

temporary moratorium, undertaken contractual commitments in an attempt to commence the location of the Data Center Facility on the premises.

7.5.4 The extent to which the applicant has, prior to the commencement of the temporary moratorium, incurred financial obligations to a lending institution in an attempt to commence the location of a Data Center Facility on the premises.

7.5.5 The extent to which the temporary moratorium will expose the applicant to substantial monetary liability to third persons, or would leave the applicant completely unable, after a thorough review of alternative solutions, to earn a return commensurate with the applicant's reasonable investment-backed expectations as to the premises.

7.6 At the conclusion of the public hearing and after reviewing the evidence and testimony placed before it, the Board shall act upon the application either to approve, to deny, or to approve in part and deny in part the same.

8. Applicants to Disclose Intent to Establish and/or Site a Data Center Facility. After the effective date of this ordinance, all applicants for a permit, development approval, license, rezoning, special exception, comprehensive plan amendment, conditional use, site plan permit under the Florida Building Code, permit under the Florida Fire Prevention Code and any other official action of the County shall be required to disclose in writing its intention to establish or site a Data Center Facility in connection with such application. In the event that it is determined by the County that any such applicant has failed to disclose its intent to establish or site a Data Center Facility, the County shall be authorized to:

8.1 For applications that are still pending: Deny the application.

8.2 For applications that have been granted: Take enforcement action against the resulting permit, license, order or other development approval as set out in this ordinance.

9. Only Effective in the Unincorporated Area of the County. This ordinance shall be effective only in the unincorporated area of the County.

10. Enforcement. At the County's discretion, the County may enforce this ordinance by any one or more of the following methods of enforcement:

10.1 Revocation or temporary suspension of the subject Permits;