

Egg Harbor Township

Resolution No. 416

2026

Resolution imposing a temporary moratorium on the acceptance of applications involving Data Centers through December 31, 2026

WHEREAS, the Township Committee of the Township of Egg Harbor is presently reviewing the Township's land use regulations as they may pertain to the development, construction and operation of data centers; and

WHEREAS, data centers may present land use and infrastructure considerations that differ from other commercial and industrial uses, including substantial demands upon electric, water and other utility infrastructure, as well as potential impacts related to noise, emergency services, environmental resources, site development and compatibility with surrounding land uses; and

WHEREAS, the Township Committee desires sufficient time to evaluate these potential impacts and to determine whether amendments to the Township's land use regulations, including appropriate definitions, permitted locations, bulk standards, performance standards or other safeguards, are necessary or appropriate to protect the public health, safety and welfare and promote sound land use planning; and

WHEREAS, the Township Committee finds that it is in the best interests of the Township and its residents to temporarily refrain from accepting new applications involving data centers while this review is being completed.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Egg Harbor, County of Atlantic, State of New Jersey, as follows:

1. For purposes of this Resolution, **"Data Center"** shall mean a facility whose principal use is the housing and operation of computer servers, data storage systems, networking equipment or similar digital infrastructure for the processing, storage, management or transmission of digital data. The term shall not include computer servers, networking equipment or similar technology that is accessory and incidental to another principal use of a property.
2. A temporary moratorium is hereby imposed on the acceptance of new land use applications involving the development, construction or establishment of a Data Center within the Township.
3. The moratorium shall remain in effect through **December 31, 2026**, unless earlier terminated, extended or otherwise modified by action of the Township Committee.
4. During the moratorium, the Township shall review its existing land use regulations and evaluate the land use, infrastructure, utility, environmental, public safety, and other potential impacts associated with Data Centers, and shall determine whether amendments, additional regulations, or safeguards are necessary or appropriate.
5. Nothing contained in this Resolution shall be construed to prohibit ordinary computer, server, networking or data-storage equipment that is accessory and incidental to an otherwise lawful principal use.
6. This Resolution shall take effect immediately.

Dated: October 7, 2026

Janice F. Hughes, RMC
Township Clerk