

AGENDA FOR THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, NOVEMBER 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:

December 18, 2014 @ 9:30 a.m.:

- a. 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 #: 12-232-OF & 13-365-OF.
HEARING DATE MOVED AT HEARING OFFICER'S REQUEST.

December 18, 2014 @ 10:30 a.m.:

- b. Alburritos Mexican Restaurant, 406 Union Street, Littleton, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1398503 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: March 28, 2014.
Case #: 14-133-OF.

January 15, 2015 @ 9:30 a.m.:

- c. Arena Sports Bar & Nightclub, 53 High Street, Nashua, NH.
Restaurant Full Service With Lounge License #1453303 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: February 1 - 2, 2013.
Case #: 14-116-OF.

January 15, 2015 @ 10:30 a.m.:

- d. Club Social, 240 Main Dunstable Road, Nashua, NH.
Social Club License #16501 licensed pursuant to RSA 178:22, V(h).
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: May 3, 2014.
Case #: 14-170-OF.

January 15, 2015 @ 11:30 a.m.:

- e. Speedway Convenience Store, 905 Route 106, Loudon, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #885547 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:49 – stored beverages or liquor in any building other than that designated in the license.
Date of violation: September 2, 2014.
Case #: 14-317-OF.

To be determined:

- f. Dutch Treat Restaurant, 317 Main Street, Franconia, NH.
Restaurant Full Service With Lounge License #235003 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 alcoholic beverage to an underage person.
Date of violation: August 23, 2014.
Case #: 14-308-OF.

2. NOTIFICATION OF DISCIPLINARY ACTION:

VFW Post 4479, Main Street, Raymond, NH.
Veterans Club License #23139 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 179:51 – failed to maintain an orderly premise – 3 counts.
Cited for violation of RSA 178:22/Liq. 501.05 – failed to sign in a guest.
Dates of violations: January 17, 2013, February 14, 2014 & May 17, 2014.
Case #: 14-214-OF.
For violation of RSA 179:51, an administrative fine of \$2,000 with \$1,000 suspended for twelve (12) months pending no like violation, board members Raymond Marotte, Norman Marcotte, Robert Jordan, Jr. and Joe Saxon shall attend a Management Training Seminar (MTS) in a classroom on the next available dates, Shannon Wallace, Sherry Gullicksen, Tyisha Greenwood and Tina Judson shall attend a Total Education in Alcohol Management (TEAM) seminar in a classroom by November 30, 2014 and a board member shall contact the training unit to schedule training as indicated above; for violation of RSA 178:22/Liq. 501.05, an administrative fine of \$100.

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

Pat & Tony's General Store, 13 Main Street, Lyme, NH.
Caterer-Off-Site License #1274434 licensed pursuant to RSA 178:22, V(e).
Cited for violation of Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: September 25, 2014.
Case #: 14-403-OF.
\$100 administrative fine paid.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Everyday Café LLC, 14 Maple Street, Contoocook, NH 03229.
To be issued Restaurant On-Premise Beverage and Wine License #1481803 pursuant to RSA 178:20.
- b. Family Dollar, Inc. Store 10429, 87 Milton Road, Route 125, Rochester, NH 03868.
To be issued Retail Tobacco, Tobacco Only License #131717 pursuant to RSA 178:19-a.

- c. R & P Singh LLC DBA Dover Travel Stop, 52 Central Avenue, Dover, NH 03820.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3322447 pursuant to RSA 178:18.
30 Day Temporary License issued: 11/5/2014.
- d. University System of New Hampshire,
DYN Mill Building, 150 Dow Street, Manchester, NH 03101.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Event date: 11/20/2014.

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 NOVEMBER 11, 2014: 1,093

- a. Boathouse Beverage LLC, 140 Water Street, Norwalk, CT 06854.
To be issued Beverage Vendor License #72331 pursuant to RSA 178:15.
Manufacturer: Private Stock Brewing, Utica, NY.
- b. Odonata Wines, 2343 Mission Street, Santa Cruz, CA 95060.
Direct Shipper Permit pursuant to RSA 178:27.
- c. Trinitas Cellars LLC, 1451 Stanly Lane, Napa, CA 94559.
Direct Shipper Permit pursuant to RSA 178:27.
- d. Winery Fulfillment Services LLC DBA WFS Wines, 1491 W. Rose Street, Walla Walla, WA 99362.
Direct Shipper Permit pursuant to RSA 178:27.
- e. Wonderment Wines LLC, 5055 Solano Avenue, Napa, CA 94558.
Direct Shipper Permit pursuant to RSA 178:27.

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. Brandli's Pizza Grill, Inc., 2 Common Court, Unit A28, North Conway, NH 03860.
Restaurant On-Premise Beverage/Wine/Liquor License #1497703 licensed pursuant to RSA 178:21.
Date petition received: 11/4/2014.
Requested approval for authorization of other areas, to wit, an outside tented area with a capacity of 50 pursuant to RSA 178:24 and Liq. 404.05.

- b. Friends Of The Music Hall DBA Portsmouth Music Hall (The),
28 Chestnut Street, Portsmouth, NH 03801.
Performing Arts License #398108 licensed pursuant to RSA 178:22, V(m).
Date petition received: 9/11/2014.
Requested approval for authorization of other areas, to wit, an area inside the theater with a capacity of 905 for event date November 15, 2014 pursuant to RSA 178:24 and Liq. 404.05.
- c. 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 November 11, 2014 from 5:00 pm to 1:00 am sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.
- d. WC Acquisition Corp. DBA Wildcat Mountain Ski Area,
542 Route 16, Pinkam's Grant, Gorham, NH 03581.
Restaurant On-Premise Beverage/Wine/Liquor License #1417203 licensed pursuant to RSA 178:21.
Date petition received: 10/24/2014.
Requested approval for authorization of other areas, to wit, an outside area with a capacity of 1,600 with tables and chairs and 3,400 without tables and chairs for an outdoor concert series on Saturdays only from April 4, 2014 to May 2, 2014 pursuant to RSA 178:24 and Liq. 404.05.

10. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

None

11. NOTIFICATION OF DENIED FELON EXCEPTIONS:

None

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

Durham, NH.

13. NOTIFICATION OF COMPLIANCE CHECKS:

None

14. HEARING RESULTS:

None

15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

Country Corner Mile LLC, Route 31, Greenville, NH 03048.
Agency Store Off-Premise Liquor Only License #980404 licensed pursuant to RSA 177:9.
Requested approval for renewal of license, to wit, to renew Agency Store Off-Premise Liquor Only License pursuant to RSA 177:9.
Recommendation: Approval.

AS PART OF THE COMMISSION'S YEARLY DUE DILIGENCE WITH ALL AGENCY STORE LICENSES, DEPUTY COMMISSIONER MILLIGAN TABLED THIS ITEM SO THAT DIRECTOR GERRISH CAN CONTACT THE LICENSEE TO OFFER WHATEVER ASSISTANCE HE MAY NEED RELATIVE TO THIS LIQUOR LICENSE. THE COMMISSION CURRENTLY HAS NO CONCERNS REGARDING THIS LICENSEE.

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Arts In Reach, Discover Portsmouth Center, Middle Street, Portsmouth, NH 03801.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Event date: 11/8/2014 & 11/9/2014.
Recommendation: Expedited approval.
Commission approved on 11/4/2014.

- b. Audubon Society of New Hampshire,
Currier Museum of Art, 150 Ash Street, Manchester, NH 03104.
To be issued off sale special licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:17, II.
Event date: 11/8/2014.
Recommendation: Expedited approval.
Commission approved on 11/4/2014.