

**RESOLUTION 2092026A , TO IMPOSE A TEMPORARY MORATORIUM ON
APPROVAL OF DATA CENTERS**

WHEREAS, the Hayes Township Zoning Ordinance does not address data centers; and

WHEREAS, data centers are being proposed in communities in Michigan; and

WHEREAS, data centers currently operating in Michigan are of a significantly higher intensity than typical uses of property within the Township; and

WHEREAS, for the health, safety, and welfare of the residents of Hayes Township, and for the protection of its natural resources, it is necessary that portions of the Zoning Ordinance be revised and rewritten to regulate data centers and clearly define the parameters for their consideration by the Township; and

WHEREAS, the Hayes Township Board of Trustees has concluded that it is necessary to study and consider proposed amendments to the Zoning Ordinance to ensure a consistent, cohesive and sensible policy, which conforms to the most recent jurisprudence is developed and maintained with regard to data centers and regulation of data centers; and

WHEREAS, the Hayes Township Board of Trustees has concluded that, during the pendency of such consideration, it would be counterproductive for applications relating to data centers to move forward; and

WHEREAS, the Hayes Township Board of Trustees has concluded that, during the course of deliberations on the anticipated revisions, there should be a deferral of review of data center applications; and

WHEREAS, the Hayes Township Board of Trustees has received a request from the Hayes Township Planning Commission to consider the imposition of a moratorium to give it time to conduct the necessary research and review and to recommend necessary changes to the Hayes Township Zoning Ordinance,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. For a period commencing on the date of this resolution and terminating one hundred eighty (180) days from the date of this resolution, and except as otherwise provided herein, and unless terminated earlier by subsequent Ordinance or Resolution, there shall be no consideration or action taken by the Township Board, Planning Commission, or other Township entity, official, or agent, on applications for data centers under the Zoning Ordinance or any other applicable section of the Hayes Township ordinances.
2. No data centers shall be accepted for review, consideration, approval, or otherwise allowed during the moratorium period.
3. The Township Planning Commission, along with any necessary planners, engineers, Township officials, and attorneys, shall proceed with efforts to study the relevant state of the law, and shall present to the Township Board and Planning Commission a proposed

plan for amending the Zoning Ordinance, or the adoption of any other necessary ordinances, or any combination thereof, with respect to applicants for data centers, as deemed appropriate.

4. The Township Board may extend the term of this moratorium resolution prior to the expiration of its then-current term, if the Township Board determines additional time is necessary to consider and possibly adopt the ordinance amendments as described herein. Such extensions shall be for thirty (30) days, and multiple extensions are allowed. All other provisions of this Resolution shall remain in full force and effect during any such extension period.

ADOPTED BY THE FOLLOWING VOTE:


YEAS: Matt Cunningham, Julie Collard, Kristin Baranski, William Conklin

NAYS: None


ABSTAIN: None

ABSENT: Doug Kuebler

Declared adopted on February 9, 2026

 2-10-2026

Kristin Baranski, Hayes Township Clerk

 2-16-2026

William Conklin, Hayes Township Supervisor