

RESOLUTION NO. 2026-_____

A RESOLUTION ESTABLISHING A MORATORIUM ON THE CONSTRUCTION AND OPERATION OF DATA CENTERS IN MACON COUNTY GEORGIA; REPEALING ALL RESOLUTIONS IN CONFLICT HERewith; AND FOR OTHER PURPOSES.

WHEREAS, the Chairman and Board of Commissioners, ("Commission"), as the governing authority of Macon County, Georgia, exercises the powers, duties, and responsibilities vested in such governing authority through local Acts and Georgia law; and

WHEREAS, the Commission is vested with substantial powers, rights, and functions to generally regulate activities for the purpose of protecting the public health, safety, and the general welfare of the citizens of the County; and

WHEREAS, Georgia law recognizes that local governments may impose moratoria on building permits and other development approvals where certain circumstances warrant the same; and

WHEREAS, the Commission has observed a rapidly increasing interest in the construction and operation of data centers in Georgia, including within the County; and

WHEREAS, the Commission is interested in reviewing and amending policies, rules, criteria, and/or regulations for the construction and operation of data centers within the County in order to balance such growth with other important economic and growth factors and to promote balanced growth that will further the prosperity of the County as a whole; and

WHEREAS, the Commission is considering revisions to its Code of Ordinances and development regulations for the construction and operation of data centers; and

WHEREAS, the Commission finds that it is in the best interest of the citizens of Macon County to place a moratorium on the construction and operation of data centers within the County until the review and possible revisions are completed.

NOW, THEREFORE, BE IT RESOLVED by the Chairman and Board of Commissioners of Macon County as follows:

Section 1. Based on the forgoing, the Commission hereby enacts a moratorium on the construction and operation of data centers within the unincorporated area of Macon County until the Commission adopts or amends development regulations on the construction and operation of data centers, or for one hundred eighty (180) days, whichever occurs sooner.

Section 2. The temporary moratorium enacted herein shall be effective immediately upon passage of this resolution and shall expire no later than midnight 180 days from the date of adoption, or earlier if lifted by action of the Commission.

Section 3. The sections, paragraphs, sentences, clauses, and phrases of this resolution are severable, and if any phrase, clause, sentence, paragraph, or section of this resolution is declared illegal or void by a valid judgment or decree of any court of competent jurisdiction, such

declaration shall not affect any of the remaining phrases, clauses, paragraphs, and sections of this resolution.

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict. The preamble of this resolution shall be and is hereby incorporated by reference as if fully set out herein.

SO RESOLVED, this 17th day of September, 2026.

**MACON COUNTY BOARD OF
COMMISSIONERS**

By: Bob Melvin
Chairman, Bob Melvin

Attest: Gary H. Stanley
Clerk,