



## REQUEST FOR ACTION

Variance No. CD2026-004VAR by Matthew Boshcka

**MEETING DATE:**

June 3, 2026

**ORIGINATING DEPT:**

Community Development

**AGENDA SECTION:**

Public Hearings

**PRESENTER:**

Anthony Cicchi

**Action Requested:**

Denying Variance No. CD2026-004VAR, to allow a reduction in the required separation distance between a retail cannabis use and a child daycare facility for the subject property, based on the findings outlined in the Community Development Memo.

**Report Narrative:**

The applicant is proposing to have a retail cannabis business on the subject property. The Unified Development Code (UDC) has additional use-specific standards requiring retail uses selling off-sale liquor or cannabis to meet separation distance requirements from areas frequented by minors. This includes schools, parks, residential treatment facilities, and daycare facilities. The subject property currently falls within the 500-foot separation distance from a day care facility. As such, the applicant is requesting relief from this provision.

The Community Development Team recommends denial of the requested variance. The retail cannabis separation distance requirement is a standard that is applicable city-wide. Staff believes that the requested variance does not meet the intention of the UDC standards and that there is no practical difficulty present that is unique to this property.

**Policy Considerations & DEI Impact:**

There are no policy considerations or DEI impacts for this item.

**Fiscal & Resource Impact:**

There are no fiscal and resource impacts for this item.

**Prepared By:**

Anthony Cicchi

**Attachments:**

[Community Development Memo - CD2026-004VAR](#)

[Location Map - CD2026-004VAR](#)

[Notification Map - CD2026-004VAR](#)

[Applicant Narrative - CD2026-004VAR](#)

[Variance Exhibit - CD2026-004VAR](#)

Additional Applicant Provided Documents - CD2026-004VAR

Referral Comments - CD2026-004VAR