KEELER TOWNSHIP

COUNTY OF VAN BUREN, STATE OF MICHIGAN

ORDINANCE NO. 7-7-2026-1

ADOPTED: _____

EFFECTIVE: Upon eight (8) days publication after adoption

AN ZONING ORDINANCE AMENDMENT TO ENACT A TEMPORARY MORATORIUM ON DATA CENTERS

An ordinance to amend Chapter 19 of the Keeler Township Zoning Ordinance, titled, "Administration and Enforcement" to add new sub-section 19.15, titled, "Temporary Moratorium on Data Centers" to protect the public health, safety, and welfare by establishing regulations relating to implement a temporary moratorium on considering applications for Data Centers; to allow the Keeler Township Planning Commission to complete a study of the Township Zoning Ordinances and regulations pertaining thereto; consider possible subsequent amendments to current Township Zoning Ordinance pertaining thereto; to provide for severability; to repeal all Ordinances or parts of Ordinances in conflict therewith; and to provide an effective date.

KEELER TOWNSHIP

VAN BUREN COUNTY, MICHIGAN

ORDAINS:

SECTION I
AMENDMENT TO CHAPTER 19 OF THE KEELER TOWNSHIP ZONING ORDINANCE

This Section amends Chapter 19 of the Keeler Township Zoning Ordinance, titled, "Administration and Enforcement" to add new sub-section 19.15, titled, "Temporary Moratorium on Data Centers" and reads in its entirety as follows:

SECTION 13.15 TEMPORARY MORATORIUM ON DATA CENTERS.

Findings

In accordance with Public Act 246 of 1945, MCL 41.181 *et seq*., as amended and as authorized the Michigan Zoning Enabling Act, PA 110 of 2006, as amended, Keeler Township has determined the following:

1. 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 Keeler Township.

2. The Township recognizes its fiduciary duty to the Township by ensuring the public health, safety, and welfare concerns about the impacts of Data Centers as a land use on the residents and property owners of the Township.

3. The Township has a legitimate public purpose in assessing the regulation of the establishment and use of Data Centers and compatibility 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. 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 desire to review and study the public health, safety, and welfare concerns regarding Data Centers, and any land use regulations that may impact and/or regulate such projects.

   C. The adoption of a temporary moratorium will allow the Township Planning Commission adequate time to study and possibly implement text amendments to the Township Zoning Ordinance in effect 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. It is desirable and in the public interest for the reasons set forth a temporary moratorium on the acceptance and/or processing of any applications for Data Centers.

6. The temporary moratorium would allow for consideration of changes in land use that have occurred since the provisions in the zoning ordinance were established.

SECTION II
MORATORIUM/TERM OF MORATORIUM

The temporary moratorium is twelve (12) months from the date this ordinance goes into effect, or until the effective date of any amended or new Township Ordinances or regulations addressing Data Centers is effective, whichever date occurs first.

SECTION III

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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 such 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 eight (8) days upon publication, after adoption.

KEELER TOWNSHIP
Angie Sexton, Clerk
64151 Territorial Rd W
Hartford, MI 49057
(269) 621-4427
www.keelertownshipmi.gov
clerk@keelertownship.org

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