers, computer centers, wireless communication facilities, and similar uses, including without limitation, approval of such use within Adrian Township, pending further study and enactment of Township regulation addressing the same.

Section 2: Term; Renewal. This Moratorium shall terminate and be of no further effect twelve (12) months from the effective date of this Moratorium unless the Board of Trustees adopts a resolution extending the moratorium or terminating the moratorium.

Section 3: Scope of Restriction. During this Moratorium period, the Charter Township of Adrian shall not accept, review, or approve any application for a Zoning Compliance, Special Land Use, or Site Plan for the purpose of establishing a data center, data processing center, computer center, or similar use.

Section 4: Mandate of Study. The Charter Township of Adrian Planning Commission, in consultation with Region II staff and Township legal counsel, is directed to review the current Zoning Ordinance, study land use regulations for data centers, data processing center, computer centers, wireless communication facilities, and similar uses, and propose amendments that address development standards for these uses that, at a minimum, address impacts on water supply, water discharge, noise, air quality, utility services, energy usage, the natural environment, and the local and regional economy.

Section 5: Appeal. An appeal of this Moratorium may be granted upon the request of an applicant aggrieved by this Moratorium if the Board of Trustees finds that an exception to this Moratorium would not impact the health, safety, and welfare of Adrian Township and is deemed reasonable by the Board of Trustees in exercising its legislative authority over land use regulation to remain consistent with the Charter Township of Adrian Zoning Ordinance.

Section 6: Effective Date. This Moratorium shall take effect immediately – May 11, 2026