

## **RESOLUTION OF THE CITY OF BYRON**

**A RESOLUTION PURSUANT TO THE CHARTER AND CODE OF BYRON, TO EXTEND THE TEMPORARY MORATORIUM ON THE ACCEPTANCE AND/OR APPROVAL OF APPLICATIONS FOR ZONING, REZONING, PERMITTING, DEVELOPMENT, REDEVELOPMENT, PLATTING, CONSTRUCTION, PERMITTING, LAND USES, LAND DISTURBANCES, AND RELATED MATTERS RELATING TO DATA CENTERS IN ALL LAND ZONES WITHIN THE CORPORATE LIMITS OF THE CITY OF BYRON UP TO AND THROUGH OCTOBER 13, 2026; AND FOR OTHER PURPOSES.**

**WHEREAS**, The City of Byron, a municipality in Peach County, State of Georgia, is lawfully empowered to regulate zoning, construction, development, permitting, and land use standards within its jurisdiction; and

**WHEREAS**, on January 29, 2026, the City passed a resolution to create a temporary moratorium on the acceptance and/or approval of applications for zoning, rezoning, permitting, development, redevelopment, platting, construction, permitting, land uses, land disturbances, and related matters relating to data centers in all land zones within the corporate limits of the City of Byron which was set to expire on July 31, 2026; and

**WHEREAS**, the temporary moratorium was extended up to and through September 15, 2026; and

**WHEREAS**, during the moratorium, the City of Byron held multiple public meetings which were widely advertised and well-attended by citizens of Byron, Peach County, Crawford County, and other areas, for the purpose of gaining public input, ideas, and concerns relating to data centers, their functions, and the effects thereof; and

**WHEREAS**, the Mayor and Council of the City of Byron actively sought and continue to seek public input, ideas, and concerns relating to data centers and desire to actively integrate ideas obtained from the public, research, and travel and visits to areas of Georgia which have data centers located therein; and

**WHEREAS**, Members of City Council travelled to various locations in Georgia to review nine data centers in nine locations to gain further knowledge and insight and to perform additional research on data centers; and

**WHEREAS**, the Mayor and City Council and its departments, staff, and agents are actively in the process of reviewing those portions of the City Code, including the Appendix A - Land Development, Zoning Ordinance And Subdivision Regulations, including but not limited to those portions which relate to the zoning, rezoning, development, redevelopment, platting, construction, permits, land uses, land disturbances and related matters as they relate to data centers within its jurisdiction to ensure that such regulations are properly drawn to both protect the interest of the community as a whole, as well as protect the vested and individual rights of Byron's citizens and businesses; and

**WHEREAS**, a review of the current code and land use regulations relating to data centers is being undertaken promptly but with all deliberate speed, and is estimated to require at least several months to complete; and

**WHEREAS**, during the period of review, proposal, consideration, hearings, notices, amendments, and adoption of any changes to the Code relating to data centers, the City of Byron desires to maintain the status quo and provide consistent regulations going forward; and

**WHEREAS**, it has become clear that issues relating to data centers are among the most widely discussed topics and are of great importance to the citizens, cities, and counties in the Middle Georgia area, the State of Georgia, and the United States of America; and

**WHEREAS**, the Mayor and Council of Byron desire to ensure that the City's ordinances regulating data center development and operation are properly designed and maintained to prevent the benefits data centers can provide to the City from being outweighed by any negative impacts that such centers may have on the City in the form of utility usage, noise, traffic, depletion of natural resources and/or undeveloped land, and otherwise; and

**WHEREAS**, upon information and belief, data centers may be a valuable economic resource, it is in the public interest of the City of Byron to pause new construction so that the impact of such data centers on the land, natural resources, environment, utilities, and vital areas of Byron can be fully understood. The City of Byron has an essential public interest in establishing minimum standards for land use relating to data centers to protect and preserve its land, natural resources, environment, utilities, vital areas, and promote the health, welfare, and well-being and of its citizens and businesses; and

**WHEREAS**, in order to have the time necessary to continue to review and revise the City's ordinances, land use regulations, and zoning districts as they relate to data centers, the Mayor and Council desire to extend the temporary moratorium, which is set to expire on July 31, 2026, to maintain and protect the status quo and allow the governing authority to take those steps necessary, including public comments and hearings, in developing regulations for purposes stated herein; and

**WHEREAS**, the Mayor and Council define the continuation of the current temporary moratorium to be substantially related to the public health, safety, morals, and general welfare of the City and its citizens and its businesses, and further finds that the action taken herein is in the interest of the public, generally, as distinguished from those of a particular class, and further that said action is necessary to accomplish the purposes outlined herein and will not be unduly burdensome or oppressive upon citizens and businesses; and

**WHEREAS**, this extension of the temporary moratorium is adopted pursuant to the police powers of the governing body of the City of Byron for the purposes of protecting the public interest and in order to avoid issues relating to the proper designations of zoning and regulation of land uses and permitting, as they relate to data centers, and the moratorium is narrowly tailored to meet such purposes, and the moratorium is established for the shortest reasonably possible duration so that the purpose of the moratorium can be met in a reasonable time.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council and Mayor of the City of Byron, Georgia, that:

The City formally extends the existing, extended January 29, 2026, temporary moratorium on applications, zoning, rezoning, development, redevelopment, platting, construction, permitting, land use, land disturbance, and related matters in all zones, land, and parcels of property within in the City of Byron to the extent they relate to data centers. Subject to the City of Byron's inherent powers to extend the current moratorium, such moratorium shall continue to be in effect until October 13, 2026, or until such time as the City revokes said moratorium by Resolution, whichever occurs first.

During this moratorium extension, the status quo as to data centers shall be preserved. The various departments, commissions, agents, employees, and staff of the City of Byron will not accept, review, approve, or grant new applications for zoning, rezoning, development, redevelopment, platting, construction, permits, land uses, land disturbances, and related matters within the City of Byron relating to data centers.

During this moratorium extension, the Mayor and City Council, along with Byron's various departments, commissions, agents, employees, and staff of the City of Byron shall seek to review, amend, edit, and revise the City's ordinances, land use regulations, zoning districts for the purposes of data centers and to provide for the orderly zoning, rezoning, development, redevelopment, platting, construction, permits, land disturbances, land uses, and related matters within the City of Byron, which relate to data centers.

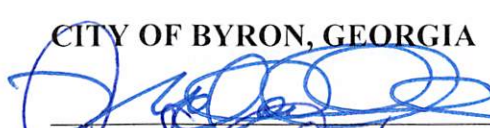
This moratorium extension shall not be applicable to any current land uses for which a permit has been issued by the appropriate City of Byron department prior to the effective date hereof

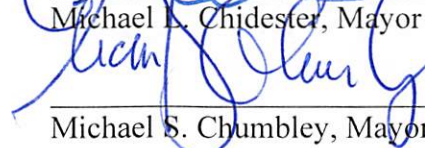
This moratorium extension is effective as of the date and time of its adoption as set out below. It is an intent of this Resolution that no gaps in time will exist between the Temporary Moratorium and this extension thereof.

**AND, BE IT FURTHER RESOLVED** by the City Council and Mayor of the City of Byron, Georgia, that all Resolutions or parts of Resolutions in conflict herewith are rescinded until such time as this moratorium extension terminates.

**SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 14<sup>th</sup> DAY OF September, 2026.**

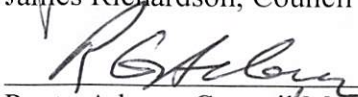
**CITY OF BYRON, GEORGIA**

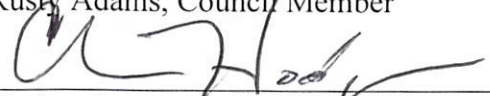
  
Michael L. Chidester, Mayor

  
Michael S. Chumbley, Mayor Pro Tem



  
James Richardson, Council Member

  
Rusty Adams, Council Member

  
Christopher C. Hodges, Council Member

  
Alan C. Dorsey, Council Member

Attest:

  
Telina Allred, City Clerk

(SEAL)