

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, APRIL 21, 2016

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

May 6, 2016 at 9:30 a.m.

Olde Kilkenny Pub, 30 Middle Street, Milford, NH.

Restaurant On-Premise Beverage/Wine/Liquor License #1453103 licensed pursuant to RSA 178:21.

Cited for violation of RSA 178:21, II(a)(1) – failed to have full course meals readily available, promoted and served to tables.

Date of violation: September 25, 2015.

Case #: 15-385-OF.

2. NOTIFICATION OF DISCIPLINARY ACTION:

Tropical Point Restaurant and Bar, 58 West Hollis Street, Nashua, NH.

Restaurant On-Premise Beverage/Wine/Liquor License #1478903 licensed pursuant to RSA 178:21.

Cited for violation of RSA 179:51 – failed to maintain an orderly premise.

Date of violation: February 14, 2016.

Case #: 16-46-OF.

An administrative fine of \$2,000 with \$500 suspended for twelve (12) months pending no like violation.

COMMISSION ACKNOWLEDGED.

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

a. Alstead Village Market, 10 Mechanic Street, Alstead, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3310247 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.

Cited for violation of RSA 179:52 – failed to post license in a conspicuous place on the premises.

Date of violations: March 2, 2016.

Case #: 16-66-OF.

\$350 administrative fine paid.

COMMISSION ACKNOWLEDGED.

b. Song Bird Chinese Restaurant, 1761 White Mountain Highway, Tamworth, NH.

Restaurant On-Premise Beverage/Wine/Liquor License #1168903 licensed pursuant to RSA 178:21.

Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.

Date of violation: March 30, 2016.

Case #: 16-111-OF.

\$250 administrative fine paid.

COMMISSION ACKNOWLEDGED.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

a. CSP Retail Group LLC DBA Barley & Hops Craft Beer and Wine Shoppe,

614 Nashua Street, Milford, NH 03055.

To be issued Combination Off-Premise Beverage and Wine License #3340947 pursuant to RSA 178:18.

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

- b. DG Retail LLC DBA Dollar General Store #16061, 145 South Main Street, Lisbon, NH 03585.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3339247 pursuant to RSA 178:18 & RSA 178:19-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Gibson Center for Senior Services,
North Conway Community Center, 2628 White Mountain Highway, North Conway, NH 03860.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 5/1/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Greater Dover Chamber of Commerce,
Garrison Wing, Wentworth Douglas Hospital, 789 Central Avenue, Dover, NH 03820.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 5/6/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Seaside LLC DBA Seaside Market, 275 Ocean Boulevard, Hampton, NH 03842.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3340247 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued: 4/13/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Sonoma Beverage Works, Inc. DBA Sonoma Cider, 36A Mill Street, Healdsburg, CA 95448.
To be issued Beverage Vendor License #78631 pursuant to RSA 178:15.
Manufacturer: Sonoma Cider.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Summit Winery LLC, 719 Route 12, Westmoreland, NH 03467.
To be issued Caterer-Off-Site License #1286834 pursuant to RSA 178:22, V(e).
30-Day Temporary License issued: 4/12/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. TB Market LLC DBA TB Meats, Sweets & Catering, 66 Union Street, Manchester, NH 03103.
To be issued Caterer-Off-Site License #1286734 pursuant to RSA 178:22, V(e).
30-Day Temporary License issued: 4/11/2016.
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. **DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING APRIL 15, 2016: 1,164

J3 Wine Partners LLC, 1020 Foothill Blvd., Calistoga, CA 94515.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

7. **DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:**

None

8. NOTIFICATION OF APPROVED PETITIONS:

- a. Carnevale Industries, Inc. DBA Shorty's Mexican Roadhouse, 206 Route 101, Bedford, NH 03110. Restaurant On-Premise Beverage/Wine/Liquor License #1522503 licensed pursuant to RSA 178:21. Date petition received: 4/12/2016. Requested approval for an outside area, to wit, an outside patio area with a capacity of 30 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Carnevale Industries, Inc. DBA Shorty's Mexican Roadhouse, 42 Gusabel Avenue, Nashua, NH 03063. Restaurant On-Premise Beverage/Wine/Liquor License #1522703 licensed pursuant to RSA 178:21. Date petition received: 4/12/2016. Requested approval for an outside area, to wit, an outside patio area with a capacity of 40 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. MVT Restaurants and Pub Holdings LLC DBA Fitzwilliam Inn and Lemming Pub, 62 NH Route, 119 West, Fitzwilliam, NH 03447. Restaurant On-Premise Beverage/Wine/Liquor License #1474503 licensed pursuant to RSA 178:21. Date petition received: 4/11/2016. Requested a waiver of RSA 178:21, II, a (2) for authorization of reduction of hours, to wit, to reduce the hours of operation to less than five days a week between April 11, 2016 and May 22, 2016 as indicated in a letter dated April 5, 2016.
COMMISSION ACKNOWLEDGED.
- d. Tacoodely, Inc., 44 Main Street, Keene, NH 03431, Restaurant On-Premise Beverage and Wine License #1485803 licensed pursuant to RSA 178:20. Date petition received: 3/31/2016. Requested approval for an outside area, to wit, an outside sidewalk area with a capacity of 24 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

9. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

None

10. NOTIFICATION OF DENIED FELON EXCEPTIONS:

None

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

None

12. NOTIFICATION OF COMPLIANCE CHECKS:

None

13. COMMISSION DECISIONS PENDING AFTER HEARING:

None

14. NOTIFICATION OF HEARING RESULTS:

Rivas Meat Market, 158 Spruce Street, Manchester, NH. Combination Off-Premises Beverage/Wine/Tobacco License #3336047 licensed pursuant to RSA 178:18/RSA 126-K:4. Cited for violation of RSA 178:2 – failed to attend a required training program within 45 days of the issuance of the liquor license.

Date of violation: July 27, 2015.

Case #: 16-120-OF.

A HEARING WAS HELD ON APRIL 15, 2016; CHIEF HEARINGS OFFICER JOSEPH PLAIA ORDERED SUSPENSION OF THE LIQUOR LICENSE PURSUANT TO RSA 178:2, V AND RSA 541-A:30, III; THE LICENSEE IS SCHEDULED TO ATTEND A MANAGEMENT TRAINING SEMINAR ON APRIL 20, 2016; THE LICENSE WILL BE REINSTATED UPON COMPLETION OF SAID TRAINING. COMMISSION ACKNOWLEDGED.

15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

None

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

NH Roller Derby, JFK Memorial Arena, 303 Beech Street, Manchester, NH 03103.

To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).

Event date: 4/23/2016.

Recommendation: Expedited approval.

Commission approved on 4/14/2016.

COMMISSION ACKNOWLEDGED.