

**COMMONWEALTH OF KENTUCKY  
ALLEN COUNTY FISCAL COURT**

**ORDINANCE NO. 26-03**

**AN ORDINANCE IMPOSING A TWO YEAR MORATORIUM ON THE  
CONSTRUCTION, DEVELOPMENT, AND OPERATION OF DATA CENTERS OF ANY  
SIZE AND ALL DATA STORAGE FACILITIES WITHIN THE JURISDICTION OF  
ALLEN COUNTY FISCAL COURT**

**WHEREAS**, the COMMONWEALTH OF KENTUCKY has experienced increased interest in the development of data centers within its jurisdiction; and

**WHEREAS**, ALLEN COUNTY could serve as an optimal location for the development of data centers within its jurisdiction; and

**WHEREAS**, data centers have a significant impact on infrastructure, energy consumption, land use, and environmental sustainability; and

**WHEREAS**, current ordinances and regulations in ALLEN COUNTY may not adequately address the demands, unique characteristics and potential cumulative effects of data centers; and

**WHEREAS**, the ALLEN COUNTY FISCAL COURT deems it necessary to evaluate existing policies, infrastructure capacity, and long-term planning objectives regarding data centers; and

**WHEREAS**, the ALLEN COUNTY FISCAL COURT has the power to impose a temporary moratoria to protect the public health, safety, and welfare of its residents and visitors;

**NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:**

**SECTION I – Moratorium Imposed**

A moratorium is hereby imposed on the construction, development, and operation of data centers of any size and all data storage facilities within the jurisdiction of the ALLEN COUNTY FISCAL COURT for a period of two years effective from the date of this ordinance.

**SECTION II – Purpose**

The purpose of this moratorium is to allow the Allen County Judge Executive, magistrates, consultants, and relative stakeholders the opportunity to fully consider the environmental impacts, utility capacity, economic benefits for the community, and best practices from other jurisdictions of similar size and development and review and update local policies, regulations, and standards for data center development.

**SECTION III – Effective Date**

This ordinance shall take effect immediately upon the second reading and adoption by the ALLEN COUNTY FISCAL COURT.

FIRST READING: April 28, 2026

SECOND READING: May 26, 2026

COUNTY JUDGE/EXECUTIVE: Debra Harper

FISCAL COURT CLERK: Shirley Stewart