

**NHLC – DIVISION OF ENFORCEMENT – AGENDA
FOR WEDNESDAY, JUNE 26, 2013**

1. LICENSEES WHO HAVE NOT ATTENDED MANDATORY TRAINING:

None

2. HEARINGS SCHEDULED AT THE LIQUOR COMMISSION, 50 STORRS STREET, CONCORD, NH:

June 27, 2013 @ 10:00 a.m.:

The Page Restaurant, 174 Hanover Street, Portsmouth, NH.

Restaurant On-Premise Cocktail Lounge License #1337003 licensed pursuant to RSA 178:22.
Petition For Non-Renewal filed by the City of Portsmouth, NH.

REQUEST FOR HEARING WITHDRAWN BY THE CITY OF PORTSMOUTH; LICENSEE SURRENDERED ITS LICENSE ON JUNE 21, 2013.

Date to be determined:

Time Out Sports Bar & Grill, 101 Mulberry Street, Claremont, NH.

Restaurant On-Premise Beverage/Wine/Liquor License #1403303 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.

Date of violation: August 18, 2012.

Case #: 12-228-OF.

THE DIVISION OF ENFORCEMENT REQUESTED AND WAS GRANTED A CONTINUANCE DUE TO THE UNAVAILABILITY OF WITNESSES.

HEARING SCHEDULED AT THE DIVISION OF ENFORCEMENT, 57 REGIONAL DRIVE, CONCORD, NH:

None

3. WARNING LETTERS/FINES/SUSPENSIONS/MANDATORY TRAINING FOR COMMISSION APPROVAL:

- a. Applebee's Neighborhood Bar And Grill, 582 Meadow Street, Littleton, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1430703 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Date of violation: October 21, 2012.
Case #: 12-333-OF.
Recommendation: **Settlement** reached for a \$500 administrative fine, 4 points assessed to the liquor license and the license to sell alcohol suspended for three (3) days commencing June 30, 2013 with re-grant on July 3, 2013.
- b. Drynk, 20 Old Granite Street, Manchester, NH.
Restaurant On-Premise Cocktail Lounge License #1432103 licensed pursuant to RSA 178:22.
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated – 2 counts.
Cited for violation of RSA 179:51 – failed to maintain an orderly premise – 4 counts.
Dates of violations: October 16, 2011, October 29, 2011, January 19, 2012 & January 20, 2012.
Case #: 11-490-OF, 11-511-OF, 12-30-OF, 12-31-OF & 12-32-OF.
REQUEST FOR HEARING WAS WITHDRAWN.
Recommendation: **Settlement** reached for \$1,000 administrative fine suspended for twelve (12) months pending no like violation for over-service or disorderly premise, 4 points assessed to the liquor license and the license to sell alcohol suspended for six (6) days with two (2) days held in abeyance

for twelve (12) months pending no like violation for over-service or disorderly premise commencing July 9, 2013 with re-grant on July 13, 2013,

4. NOTIFICATION OF NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:

North Beach Bar & Grill, 931 Ocean Blvd., Hampton, NH.
Restaurant On-Premise Cocktail Lounge License #1379203.
Licensed pursuant to RSA 178:22.
Date of violation: March 7, 2013.
Case #: 13-113-OF.
\$100 administrative fine paid.

5. NOTIFICATION OF COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:

Allenstown, NH;
Bow, NH;
Derry, NH; and
Henniker, NH.

6. NOTIFICATION OF ALCOHOL COMPLIANCE CHECKS:

Dover:

Dover Discount Beverage, 79 Dover Point Road, Dover, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3152447 licensed pursuant to RSA 178:18/126-K:4.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: April 9, 2013.
Case #: 13-119-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.

7. NOTIFICATION OF TOBACCO COMPLIANCE CHECKS:

None

8. NOTIFICATION OF NEW APPROVED LICENSES:

- a. Capital City Pawnbrokers, Inc., 570 Union Avenue, Laconia, NH 03246.
Issued Retail Tobacco, Tobacco Only License #127817 pursuant to RSA 178:19-a.
- b. Chouwan, Prithbi DBA Namaste Nepal, 215 Lake Avenue, Manchester, NH 03103.
Issued Retail Tobacco, Tobacco Only License #127617 pursuant to RSA 178:19-a.
- c. Khater, Aldean DBA True Tobacco, 295 Daniel Webster Highway, Nashua, NH 03060.
Issued Retail Tobacco, Tobacco Only License #119817 pursuant to RSA 178:19-a.
- d. Modig's, Inc. DBA Green Bean Exeter, 33 Water Street, Exeter, NH 03833.
Issued Restaurant On-Premise Beverage/Wine License #1470403 pursuant to RSA 178:20.
- e. Penguin Gallery of NH, Inc., 2655 White Mountain Highway, North Conway, NH 03860.
Issued Retail Table Wine Off-Premise Wine Only License #3157146 pursuant to RSA 178:19.
- f. 3 Cultures Deli LLC, 264 Main Street, Lincoln, NH 03251.
Issued Restaurant On-Premise Beverage/Wine License #1468503 pursuant to RSA 178:20.

9. NOTIFICATION OF APPROVED SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING JUNE 24, 2013: 1,002

- a. Power Street Marketing, Inc., 81 Power Street, Needham, MA 02492.
Issued Beverage Vendor Off-Premise Beverage Only License #68131 pursuant to RSA 178:15.
Manufacturer: Just Beer, Westport MA.
- b. Star Industries, Inc., 425 Underhill Blvd., Syosset, NY 11791.
Issued Liquor and Wine Vendor Off-Premise Wine and Liquor License #108245 pursuant to
RSA 178:9.

10. CANCELLATION OF PERMITS FOR COMMISSION APPROVAL:

None

11. NOTIFICATION OF APPROVED PETITIONS:

- a. AKWA Marina Beach Bar LLC, 95 Centenary Avenue, Laconia, NH 03886.
Restaurant On-Premise Beverage/Wine/Liquor License #1464503 licensed pursuant to RSA 178:21.
Requested approval for authorization of other areas, to wit, a VIP patio with a capacity of 410
pursuant to RSA 178:24 and Liq. 404.05.
- b. Boot Hill, Inc., 1065 Watson Road, Laconia, NH 03246.
Restaurant On-Premise Cocktail Lounge License #1449503 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, outside areas between June 7, 2013 and
June 16, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- c. Boston Culinary Group, Inc., DBA Meadowbrook Food Service,
72 Meadowbrook Lane, Gilford, NH 03249.
Restaurant On-Premise Cocktail Lounge License #1275226 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, the pavilion with a capacity of 6,498, a
lawn tent with a capacity of 331, a fenced area with a capacity of 430 and lawn seating with a capacity
of 1,783 pursuant to RSA 178:24 and Liq. 404.05.
- d. Broken Spoke Campground LLC, 1072 Watson Road, Laconia, NH 03246.
Restaurant On-Premise Cocktail Lounge License #1374603 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, an outside, fenced area between
June 8, 2013 and June 16, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- e. Canterbury Aleworks LLC, 305 Baptist Hill Road, Canterbury, NH 03224.
Nano Brewery, Beer and/or Specialty Beer License #200322 licensed pursuant to RSA 178:12-a.
Requested approval for authorization of other areas, to wit, Town of Canterbury Farmers Market at the
Library Parking Lot every Wednesday from 4:00 pm to 6:30 pm from June 5, 2013 through October 2,
2013 pursuant to RSA 178:24 and Liq. 404.05.
- f. Craft Brew Alliance, Inc. DBA Redhook Ale Brewery,
1 Redhook Way, Pease International, Portsmouth, NH 03801.
Restaurant On-Premise Cocktail Lounge License #1036603 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, an outside backyard area on June 12,
2013 from 5:00 pm to 8:00 pm pursuant to RSA 178:24 and Liq. 404.05.
- g. Colebrook Country Club, Inc., Route 26, Colebrook, NH 03576.
Sports Recreation Facility On-Premise Cocktail Lounge License #396805 licensed pursuant to
RSA 178:22, V(v).
Requested approval for authorization of other areas, to wit, an outside parking area on June 22, 2013
pursuant to RSA 178:24 and Liq. 404.05 and contingent upon receipt of a Permit of Assembly.

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- h. Concord Food Cooperative, Inc. DBA Concord Cooperative Market,
24 South Main Street, Concord, NH 03301
Combination Off-Premise Beverage/Wine License #3198547 licensed pursuant to RSA 178:18.
Requested approval for authorization of other areas, to wit, an outside parking lot area for tasting on
June 20, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- i. Dabrowski, Robert DBA Candia Vineyards, 702 High Street, Candia, NH 03034.
Wine Manufacturer Off-Premise Wine Only License #561430 licensed pursuant to RSA 178:8.
Requested approval for authorization of other areas, to wit, City of Nashua Farmers Market, Main
Street, every Sunday from 10:00 am to 2:00 pm from June 23, 2013 through October 23, 2013
pursuant to RSA 178:24 and Liq. 404.05.
- j. Danadi, Inc. DBA 55 North, 2055 Main Street, Bethlehem, NH 03574.
Restaurant On-Premise Beverage/Wine License #1469303 licensed pursuant to RSA 178:20.
Requested approval for authorization of other areas, to wit, an outside porch area with a capacity of 62
pursuant to RSA 178:24 and Liq. 404.05.
- k. Demoulas Super Market, Inc., DBA Market Basket #43, 375 Amherst Street, Nashua, NH 03063.
Combination Off-Premise Beverage/Wine/Tobacco License #3003147 licensed pursuant to
RSA 178:18.
Requested approval for authorization to transfer alcohol products to another licensed premise, to wit,
transfer the location of Market Basket #29, 255 Amherst Street, Nashua, NH, License #3003147 to
Market Basket #43, 375 Amherst Street, Nashua, NH, License #3003047 on or about June 22, 2013
then put License #3003147 out of business pursuant to RSA 178:29, VIII.
- l. El Tapatio Restaurante Mexicano LLC, 4C Route 101A, Pennichuck Square, Merrimack, NH 03054.
Restaurant On-Premise Cocktail Lounge Liquor License #1398103 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, an additional area for dining with a
capacity of 31 pursuant to RSA 178:24 and Liq. 404.05.
- m. Firewater Bar LLC, 28 Collins Street, Seabrook, NH 03874.
Restaurant On-Premise Cocktail Lounge License #1469903 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, an outside patio with a capacity of 30
pursuant to RSA 178:24 and Liq. 404.05.
- n. Graces Organics LLC DBA Local Grocer (The),
3358 White Mountain Highway, North Conway, NH 03860
Combination Off-Premise Beverage/Wine License #3253147 licensed pursuant to RSA 178:18.
Requested approval for authorization of other areas, to wit, expanding into another section of the
building pursuant to RSA 178:24 and Liq. 404.05.
- o. Heat Restaurant LLC, 604 Endicott Street, Laconia, NH 03246.
Restaurant On-Premise Cocktail Lounge License #1385703 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, an outside, fenced area with capacity of
5,000 between the dates of June 8, 2013 and June 16, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- p. Hidden Valley RV Park LLC, 81 Damren Road, Derry, NH 03038.
Sports Recreation Facility On-Premise Cocktail Lounge License #6016705 licensed pursuant to
RSA 178:22, V(v).
Requested approval for authorization of other areas, to wit, an outside patio area with a capacity of 24
pursuant to RSA 178:24 and Liq. 404.05.
- q. JHL Restaurant Group, Inc. DBA Weirs Beach Lobster Pound,
70 Endicott Street, Laconia, NH 03247.
Restaurant On-Premise Beverage/Wine/Liquor License #1351503 licensed pursuant to RSA 178:21.
Requested approval for authorization of other areas, to wit, an outside, fenced area for bike week from
June 8, 2013 through June 17, 2013 pursuant to RSA 178:24 and Liq. 404.05.

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- r. Loon Mountain Recreation Co. DBA Governor Adams Lodge, Loon Mountain, Lincoln, NH 03251. Sports Recreation Facility On-Premise Cocktail Lounge License #284805 licensed pursuant to RSA 178:22, V(v). Requested approval for authorization of other areas, to wit, an outside patio and Octagon Lodge from June 29, 2013 through October 6, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- s. October Financial Group, Inc. DBA Rochester Country Club, 94 Church Street, Rochester, NH 03839. Sports Recreation Facility On-Premise Cocktail Lounge License #6017005 licensed pursuant to RSA 178:22, V(v). Requested approval to use a mobile cart, to wit, a mobile cart to be used on the fairways for sales and service of alcohol pursuant to Liq. 206.10 (a)(1), Liq. 404.05 (a)(1) and Liq. 509.
- t. Prodigal Brewing Company LLC, 684 Town House Road, Effingham, NH 03882. Beverage Manufacturer Off-Premise Beverage Only License #288118 licensed pursuant to RSA 178:12. Requested approval for authorization of other areas, to wit, Town of Tamworth Farmers Market at the Unitarian Church parking lot every Saturday from 10:00 am to 1:00 pm from June 15, 2013 through October 12, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- u. Six Burner Bistro LLC, 13 Main Street, Plymouth, NH 03264. Restaurant On-Premise Beverage/Wine/Liquor License #1411103 licensed pursuant to RSA 178:21. Requested approval to keep invoices at other location, to wit, to keep invoices at Bookkeeping Service, 60 Langdon Street, Plymouth, NH pursuant to RSA 179:35.
- v. Stella Blu LLC, 70 East Pearl Street, Nashua, NH 03060. Restaurant On-Premise Beverage/Wine/Liquor License #1358103 licensed pursuant to RSA 178:21. Requested approval for authorization of other areas, to wit, an outside sidewalk/street area with a capacity of 200 on June 12, 2013, August 7, 2013 and September 4, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- w. Tableside Consulting LLC DBA Nippo Lake Golf Course, 88 Stagecoach Road, Barrington, NH 03825. Sports Recreation Facility On-Premise Cocktail Lounge License #6016305 licensed pursuant to RSA 178:22, V(v). Requested approval for authorization of other areas, to wit, an outside patio area with seating for 32 pursuant to RSA 178:24 and Liq. 404.05.
- x. Tableside Consulting LLC DBA Nippo Lake Golf Course, 88 Stagecoach Road, Barrington, NH 03825. Sports Recreation Facility On-Premise Cocktail Lounge License #6016305 licensed pursuant to RSA 178:22, V(v). Requested approval to use a mobile cart, to wit, a mobile cart to be used on the fairways for sales and service of alcohol pursuant to Liq. 206.10 (a)(1), Liq. 404.05 (a)(1) and Liq. 509.
- y. Tandy Stephens, Inc. DBA Tandy's Top Shelf, 1 Eagle Square, Concord, NH 03301. Restaurant On-Premise Beverage/Wine/Liquor License #1404103 licensed pursuant to RSA 178:21. Requested approval for an outside area, to wit, an outside atrium area at 7 Eagle Square, Concord, NH with a capacity of 206 on June 15, 2013 from 6:00 pm to 11:00 pm sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.
- z. Throwback Brewery LLC, 121 Lafayette Road, North Hampton, NH 03862. Nano-Brewery License #200222 licensed pursuant to RSA 178:12-a. Requested approval for authorization of other areas, to wit, Town of Rye Farmers Market at Rye Center, 580 Washington Street every Wednesday from 1:30 pm to 6:30 pm from June 19, 2013 through October 30, 2013 pursuant to RSA 178:24 and Liq. 404.05.

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- aa. Tower Hill Tavern LLC, 264 Lakeside Avenue, Laconia, NH 03246.
Restaurant On-Premise Cocktail Lounge License #1369903 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, a lounge area on the upper level with a capacity of 335 pursuant to RSA 178:24 and Liq. 404.05.
- bb. Waterville Estate Village District DBA Summit Lounge at Waterville Estates,
562 Winterbrook Road, Campton, NH 03223.
Sports Recreation Facility On-Premise Cocktail Lounge License #572005 licensed pursuant to RSA 178:22, V(v).
Requested approval for authorization of other areas, to wit, an outside, tented area located behind the ski area from May 24, 2013 through September 2, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- cc. Waterville Estate Village District DBA Summit Lounge at Waterville Estates,
562 Winterbrook Road, Campton, NH 03223.
Sports Recreation Facility On-Premise Cocktail Lounge License #572005 licensed pursuant to RSA 178:22, V(v).
Requested approval for authorization of other areas, to wit, an outside, tented area located behind the Community Center from May 24-27, 2013; July 6, 2013 and September 1, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- dd. White Lake Inn an Tavern LLC, 1536 White Mountain Highway, Tamworth, NH 03886.
Hotel On-Premise Cocktail Lounge License #368702 licensed pursuant to RSA 178:22, V(k).
Requested approval for an outside area, to wit, four outside, tented areas with capacities of 200 from June 8, 2013 through June 16, 2013 pursuant to RSA 178:24 and Liq. 404.05.
- ee. Woodstock Inn Again LTD DBA Woodstock Brewery,
135 Main Street, North Woodstock, NH 03262.
Restaurant On-Premise Cocktail Lounge License #1458603 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, an extension of service to the adjacent brewery pursuant to RSA 178:24 and Liq. 404.05.

12. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

- a. Craft Brew Alliance, Inc. DBA Redhook Ale Brewery,
1 Redhook Way, Pease International, Portsmouth, NH 03801.
Beverage Manufacturers License #287718 licensed pursuant to RSA 178:12.
Requests approval for ciders over 6% alcohol by volume; the names of the ciders are Square Mile Hopped Apple Cider and Square Mile Hard Apple Cider, both containing the alcohol content of 6.5 percent at 60 degrees Fahrenheit by volume pursuant to RSA 179:33.
Recommendation: Approval.
- b. El Tapatio Restaurante Mexicano LLC,
707, 4C Route 101A, Pennichuck Square, Merrimack, NH 03054.
Restaurant On-Premise Cocktail Lounge Liquor License #1398103 licensed pursuant to RSA 178:22.
Requests a waiver of RSA 179:17, II (a) for exception to hours of sale, to wit, to be open two days a week – Fridays and Saturdays between 11:00 am and 1:00 am.
Recommendation: **DENIAL.**
COMMISSIONER MILLIGAN EXPRESSED CONCERN REGARDING WHAT THE LICENSEE WAS REQUESTING IN TERMS OF REDUCED HOURS AND MOVED TO TABLE THIS ITEM UNTIL CLARIFICATION COULD BE OBTAINED; THE INVESTIGATOR WHO INVESTIGATED THIS CASE SHALL PROVIDE FURTHER INFORMATION BEFORE THIS ITEM IS REVIEWED AGAIN;
CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION TO TABLE PASSED.
WITHDRAWN.

- c. Errol General Store, Inc., 76 Main Street, Errol, NH 03579.
Agency Store Off-Premise Liquor Only License #980704 licensed pursuant to RSA 177:9.
Requests approval for renewal of license, to wit, renewal of Agency Store Off-Premise Liquor Only License pursuant to RSA 177:9.
Recommendation: Approval.
COMMISSION MILLIGAN MOVED TO TABLE THIS ITEM SO THAT THE LICENSEE CAN BE CONTACTED TO DETERMINE WHETHER THEY NEED ANY ASSISTANCE; DIRECTOR RICK GERRISH WILL INITIATE CONTACT WITH THE LICENSEE; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION TO TABLE PASSED.

- d. Great State Beverage, Inc., 1000 Quality Drive, Hooksett, NH 03106.
Wholesale Distributor Off-Premise Beverage Only License #282320 licensed pursuant to RSA 178:16.
Requests approval to store alcohol at another location, to wit, to store alcohol in a secondary permanent warehouse owned by Great State Beverage, Inc. and located at 20 Star Drive, Merrimack, NH pursuant to RSA 179:49.
Recommendation: Approval.

- e. Market At Tuscan Kitchen (The) LLC, 7 Willow Street, Salem, NH.
Combination Conditional License #3297147 to be issued pursuant to RSA 178:18 & RSA 178:20.
Recommendation: Approval.

13. FELON EXCEPTIONS FOR COMMISSION APPROVAL:

None

14. COMMISSION DECISIONS PENDING AFTER AGENDA MEETING:

None

15. COMMISSION DECISIONS PENDING AFTER HEARING:

None

16. HEARING RESULTS:

None

17. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

None

18. EXECUTIVE SESSION ITEMS:

None