

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, MAY 5, 2016

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

None

2. NOTIFICATION OF DISCIPLINARY ACTION:

- a. Cloud Palace (The), 2 Range Road, Salem, NH.
Cigar Bar On-Premise Beverage/Wine/Liquor/Cigar License #402206 licensed pursuant to RSA 178:20-a.
Cited for violation of RSA 178:20-a, II(a) – failed to generate 60% of its quarterly gross revenue from the sale of cigar-related products which are limited to cigars, humidors, cigar cutters, cigar cutters and cases, lighters and ashtrays.
Cited for violation of RSA 178:20-a, II(d) – allowed the service of food on a licensed premise.
Date of violations: March 13, 2016.
Case #: 16-83-OF.
For violation of RSA 178:20-a, II(a), an administrative fine of \$1,000 with \$250 suspended for twelve (12) months pending no like violation; and for violation of RSA 178:20-a, II(d), \$100 administrative fine.
COMMISSION ACKNOWLEDGED.
- b. Foster's Steak House, 231 Main Street, Plymouth, NH.
Restaurant Full Service With Lounge License #355302 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 5, 2016.
Case #: 16-37-OF.
\$500 administrative fine, four (4) points assessed to the liquor license and the license to serve alcohol suspended for three (3) days with one (1) day held in abeyance for twelve (12) months pending no like violation commencing May 12, 2016 with re-grant May 14, 2016.
COMMISSION ACKNOWLEDGED.
- c. 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.
\$250 administrative fine.
COMMISSION ACKNOWLEDGED.

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

- a. Cannon Lounge, 45 North Main Street, Rochester, NH.
Restaurant Full Service With Lounge License #1510103 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:32, III – purchased beer from other than a licensed wholesale distributor, manufacturer, brew pub or as provided by law.
Date of violation: April 8, 2016.
Case #: 16-131-OF.
\$250 administrative fine paid.
COMMISSION ACKNOWLEDGED.

- b. Sunny Villa Restaurant, 1020 Route 16, Ossipee, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1402103 licensed pursuant to RSA 178:21.
Cited for violation of Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: April 5, 2016.
Case #: 16-128-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Beach Trends LLC DBA Surf Mart (The), 275 Ocean Boulevard, Unit 102, Hampton, NH 03842.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3329447
pursuant to RSA 178:18 & RSA 178:19-a.
COMMISSION APPROVED.
- b. Bedford Rotary Club, Sportsman Field, 48 Nashua Road, Bedford, NH 03110.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event date: 5/21/2016.
COMMISSION APPROVED.
- c. Big Deal Real Estate LLC, 650 Park Avenue, Keene, NH 03431.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3343447
pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued: 4/26/2016.
COMMISSION APPROVED.
- d. Catholic Medical Center, Bedford Village Inn, 2 Olde Bedford Way, Bedford, NH 03110.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event date: 5/12/2016.
COMMISSION APPROVED.
- e. City Arts Nashua, Inc., NIMCO, 1 Pine Street Extension, Nashua, NH 03060.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event date: 5/12/2016.
COMMISSION APPROVED.
- f. Contocook Cider Company LLC, 656 Gould Hill Road, Hopkinton, NH 03229.
To be issued Wine Manufacturer License #566330 pursuant to RSA 178:8.
Recommendation: Approval for manufacturing and wholesale sales only.
COMMISSION APPROVED.
- g. Granite Gorge LLC, 341 State Route 9, Roxbury, NH 03431.
To be issued Caterer-Off-Site License #1287234 pursuant to RSA 178:22, V(e).
30 Day Temporary License issued: 4/28/2016.
COMMISSION APPROVED.
- h. Intown Concord, One Capital Plaza, North Main Street, Concord, NH 03301.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event dates: 6/23, 24, 25/2016.
COMMISSION APPROVED.
- i. JDZ, Inc. DBA Alesmith Brewing Company, 9990 Alesmith Court, San Diego, CA 92126.
To be issued Beverage Vendor License #75331 pursuant to RSA 178:15.
Manufacturer: Alesmith Brewing Company, San Diego, CA.
COMMISSION APPROVED.
- j. Rochester Main Street, Rochester Ice Arena, 63A Lowell Street, Rochester, NH 03867.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event date: 5/12/2016.
COMMISSION APPROVED.

- k. Rochester Main Street, Studley's Flower Gardens, 82 Wakefield Street, Rochester, NH 03867.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/1/2016.
COMMISSION APPROVED.
- l. Skinny Pancake-Hanover LLC, 3 Lebanon Street, Unit 20, Hanover, NH 03755.
To be issued Restaurant On-Premise Beverage and Wine License #1525103 pursuant to RSA 178:20.
COMMISSION APPROVED.
- m. Some Brewing Co LLC, 1 York Street, Unit 3, York, ME 03909.
To be issued Beverage Vendor License #78431 pursuant to RSA 178:15.
Manufacturer: Some Brewing Company, York, ME.
COMMISSION APPROVED.
- n. YMCA Of Greater Londonderry,
Castleton Banquet and Conference Center, 58 Enterprise Drive, Windham, NH 03087.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 5/12/2016.
COMMISSION APPROVED.

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 29, 2016: 1,167

None

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

None

8. **NOTIFICATION OF APPROVED PETITIONS:**

- a. Abacus Restaurant Corporation DBA Revolution Taproom & Grill,
61 North Main Street, Rochester, NH 03867.
Restaurant On-Premise Cocktail Lounge License #1490603 licensed pursuant to RSA 178:22.
Date petition received: 4/25/2016.
Requested approval for authorization of other area, to wit, an outside patio area with a capacity of 60 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Craft Brew Alliance, Inc. DBA Redhook Ale Brewery,
Pease International, 1 Redhook Way, Portsmouth, NH 03801.
Restaurant On-Premise Cocktail Lounge License #1036603 licensed pursuant to RSA 178:22.
Date petition received: 3/21/2016.
Requested approval for an outside area, to wit, an outside back lawn area with a capacity of 1,500 for April 22, 2016 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Craft Brew Alliance, Inc. DBA Redhook Ale Brewery,
Pease International, 1 Redhook Way, Portsmouth, NH 03801.
Restaurant On-Premise Cocktail Lounge License #1036603 licensed pursuant to RSA 178:22.
Date petition received: 3/21/2016.
Requested approval for an outside area, to wit, an outside parking lot area with a capacity of 1,000 for May 1, 2016 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

- d. East Coast Service Industry Companies, Inc. DBA Whiskeys 20,
20 Old Granite Street, Manchester, NH 03101.
Restaurant On-Premise Beverage/Wine/Liquor License #1516403 licensed pursuant to RSA 178:21.
Date petition received: 10/16/2015.
Requested approval for authorization of other area, to wit, an outside patio area with a capacity of 118 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- e. Finnegan Fleming Restaurant Corp. DBA Purple Urchin Seaside Café,
167 Ocean Boulevard, Hampton, NH 03842.
Restaurant On-Premise Cocktail Lounge License #1508603 licensed pursuant to RSA 178:22.
Date petition received: 4/25/2016.
Requested approval for authorization of other area, to wit, an outside patio area with a capacity of 60 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- f. First Choice Foods LLC DBA Ellacoya Barn & Grille,
2667 Lakeshore Road, Gilford, NH 03249.
Restaurant On-Premise Cocktail Lounge License #1524103 licensed pursuant to RSA 178:22.
Date petition received: 3/10/2016.
Requested approval for authorization of other areas, to wit, an outside first floor patio area with a capacity of 20 and a second floor deck with a capacity of 21 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:

Alcohol – Raymond, NH:

Mr. Gas+, 62 Epping Street, Raymond, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3316147 licensed pursuant to RSA 178:18/RSA 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 14, 2016.
Case #: 16-122-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.
COMMISSION ACKNOWLEDGED.

13. COMMISSION DECISIONS PENDING AFTER HEARING:

None

14. NOTIFICATION OF HEARING RESULTS:

None

15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

- a. Arborway Import, Inc. DBA Pipeline Distribution, 141 Middlesex Turnpike, Burlington, MA 01803.
Beverage Vendor License #69231 licensed pursuant to RSA 178:15.
Date petition received: 4/27/2016.
Requests approval of Clown Shoes Bluegrass Billionaire with an alcohol content of 12.73% at 60 degrees Fahrenheit by volume, licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a.
Recommendation: Approval.
COMMISSION APPROVED.
- b. Koochenvagner's Brewing Co. DBA Stone Brewing Co.,
1999 Citracado Parkway, Escondido, CA 92029.
Beverage Vendor License #69231 licensed pursuant to RSA 178:15.
Date petition received: 4/27/2016.
Requests approval of Stone Bastard's Midnight Brunch with an alcohol content of 12.66% at 60 degrees Fahrenheit by volume, licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a.
Recommendation: Approval.
COMMISSION APPROVED.

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

Valley Regional Healthcare, Newport Opera House, 20 Main Street, Newport, NH 03773.
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.
Recommendation: Expedited approval.
Commission approved on 4/28/2016.
COMMISSION ACKNOWLEDGED.