

authority to exercise the powers and responsibilities for comprehensive planning and land development regulation granted by law with respect to large load customers. A large load customer may not be considered an electric substation for the purposes of s. 163.3208.

Section 163.326(2), Florida Statutes (2026)

- 2.3 The County provides governmental services to its citizens, including the regulation of businesses, activities and land uses.
- 2.4 The appropriate regulation and permitting of businesses, activities and land uses are vital to the public's health, safety, morals and welfare, and deficient or inadequate regulations can lead to public harm.
- 2.5 Data Center Facilities are known to require substantial water resources for cooling systems and substantial electrical power to support continuous computing operations, which in some cases require infrastructure demands comparable to small municipalities.
- 2.6 Data Center Facilities have the potential to place significant demands on regional groundwater supplies, water treatment infrastructure, and electrical grid capacity.
- 2.7 The County currently lacks sufficient local comprehensive planning and/or land development regulations to properly address the unique planning, infrastructure, and compatibility considerations presented by Data Center Facilities, including considerations related to infrastructure capacity, land use compatibility, environmental impacts, and the efficient provision of public facilities and services.
- 2.8 Allowing the siting of Data Center Facilities to proceed without appropriate regulatory standards could create risks to the County's water resources, electrical infrastructure capacity, land use planning objectives, and long-term community development strategy.
- 2.9 Local governments may enact moratoriums if the moratorium is intended to preserve the status quo and is rationally related to the government's attempt to enact changes to development regulations. *WCI Communities Inc. v. City of Coral Springs*, 885 So. 2d 912 (Fla. 4th DCA 2004).
- 2.10 Florida courts have held that permissible basis for land use restrictions include concern about the effect of the proposed development on traffic, congestion,