

## **RESOLUTION**

### **A RESOLUTION DECLARING A MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS RELATING TO THE ESTABLISHMENT OR EXPANSION OF DATA CENTERS.**

**WHEREAS,** the Governing Authority of DeKalb County from time to time reviews its ordinances to ensure that its laws preserve the quality of life for citizens while imposing limited and effective regulations on certain industrial and commercial uses that impact quality of life; and

**WHEREAS,** during the next one hundred (100) days, the Governing Authority of DeKalb County intends to study the effects of data centers on the health, safety, and welfare of the County's residents and businesses; and

**WHEREAS,** during the next one hundred (100) days, the Governing Authority of DeKalb County intends to consider revisions to the Code designed to protect the health, safety, and welfare of the County's residents and businesses; and

**WHEREAS,** the Governing Authority of DeKalb County intends to consider revisions to the Code designed to protect existing access to power and water supply for the County's residents;

**WHEREAS,** the Governing Authority of DeKalb County must take immediate and responsive action to protect the interests of DeKalb County, and it is in the best interests of the health, safety and welfare of the citizens of DeKalb County that no applications be accepted in unincorporated DeKalb County for a period of one hundred (100) days if such applications relate to the establishment of new data centers or the expansion of currently existing data centers, including any applications for special land use permits, rezonings, land disturbance permits, building permits, business licenses, or certificates of occupancy.

**WHEREAS,** by enactment of this moratorium the Governing Authority of DeKalb County Governing Authority does not intend to disturb the operation of any data center that is operating lawfully on the date of adoption of this moratorium.

**NOW, THEREFORE, BE IT RESOLVED AND IT IS DECLARED BY THE GOVERNING AUTHORITY OF DEKALB COUNTY, GEORGIA, AS FOLLOWS:**

1. The moratorium imposed herein incorporates the findings and statements set forth in the preceding "Whereas" clauses and such clauses are made a part of this Resolution.
2. For the purposes of this Resolution, "data center" means a physical room, building, or facility that houses infrastructure for building, running, delivering or transmitting applications and services, or for storing and managing the data associated with those applications or services.
3. For a period of one hundred (100) days from the date of adoption of this Resolution, notwithstanding any provision of the Code to the contrary, there shall be a complete moratorium on the acceptance of any applications relating to the establishment of new data centers or the expansion of currently existing data centers, including any applications for special land use permits, rezonings, land disturbance permits, building permits, business licenses, or certificates of occupancy, in unincorporated DeKalb County.
4. For a period of one hundred (100) days from the date of adoption of this Resolution, notwithstanding any provision of the Code to the contrary, no licenses or permits shall be granted or denied concerning the establishment of new data centers or the expansion of currently existing data centers, including special land use permits, rezonings, land disturbance permits, building permits, business licenses, or certificates of occupancy for such establishments, in unincorporated DeKalb County.
5. This moratorium shall expire at 11:59 p.m. on October 16, 2025, unless shortened or extended by official action of the Governing Authority of DeKalb County.
6. The Planning and Sustainability Department and the Law Department shall study the effects of data centers on the health, safety, and welfare of the County's residents and businesses.
7. Nothing in this Resolution shall prevent the continued operation of any existing data centers that is operating lawfully as of the date of enactment of this moratorium.
8. If any section, subsection, sentence, clause, phrase or other portion of this Resolution, or its application to any person, entity or circumstance, is held by a court of competent jurisdiction to be unconstitutional or invalid, the remainder of the Resolution, or application of the provision to other persons, entities or circumstances, shall not be affected.

**ADOPTED** by the DeKalb County Board of Commissioners, this \_\_\_\_\_ day of \_\_\_\_\_, **2025**

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**MICHELLE LONG SPEARS**

Presiding Officer  
Board of Commissioners  
DeKalb County, Georgia

**APPROVED** by the Chief Executive Officer of DeKalb County, this \_\_\_\_ day of  
\_\_\_\_\_, **2025**.

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**LORRAINE COCHRAN-JOHNSON**

Chief Executive Officer  
DeKalb County, Georgia

**ATTEST:**

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**BARBARA H. SANDERS-NORWOOD, CCC**

Clerk to the Board of Commissioners and  
Chief Executive Officer  
DeKalb County, Georgia

**APPROVED AS TO SUBSTANCE:**

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**CEDRIC HUDSON**

Interim Director of Planning and Sustainability

**APPROVED AS TO FORM:**

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**MATTHEW C. WELCH**

Interim County Attorney