

ORDINANCE NO. 9404

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF EL RENO, OKLAHOMA; CODE CHAPTER THREE HUNDRED SIXTY-ONE (361), ESTABLISHING A NEW USE UNIT TITLED “DATA & ENERGY INFRASTRUCTURE FACILITY”; AMENDING THE TABLE OF PERMITTED USES TO ALLOW SAID USE ONLY IN THE I-3 (HEAVY INDUSTRIAL) DISTRICT SUBJECT TO APPROVAL OF A CONDITIONAL USE PERMIT; PROVIDING ADDITIONAL CONDITIONAL USE PERMIT REVIEW CRITERIA; AMENDING AND REPEALING CONFLICTING SECTIONS; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

SECTION 1: That Section 361-68 of the El Reno Code of Ordinances is hereby amended to revise the Table of Permitted Uses in Industrial Districts by adding the use category “Data & Energy Infrastructure Facility,” which shall be permitted only in the Heavy Industrial (“I-3”) District and only upon approval of a Conditional Use Permit (CUP).

SECTION 2: That Section 361-31.1 of the El Reno Code of Ordinances is hereby amended to add the following land uses to the Uses Permitted Table:

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Use Type	A-1	A-2	R-1	R-2	R-3	R-4	R-4M	R-C	CO	CC	CR	CSC	CAR	CBD	I-1	I-2	I-3	Use Standards	Definition
Industrial Uses																			
Data & Energy Infrastructure Facility																		P §361-143; See Section 4	A facility or campus that supports the processing, storage, management, or transmission of digital information or the production, storage, conversion, or distribution of energy, including but not limited to data centers, server farms, energy storage systems (ESS), battery energy storage systems (BESS), and similar or evolving technologies. Such facilities are typically characterized by substantial utility demands, specialized mechanical or electrical equipment, and supporting infrastructure, and may include accessory uses such as on-site power generation, backup systems, cooling systems, and related operational components. A use shall be classified as a Data & Energy Infrastructure Facility if it meets one or more of the following criteria: (i) designed peak electrical demand of 5 megawatts (MW) or greater; (ii) energy storage capacity of 20 megawatt-hours (MWh) or greater; or (iii) is primarily engaged in the provision of data processing, storage, or energy services to off-site users or third parties. The mere presence of equipment or systems that are clearly incidental and subordinate to a permitted primary use, including but not limited to on-site server rooms, backup generators, uninterruptible power supply (UPS) systems, rooftop solar installations, or behind-the-meter battery storage systems, shall not constitute a Data & Energy Infrastructure Facility provided such equipment or systems are not designed or operated as a primary use or to provide off-site commercial services. In cases of uncertainty, the Planning Director may determine whether a use constitutes a Data & Energy Infrastructure Facility based on the scale, intensity, and operational characteristics of the use and its impacts on public infrastructure.

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SECTION 3: That Section 361-143(E) is hereby amended to include new item (2) as follows:

(2) For “Data & Energy Infrastructure Facility” uses:

- a) Availability of and access to adequate public utilities, including electricity, natural gas, water, and wastewater systems;
- b) Potential impacts on existing utility infrastructure;
- c) The extent and nature of on-site power generation or energy storage systems;
- d) Site design and operational characteristics, including but not limited to noise, heat generation, and safety considerations; and
- e) Any other factors deemed necessary to ensure compatibility with surrounding properties and the intent of the I-3 District.

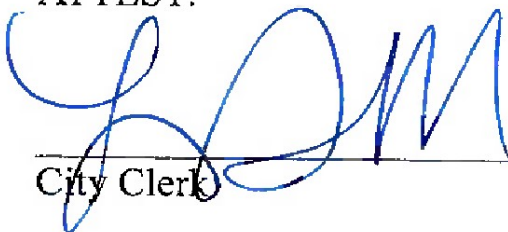
SECTION 4: All former ordinances or parts of ordinances conflicting or inconsistent with the provisions of this ordinance are hereby repealed.

SECTION 5: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance, or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity of effectiveness of the remaining portions of this ordinance or any part thereof.

SECTION 6: It being immediately necessary for the preservation of the public peace, health, safety and welfare of the City of El Reno and the inhabitants thereof that this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED by the Mayor and City Council of the City of El Reno this 14th day of April, 2026.

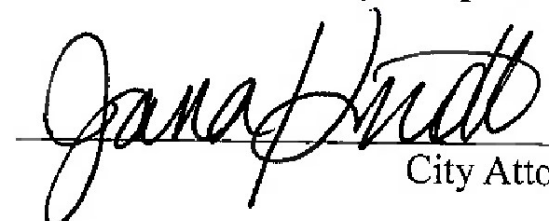
ATTEST:


City Clerk




Mayor

Approved as to legal form on this 14th day of April, 2026.


City Attorney