NOTICE OF SPECIAL COUNCIL MEETING OF THE AURORA CITY COUNCIL

(Open to the Public)
Monday, October 19, 2026
6:00 PM

Members of the Aurora City Council will participate in the October 19, 2026 Special Council Meeting.

Members of the public and media are invited to attend the Special Council Meeting in person or remotely through the options listed below.

View or Listen Live

Live streamed at www.auroraTV.org

Youtube.com/TheAuroraChannel

Cable Channels 8 and 880 in Aurora

In-person Participation

Members of the public may attend in-person at the Aurora Municipal Center, Paul Tauer Aurora City Council Chamber, 15151 E. Alameda Pkwy. The building is open to the public at 5 p.m. on the day of the special council meeting.

Public comment is welcome for items appearing on the agenda. Individuals must appear in person and speak from the podium.

- **Public Comment on Agenda Items:** Individuals are invited to comment in support of or to oppose any item listed on the agenda. Those wishing to comment on an agenda item must sign up in advance using the *Public Comment on Agenda Item* online request form beginning on the Friday before the special council meeting through 1 p.m. on the day of the special council meeting.

Visit the Addressing the City Council webpage for more information.

The city of Aurora is committed to the accessibility of our services and our responsibility to provide them in a non-discriminatory manner. The city recognizes the importance of effective and accurate communication with the community and values equal access to our programs, services and activities. If you seek a physical accommodation, or require the use of an auxiliary aid or device, or if you require an interpreter to help you access this event or service, please scan the QR code below to fill out a request form or contact the City Clerk's Office at cityclerk@auroragov.org or 303.739.7094:

Individuals are strongly encouraged to submit their requests three (3) days in advance of any scheduled event. For additional information, please visit AuroraGov.org/Accessibility.

City of Aurora, Colorado

Monday, October 19, 2026

SPECIAL COUNCIL MEETING
OF THE AURORA CITY COUNCIL

(Open to the Public)
PAUL TAUER AURORA CITY COUNCIL CHAMBER
6:00 PM

MEETING CANCELED

AGENDA

Special Council Meeting of the Aurora City Council

Monday, October 19, 2026, 6:00 p.m.
Paul Tauer Aurora City Council Chamber
15151 E Alameda Parkway
Aurora, CO 80012

The City Council may at any time vote to enter Executive Session to receive legal advice from the City Attorney for any item that is listed on the City Council agenda below. (C.R.S. §24-6-402(4)(b))

Pages

1. CALL TO ORDER

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE

4. RECONSIDERATION AND CALL UPS

5. GENERAL BUSINESS

5.a Data Center Moratorium 2026 2

R2026-111 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING A MORATORIUM ON THE ACCEPTANCE OR PROCESSING OF DEVELOPMENT APPLICATIONS WHERE A DATA CENTER IS INCLUDED AS A PROPOSED PRIMARY USE

A waiver of reconsideration is requested due to this being a time sensitive issue.

Jason Batchelor, City Manager / Lena McClelland, Assistant City Attorney

6. ADJOURNMENT

MEETING CANCELED

CITY OF AURORA
Council Agenda Commentary

Item Title: Data Center Moratorium 2026
Item Initiator: Peter Schulte, City Attorney
Staff Source/Legal Source: Jason Batchelor, City Manager / Lena McClelland, Senior Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Well-Managed: High performing organization, committed to great customer service, innovation, continuous improvement, fiscal stewardship, and maintaining critical infrastructure.

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: 10/19/2026

2nd Regular Meeting (if applicable): Click or tap to enter a date or type N/A

Item requires a Public Hearing: ☐ Yes ☒ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

R2026-111 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING A MORATORIUM ON THE ACCEPTANCE OR PROCESSING OF DEVELOPMENT APPLICATIONS WHERE A DATA CENTER IS INCLUDED AS A PROPOSED PRIMARY USE
A waiver of reconsideration is requested due to this being a time sensitive issue.
Jason Batchelor, City Manager / Lena McClelland, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☐ Approve Item and Move Forward to Study Session
☐ Approve Item and Move Forward to Regular Meeting
☐ Information Only
☐ Approve Item as Proposed at Policy Committee
☐ Approve Item as Proposed at Study Session
☒ Approve Item as Proposed at Regular Meeting
☒ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: ***(Check all that apply)***

☐ Recommends Approval ☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation ☐ Minutes Not Available

☐ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

A previous version of the resolution was proposed at the August 10, 2026 City Council meeting and failed.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

Resolution would authorize a moratorium on the acceptance, processing, or approval of any new development applications beginning from the effective date of the Resolution that would establish as a primary use any new Data Center or expand or otherwise increase the gross-floor area of an existing Data Center use.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☐ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☒ No Fiscal Impact

REVENUE IMPACT
Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

BUDGETED EXPENDITURE IMPACT
Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

NON-BUDGETED EXPENDITURE IMPACT
Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

WORKLOAD IMPACT
Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

QUESTIONS FOR COUNCIL

Does Council wish to support the Resolution to authorize a moratorium on the acceptance, processing, or approval of new development applications where a data center is including as a proposed primary use?

LEGAL COMMENTS

Council shall act only by ordinance, resolution or motion. All legislative enactments must be in the form of ordinances; all other actions, except as herein provided, may be in the form of resolutions or motions. All ordinances and resolutions shall be confined to one subject except in case of repealing ordinances, and ordinances making appropriations shall be confined to the subject of appropriations. (City Charter Section 5-1). (McClelland)

A waiver of reconsideration is requested for this Resolution. A request may be made to waive the reconsideration period or matters may be listed on the Study Session and Regular Meeting for time sensitive matters. (Council Rules Article 2, Section 1).

RESOLUTION NO. R2026- ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING A MORATORIUM ON THE ACCEPTANCE OR PROCESSING OF DEVELOPMENT APPLICATIONS WHERE A DATA CENTER IS INCLUDED AS A PROPOSED PRIMARY USE

WHEREAS, the City of Aurora, Colorado, (the "City"), is a home rule municipality, organized and existing under Article XX, Section 6 of the Colorado Constitution and as such the City has authority to legislate and regulate its local affairs; and

WHEREAS, it is the role of the City Council to enact ordinances, approve resolutions and establish policies and procedures regarding the operations of the City to protect the public health, safety and welfare, including the City's development and land use; and

WHEREAS, there is considerable interest and concern among residents within the City that Data Centers have the potential to create an unmanageable burden on critical energy and water resources; and

WHEREAS, the Unified Development Ordinance ("UDO") Section 146-6.2.D defines a Data Center as, "[a] facility containing one or more large-scale computer systems used for data storage and processing for off-site users. Typical supporting equipment includes backup batteries and power generators, cooling units, fire suppression systems, and enhanced security features"; and

WHEREAS, the UDO permits Data Centers in defined business and industrial zone districts and allows data centers as a conditional use in certain mixed-use zone districts; and

WHEREAS, the City Council recognizes that Data Centers may affect the character of the surrounding area and that all applications for Data Centers should be considered consistently within the purpose and intent of the City's development goals and plans so that the most appropriate uses of land are encouraged throughout the City; and

WHEREAS, the City currently does not have comprehensive Data Center-specific local zoning and use laws, regulations, or standards that adequately address all of these issues, and revisions to existing City Code, UDO, and regulations may be needed to establish additional land use standards such as setbacks, a conditional use permit, use of resources like water and power, noise and other ancillary impacts of Data Centers on surrounding properties; and

WHEREAS, City Council must take immediate and responsive action to protect the health, safety and welfare of the citizens of the City; and

WHEREAS, because of the possible effects of Data Centers on surrounding community, the City Council intends to consider revisions to the City Code, UDO and other rules, regulations and standards designed to protect the health, safety, and general welfare of the community; and

WHEREAS, it is appropriate for the City Council to establish a reasonable period of time during which site plans, site plan amendments, and development applications for new or expanded Data Centers will not be accepted or approved in order to survey current Data Centers and to develop text amendments to the City Code, the UDO and other regulations, as needed, to address Data Centers in Aurora.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section 1. A moratorium is hereby authorized on the acceptance, processing, or approval of any new development applications beginning on the effective date of this Resolution that propose to establish as a primary use any new Data Center or expand or otherwise increase the gross-floor area of an existing Data Center use. The purpose of this moratorium is to provide time for the City to construct additional regulations for future Data Centers.

Section 2. As required by City Code and other regulations and law, this Resolution shall not be applied retroactively. Development applications regarding a "Data Center" currently pending or otherwise in the City's development process shall be expressly exempted from this Resolution.

Section 3. For the purposes of this Resolution, the definition of a Data Center shall be the same as in Section 146-6.2.D of the Unified Development Ordinance.

Section 4. Unless extended by the City Council, this Moratorium shall automatically expire upon the effective date of any amendments pertaining to comprehensive ordinances to address Data Center zoning and the adoption of local regulations addressing secondary impacts including but not limited to setbacks, buffer zones, and noise mitigation.

Section 5. Severability. The provisions of this Resolution are hereby declared to be severable. If any section, paragraph, clause, or provision of this Resolution shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.

Section 6. This Resolution shall take effect immediately without reconsideration.

Section 7. All resolutions or parts of resolutions of the City in conflict herewith are hereby rescinded.

RESOLVED AND PASSED this _____ day of _____, 2026.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:



_____
PETER A. SCHULTE, CITY ATTORNEY