

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR WEDNESDAY, AUGUST 13, 2014

1. HEARINGS TO BE HELD AT THE LIQUOR COMMISSION, 50 STORRS STREETS, CONCORD, NH:

None

HEARINGS TO BE HELD AT THE OFFICES OF THE PUBLIC UTILITIES COMMISSION, WALKER BUILDING, 21 SOUTH FRUIT STREET, CONCORD, NH:

August 21, 2014 @ 9:30 a.m.:

- a. Milanos House Of Pizza, 1 Broad Street, Nashua, NH.
Restaurant Full Service With Lounge License #309203 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
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.
Cited for violation of RSA 179:35 – failed to retain sales slips on the premises or readily available for examination by the commission or its liquor investigators for a period of sixty (60) days.
Date of violations: November 9 - 15, 2013.
Case #: 13-353-OF.

August 21, 2014 @ 10:30 a.m.:

- b. T-Bird Mini Mart, 595 Sunapee Road, Newport, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3008447 licensed pursuant to RSA 178:18/RSA 126-K:4.
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 23, 2013.
Case #: 13-233-OF.

October 16, 2014 @ 9:30 a.m.:

- c. Jade Dragon, 515 DW Highway, Merrimack, NH.
Restaurant Full Service With Lounge License #1341903 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
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.
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
Dates of violations: August 18, 2012 & November 16, 2013.
Case #s: 12-232-OF & 13-365-OF.

Date to be determined:

- d. La Carreta – Derry, 35 Manchester Road, Derry, NH.
Restaurant Full Service With Lounge License #1310303 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
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: December 30, 2011.
Case #: 12-327-OF.
MOTION TO CONTINUE FILED BY THE LICENSEE.

2. **NOTIFICATION OF DISCIPLINARY ACTION:**

None

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

- a. Nashua Road Mobil, 11 Nashua Road, Londonderry, NH.
Retail Tobacco License #131617 licensed pursuant to RSA 126-K:4.
Cited for violation of RSA 178:1, VI – sold tobacco without a license.
Date of violation: June 16, 2014.
Case #: 14-249-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
- b. World Famous Stateline Market, 24 Bridge Street, Pelham, NH.
Combination Off-Premises Beverage/Wine/Tobacco #686447 licensed pursuant to
RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 178:18/RSA 175:1, XXXVI/Liq. 404.02 - failed to have representative
grocery items commonly found in a grocery or convenience store.
Date of violation: July 25, 2014.
Case #: 14-266-OF.
\$250 administrative fine paid.
COMMISSION ACKNOWLEDGED.

4. **LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**

- a. Ausbon Sargent Land Preservation Trust, New London Historical Society,
179 Little Sunapee Road, New London, NH 03257.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor
pursuant to RSA 178:20, II.
Recommendation: Approval.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- b. DAIGLE, Duane & Cresta DBA Twice Around The Shop, 79 Main Street, Ashland, NH 03217.
To be issued Retail Tobacco, Tobacco Only License #131817 pursuant to RSA 178:19-a.
30-Day Temporary License issued: 8/08/2014.
Recommendation: Approval.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- c. 425 Lake Ave., Inc., DBA L'il Mart, 425 Lake Avenue, Manchester, NH 03103.
To be issued Combination Beverage/Wine/Tobacco License #3318347 pursuant
to RSA 178:18/RSA 126-K: 4.
30-Day Temporary License issued: 8/07/2014.
Recommendation: Approval.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- d. Golden Tao Restaurant LLC, 270 Amory Street, Manchester, NH 03102.
To be issued Restaurant On-Premise Beverage and Liquor License #1490203
pursuant to RSA 178:21.
30-Day Temporary License issued: 8/07/2014.
Recommendation: Approval.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**

- e. Hellenic Orthodox Community of St. George, 650 Hanover Street, Manchester, NH 03104.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Hometown Irving LLC, 462 US Route 202, Rindge, NH 03461.
To be issued Combination Beverage/Wine/Tobacco License #3318647 pursuant to RSA 178:18/RSA 126-K: 4.
30-Day Temporary License issued: 8/05/2014.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Leonard, Jonathan & Gale, James DBA JJ's Woodfired Tavern, Hill Road, Franklin, NH 03235.
To be issued Restaurant On-Premise Beverage and Liquor License #1488403 pursuant to RSA 178:21.
30-Day Temporary License issued: 8/07/2014.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. Manchester Adult Life Styles LLC, 179 Elm Street, Manchester, NH 03101.
To be issued Retail Tobacco, Tobacco Only License #136917 pursuant to RSA 178:19-a.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- i. North Conway Community Center, 2628 White Mountain Highway, North Conway, NH 03860.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- j. Red Robin International, Inc. DBA Red Robin Gourmet Burgers & Brews – Salem, 99 Rockingham Park Blvd., Salem, NH 03079.
To be issued Restaurant On-Premise Beverage and Liquor License #1488403 pursuant to RSA 178:21.
30-Day Temporary License issued: 8/07/2014.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- k. SJ Friends Corporation DBA Claremont Mobil, 247 Main Street, Claremont, NH 03743.
To be issued Combination Beverage/Wine/Tobacco #3315547 pursuant to RSA 178:18/RSA 126-K: 4.
30-Day Temporary License issued: 8/04/2014.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- l. SJ Friends Corporation DBA Pleasant Mobil, 114 Pleasant Street, Claremont, NH 03743.
To be issued Combination Beverage/Wine/Tobacco License #3315647 pursuant to RSA 178:18/RSA 126-K: 4.
30-Day Temporary License issued: 8/04/2014.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- m. SMS Pizza LLC DBA Lancaster House of Pizza, 95 Main Street, Lancaster, NH 03584.
To be issued Restaurant On-Premise Beverage & Wine License #1493203 pursuant to RSA 178:20.
30-Day Temporary License issued: 8/06/2014.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- n. Stark House Tavern LLC (The), 487 South Stark Highway, Weare, NH 03281.
To be issued Restaurant On-Premise Cocktail Lounge License #1492103 pursuant to RSA 178:22.
30-Day Temporary License issued: 8/04/2014.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- o. Thayer's Inn LLC, 111 Main Street, Littleton, NH 03561.
To be Issued Hotel On-Premise Beverage/Wine/Liquor License #370302 pursuant to RSA 178:22.
30-Day Temporary License issued: 8/06/2014.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

5. **LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:**

None

6. **SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING AUGUST 11, 2014: 1,095

BENSON, Jonathan DBA Howler Brewery, 18B Elm Street, Hatfield, MA 01038.
To be issued Beverage Vendor License #71231 pursuant to RSA 178:15.
Manufacturer: Howler Brewery.
Recommendation: Approval.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

7. **SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:**

None

8. **CANCELLATION OF PERMITS FOR COMMISSION APPROVAL:**

None

9. **NOTIFICATION OF APPROVED PETITIONS:**

- a. Chen Sushi Hibachi, Inc. DBA Kume Sushi Hibachi,
Brickyard Square at Routes 101 & 125, Epping, NH 03042.
Restaurant On-Premise Beverage/Wine/Liquor License #1467403 licensed pursuant to RSA 178:21.
Date petition received: 8/01/2014.
Requested approval for authorization of other areas, to wit, an outside patio area with a capacity of 16 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

- b. Lil-Ty Enterprise LLC DBA Whiskey Barrel BBQ & Roadhouse,
200 Portland Street, Lancaster, NH 03584.
Restaurant On-Premise Cocktail Lounge License #1488803 licensed pursuant to RSA 178:22.
Date petition received: 7/31/2014.
Requested approval for authorization of other areas, to wit, an outside patio area with a capacity of 25 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Loon Mountain Recreation Co. DBA Loon Mountain Ski Area, Octagon Lodge Café,
60 Loon Mountain Road, Lincoln, NH 03251.
Restaurant On-Premise Beverage and Wine License #404103 licensed pursuant to RSA 178:20.
Date petition received: 8/01/2014.
Requested approval for authorization of other areas, to wit, three outside areas: a beer garden area that is tented and fenced with a capacity of 500; a parking lot by the business office that is fenced with a capacity of 200; and a concert tent in the parking lot with a capacity of 1,200 on September 19, 20, & 21, 2014 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- d. Patty B's Eatery and Drinkery LLC DBA Patty B's, 40 Chestnut Street, Suite 2, Dover, NH 03820.
Restaurant On-Premise Beverage/Wine/Liquor License #1438603 licensed pursuant to RSA 178:21.
Date petition received: 7/14/2014.
Requested approval for authorization to transfer business location, to wit, transfer location from 40 Chestnut Street, Suite 2, Dover, NH to 30 Dover Point Road, Suite 100, Dover, NH on August 8, 2014 pursuant to RSA178:29, VIII.
COMMISSION ACKNOWLEDGED.

10. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

None

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

None

12. NOTIFICATION OF ALCOHOL COMPLIANCE CHECKS:

None

13. HEARING RESULTS:

None

14. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

- a. Diocese of Newton for the Melites In USA, Inc. DBA Our Lady of the Cedars Church,
140 Mitchell Street - Tented Area, Manchester, NH 03103.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Event dates: 8/15, 16, & 17/2014.
Recommendation: Expedited approval.
Commission approved on 8/04/2014.
For information only.
COMMISSION ACKNOWLEDGED.

- b. Haverhill Heritage, Inc., Court Street Arts at Alumni Hall, 75 Court Street, Haverhill, NH 03765.
To be issued a Wine Festival License pursuant to RSA 178:31.
Event date: 8/10/2014.
Recommendation: Expedited approval.
Commission approved on 8/06/2014.
For information only.
COMMISSION ACKNOWLEDGED.
- c. Haverhill Heritage, Inc., Court Street Arts at Alumni Hall, 75 Court Street, Haverhill, NH 03765.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Event date: 8/10/2014.
Recommendation: Expedited approval.
Commission approved on 8/06/2014.
For information only.
COMMISSION ACKNOWLEDGED.
- d. Squam Lakes Natural Science Center, 23 Science Center Road - Tented Area, Holderness, NH 03245.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Event date: 8/09/2014.
Recommendation: Expedited approval.
Commission approved on 8/01/2014.
For information only.
COMMISSION ACKNOWLEDGED.
- e. Stone Church Music Club, Richard Scandoa Conservation Park, Water Street, Newmarket, NH 03857.
To be issued a Beer Festival Beverage License pursuant to RSA 178:30.
Event date: 8/09/2014.
Recommendation: Expedited approval.
Commission approved on 8/01/2014.
For information only.
COMMISSION ACKNOWLEDGED.