

VILLAGE OF BOSTON HEIGHTS	Codified?	First Reading <u> X </u>	Waiver 3-Reading Rule <u> </u>
RESOLUTION NO: 2025-11-50	Yes <u> </u>	Second Reading <u> </u>	Yes <u> X </u>
INTRODUCED BY <u> </u>	No <u> X </u>	Third Reading <u> </u>	No <u> </u>

**A RESOLUTION DECLARING A 12-MONTH MORATORIUM ON
ACCEPTING FOR FILING AND CONSIDERATION, REVIEW, AND
APPROVAL OF ALL NEW APPLICATIONS FOR DATA CENTERS AND
RELATED ACTIVITIES IN THE VILLAGE OF BOSTON HEIGHTS; AND
DECLARING AN EMERGENCY.**

WHEREAS, the need for centers containing networked computer servers typically used by organizations for the remote storage, processing, or distribution of large amounts of data, colloquially known as data centers (“Data Centers”), is growing throughout the United States and Northeast Ohio; and

WHEREAS, while the need for Data Centers grows, these facilities carry many risks and dangers to the community; and

WHEREAS, Data Centers require large amounts of electricity and/or other sources of power, which can place a burden on the local supply and drive up costs of electricity and/or other implemented power sources for others in the community, potentially resulting in brownouts or blackouts, which in turn threaten the health, safety, and general welfare of the community; and

WHEREAS, Data Centers also utilize large amounts of water, which can place a burden on the local supply, drive up costs, or even result in shortages for others, which also threatens the health, safety, and general welfare of the community; and

WHEREAS, just like Data Centers utilize large amounts of water, their sewage needs are substantial, placing an undue burden on others in the community and posing a material risk to sewage infrastructure due to the corrosive nature of the Data Center’s wastewater; and

WHEREAS, Data Centers produce ambient noise at substantial levels, which will need to be reasonably regulated and mitigated; and

WHEREAS, Village Council wishes to continue studying a planning and zoning framework relating to Data Center and related activities; and

WHEREAS, it is expected that said studies will lead to significant additions to the Village of Boston Heights’ Codified Ordinances with respect to planning and zoning for such activities and uses; and

WHEREAS, the Village Council deems there to be good cause and determines that it is in the best interest of the Village to provide for a reasonable moratorium on Data Centers for 12 months.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Boston Heights, Summit County, Ohio, as follows:

Section 1. There is hereby declared a moratorium upon the acceptance for filing and consideration, review, and approval of all new applications for Data Centers and any related activities or uses in the Village of Boston Heights.

Section 2. This Resolution shall not be construed as prohibiting this Village Council from extending said moratorium if Village Council deems, in its judgment, that good cause exists for the extension of said moratorium.

Section 3. That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the citizens of the Village, and for the further reason that the materials risks associated with Data Centers need to be immediately studied and then addressed in the Village's Codified Ordinances, given the imminent expansion and growth of Data Centers in Northeast Ohio; wherefore, this Resolution shall be in full force and effect immediately upon its passage.

PASSED:


DAVID MACCARONE, PRESIDENT PRO TEM

ATTEST:

I, Scott Varney, Fiscal Officer and Clerk of the Council for the Village of Boston Heights, Summit County, Ohio do hereby certify that the foregoing **Resolution 2025-11-50** was duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio at a meeting of Council on this **12th day of November, 2025.**


SCOTT VARNEY, FISCAL OFFICER