

COPY

**CHARTER TOWNSHIP OF PAVILION
KALAMAZOO COUNTY, MICHIGAN**

NOTICE OF SUBMISSION OF ORDINANCE

To: The residents and property owners of the Charter Township of Pavilion, Kalamazoo County, Michigan and any other interested persons.

PLEASE TAKE NOTICE that the following ordinance was submitted to the Charter Township of Pavilion Township Board at its board meeting on June 13, 2026, and will be considered for adoption at the next regular Township Board meeting to be held on August 10, 2026 at 6:00 p.m. at the Charter Township of Pavilion Township Hall, 7510 East Q Avenue, Scotts, MI 49088, within the Township. A summary of the ordinance is as follows:

**ORD. 184-AN ORDINANCE TO ENACT A TEMPORARY MORATORIUM
ON DATA CENTERS**

SECTION I FINDINGS. This section includes findings supporting a temporary moratorium on data centers.

SECTION II MORATORIUM/TERM OF MORATORIUM. A temporary moratorium is imposed on the acceptance and/or processing of applications for a data center. The moratorium is in effect for one year following the adoption of this ordinance or until the effective date of new township ordinances or regulations addressing data centers, whichever occurs first.

SECTION III EXTENSION OF MORATORIUM. The Township Board may extend the moratorium by resolution under certain circumstances.

SECTION IV SEVERABILITY. The provisions of this Ordinance are severable.

SECTION V REPEAL. This section provides for repeal of any conflicting ordinances.

SECTION VI EFFECTIVE DATE. This Ordinance shall take effect upon publication after adoption.

PLEASE TAKE FURTHER NOTICE that the full text of the proposed Ordinance has been posted on the Township's website and is available for inspection by contacting the undersigned during regular business hours of regular business days.

PLEASE TAKE FURTHER NOTICE that Pavilion Charter Township will provide necessary, reasonable auxiliary aids and services to individuals with disabilities attending the meeting upon three (3) days' notice to the Charter Township of Pavilion Township Clerk of the need for the same.

CHARTER TOWNSHIP OF PAVILION

Karen Siegwart, Clerk
7510 East Q Ave.,
Scotts, MI 49088
269-327-0462
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**CHARTER TOWNSHIP OF PAVILION
COUNTY OF KALAMAZOO, STATE OF MICHIGAN
ORDINANCE NO. 184**

ADOPTED: _____

EFFECTIVE: Upon publication after adoption

**AN ORDINANCE TO ENACT A TEMPORARY MORATORIUM ON
DATA CENTERS**

An Ordinance to protect the public health, safety, and welfare by establishing regulations relating to a limited moratorium on considering applications for data centers, while the Township completes a study of the ordinances and regulations pertaining thereto; to provide for severability; to repeal all ordinances or parts of ordinances in conflict therewith; and to provide an effective date.

**CHARTER TOWNSHIP OF PAVILION
KALAMAZOO COUNTY, MICHIGAN**

ORDAINS:

**SECTION I
FINDINGS**

In accordance with Public Act 359 of 1947, MCL 42.1 *et seq.*, as amended, the Board of Trustees for the Charter Township of Pavilion has determined the following:

1. That the approval of data centers may result in or produce negative impacts on permitted land uses and development and may harm the public health, safety and general welfare of property owners and residents of the Township.
2. The Township Board is aware of significant public health, safety, and welfare concerns being raised by the public about the impacts of data centers.
3. The Township has a legitimate public purpose in assessing the regulation of the establishment and use of data centers within the Township to ensure that data centers do not interfere with other land uses, or have substantial negative impacts on the environment, public health and safety.
4. The Township Board finds that adopting a temporary moratorium is reasonable and necessary for, among other reasons, the following reasons:
 - A. Michigan courts have recognized that a moratorium is a common and legitimate tool to preserve the status quo while formulating a development strategy.

- B. The Township Board desires to review and study the public health, safety, and welfare concerns regarding data centers and any Township regulations that may impact and/or regulate such projects.
 - C. The adoption of a temporary moratorium will allow the Township Board adequate time to study and possibly implement revisions to the Township's ordinances and regulations, including attention to and consideration of citizen input and involvement, public debate, and full consideration of all issues and points of view.
5. The Township Board accordingly determines that it is desirable and in the public interest for the reasons set forth above that the Township Board adopt a temporary moratorium on the acceptance and/or processing of any applications for data centers.

SECTION II

MORATORIUM/TERM OF MORATORIUM

The Township Board adopts a temporary moratorium on the acceptance and/or processing of any applications for a data center. The temporary moratorium is in effect for one (1) year from the adoption of this Ordinance, or until the effective date of any amended or new Township ordinances or regulations addressing data centers are effective, whichever date occurs first.

SECTION III

EXTENSION OF MORATORIUM

Before this moratorium expires, the Township Board may extend the temporary moratorium by resolution as appropriate to allow sufficient time to complete amendments or additions to its ordinances and regulations.

SECTION IV

SEVERABILITY

The provisions of this Ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of this Ordinance which shall continue in full force and effect.

SECTION V

REPEAL

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION VI
EFFECTIVE DATE

This Ordinance shall take effect upon publication after adoption.

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