

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, JUNE 23, 2016

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

Ikko Japanese Restaurant, 879 Central Avenue, Dover, NH.

Restaurant On-Premise Beverage/Wine/Liquor License #1499303 licensed pursuant to RSA 178:21.

Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an underage person.

Date of violation: November 7, 2015.

Case #: 15-459-OF.

6/9/16 - ASSENTED-TO MOTION TO CONTINUE FILED BY THE DOE AND GRANTED; NEW HEARING DATE TO BE DETERMINED.

2. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

Shogun Japanese Steakhouse, 347 Shattuck Way, Newington, NH.

Restaurant On-Premise Beverage/Wine/Liquor License #1496003 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: June 11, 2016.

Case #: 16-208-OF.

\$250 administrative fine paid.

COMMISSION ACKNOWLEDGED.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. ARZ Mini Market, Inc. DBA ARZ Mini Market, 41 ¾ Lake Street, Nashua, NH 03060.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3344447
pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued: 6/14/2016.

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

- b. Animal Rescue League of NH,
Radisson Hotel Manchester Downtown, 700 Elm Street, Manchester, NH 03101
To be issued an off-sale special Voluntary Nonprofit Organizations Beverage/Wine/Liquor
Licensed pursuant to RSA 178:17, II.
Event date: 11/10/2016.

DEPUTY COMMISSIONER MILLIGAN STATED THAT HE IS PERSONALLY SUPPORTIVE OF THIS NEW LICENSEE; DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- c. Citizen Cider LLC, 316 Pine Street, Suite 114, Burlington, VT 05401.
To be issued Beverage Vendor License #79231 pursuant to RSA 178:15.
Manufacturer: Citizen Cider.

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

- c. El Jimador III, Inc., 36 Endicott Street-East, Laconia, NH 03246.
To be issued Restaurant On-Premise Cocktail Lounge License #1526903
pursuant to RSA 178:22.
30-Day Temporary License issued: 6/13/2016.

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

- d. New West Lake Asian Cuisine, Inc. DBA West Lake, 495 Center Street, Wolfeboro, NH 03894.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1526203 pursuant to RSA 178:21.
30-Day Temporary License issued: 6/15/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- e. Ralph's Supermarket LLC DBA Emma's Market and Deli,
741 Old Claremont Road, Charlestown, NH 03603.
To be issued Conditional Combination Restaurant Beverage/Wine License #1527903 pursuant to RSA 178:17-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- f. Steakhouse at Christmas Island, Inc., 644 Weirs Boulevard, Laconia, NH 03246.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1529903 pursuant to RSA 178:21.
30-Day Temporary License issued: 6/13/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA 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 JUNE 17, 2016: 1,170

- a. Massican LLC DBA Massican Winery, 1518 Filmore Sreet, Calistoga, CA 94515.
Direct Shipper Wine Manufacturer Permit issued pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- b. Murielle Winery, Inc., 1313 56th CT #305 Clearwater, FL 33760.
Direct Shipper Wine Manufacturer Permit issued pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

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

None

8. **NOTIFICATION OF APPROVED PETITIONS:**

- a. Deciduous Brewing Co. LLC, 12 Weaver Street, Suite B, Newmarket, NH 03857.
Nano Brewery, Beer and/or Specialty Beer License #202522 issued pursuant to RSA 178:12-a.
Date petition received: 6/15/2016.
Requested approval for authorization of other area, to wit, an outside patio area with a capacity of 16 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Flight Deck LLC, 80 Airport Road, Swanzey, NH 03446.
Restaurant On-Premise Beverage/Wine/Liquor License #1526003 issued pursuant to RSA 178:21.
Date petition received: 5/6/2016.
Requested approval for authorization of other area, to wit, an outside deck area with a capacity of 53 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

- c. JHL Restaurant Group, Inc. DBA Faro Italian Grille, 70 Endicott Street, Laconia, NH 03247.
Restaurant On-Premise Beverage/Wine/Liquor License #1351503 issued pursuant to RSA 178:21.
Date petition received: 5/20/2016.
Requested approval for authorization of other area, to wit, an outside, tented area with a capacity of 2,800 for event dates 6/11/2016 through 6/19/2016 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- d. Ma's and Mine Northwood Tavern LLC, 758 First NH Turnpike, Northwood, NH 03261.
Restaurant On-Premise Beverage/Wine/Liquor License #1521003 issued pursuant to RSA 178:21.
Date petition received: 5/13/2016.
Requested approval for authorization of other area, to wit, an outside patio area with a capacity of 16 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- e. New Boston 737 LLC DBA La Cabana Mexican Grill, 737 River Road, New Boston, NH 03070.
Restaurant On-Premise Beverage/Wine/Liquor License #1508503 issued pursuant to RSA 178:21.
Date petition received: 3/29/2016.
Requested approval for authorization of other area, to wit, an outside patio area with a capacity of 22 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- f. Noco Loco Associates LLC DBA Boston Brothers Pizzeria, 2718 White Mountain Highway, North Conway, NH 03860.
Restaurant On-Premise Beverage and Wine License #1520903 issued pursuant to RSA 178:20.
Date petition received: 6/9/2016.
Requested approval for authorization of other area, to wit, an outside deck area with a capacity of 20 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- g. Omni Hotels Management Corporation DBA Bretton Woods Ski Area, 310 Mount Washington Road, Route 302, Bretton Woods, NH 03575.
Restaurant On-Premise Beverage/Wine/Liquor License #1392003 issued pursuant to RSA 178:21.
Date petition received: 6/2/2016.
Requested approval for authorization of other area, to wit, an outside, base lawn area with a capacity of 1,500 for event dates 7/18/2016 through 10/31/2016 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- h. Puleo, Gary DBA Backroom Tavern (The), 77 Main Street, North Stratford, NH 03590.
Restaurant On-Premise Beverage and Wine License #1522303 issued pursuant to RSA 178:20.
Date petition received: 6/2/2016.
Requested approval for authorization of other area, to wit, an outside deck area with a capacity of 12 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- i. Ralph's Supermarket LLC DBA Emma's Market and Deli, 741 Old Claremont Road, Charlestown, NH 03603.
Conditional Combination Restaurant Beverage/Wine License #1527903 issued pursuant to RSA 178:17-a.
Requested approval for authorization of other area, to wit, an outside deck area with a capacity of 22 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- j. Room 111 Enterprises, Inc. DBA Room 111 at Victory Lanes, 9 Central Street, Woodsville, NH 03785.
Sports Recreation License #6019405 issued pursuant to RSA 178:22, V(v).
Date petition received: 4/18/2016.
Requested approval for authorization of other area, to wit, an outside deck area with a capacity of 40 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- k. Shanty LLC DBA Lazy Jack's, 58 Ceres Street, Portsmouth, NH 03801.
Restaurant On-Premise Beverage/Wine/Liquor License #1512003 issued pursuant to RSA 178:21.
Date petition received: 6/14/2016.
Requested approval for authorization of other area, to wit, an outside deck area with a capacity of 135 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:

Plaistow, NH.

12. NOTIFICATION OF COMPLIANCE CHECKS:

TOBACCO COMPLIANCE CHECKS –

Cheshire County:

- a. Family Dollar Store 8638, 549 Main Street, Walpole, NH.
Retail Tobacco License #123517 license pursuant to RSA 178:19-a.
Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.
Date of violation: June 2, 2016.
Case #: 16-196-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.
- b. Jake's Market & Deli, 51 Main Street, Walpole, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3279447 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.
Date of violation: June 2, 2016.
Case #: 16-196-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.
- c. Pierre Place, 85 Route 9, West Chesterfield, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3321347 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.
Date of violation: June 2, 2016.
Case #: 16-196-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.
- d. Route 10 Mini Mart, 968 West Swanzey Road, West Swanzey, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3217747 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.
Date of violation: May 23, 2016.
Case #: 16-175-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.
- e. Route 12 Discount Beverage, 1017 NH Route 12 South, Westmoreland, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3280747 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.

Date of violation: June 15, 2016.

Case #: 16-218-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.

COMMISSION ACKNOWLEDGED.

Grafton County:

Fadden's General Store, 109 Main Street, Woodstock, NH.

Combination Off-Premises Beverage/Wine/Tobacco #3218047 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.

Date of violation: May 29, 2016.

Case #: 16-192-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.

COMMISSION ACKNOWLEDGED.

Rockingham County:

a. Lucia's Bodega, 30B Indian Rock Road, Windham, NH.

Combination Off-Premises Beverage/Wine/Tobacco #3271447 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.

Date of violation: June 7, 2016.

Case #: 16-204-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.

COMMISSION ACKNOWLEDGED.

b. Shaw's Supermarket, 43 Indian Rock Road, Windham, NH.

Combination Off-Premises Beverage/Wine/Tobacco #3166247 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 – sold tobacco to an underage person during a compliance check.

Date of violation: June 7, 2016.

Case #: 16-204-OF.

Verbal warning 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:

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, to renew the Agency Store Off-Premise Liquor Only License for renewal period 7/1/2016 to 6/30/2017 pursuant to RSA 177:9.

6/16/16 - THIS ITEM IS TABLED SO THAT DIRECTOR BRASSARD-JORDAN CAN CONTACT THE LICENSEE TO OFFER WHATEVER ASSISTANCE THEY MAY NEED FROM THE COMMISSION.

DIRECTOR BRASSARD-JORDAN REPORTED THAT THE LICENSEE HAS BEEN CONTACTED; HE IS SATISFIED AND REQUIRES NOTHING FROM THE COMMISSION AT THIS TIME; HE IS PLEASED THAT

HE WILL BE ABLE TO MAINTAIN HIS LICENSE; DEPUTY COMMISSIONER MILLIGAN MOVED TO TAKE THIS ITEM OFF THE TABLE; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED; DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Concord Hospital Trust, Church Landing, 281 Daniel Webster Highway, Meredith, NH 03253.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/23/2016.
Recommendation: Expedited approval.
Commission approved on 6/16/2016.
COMMISSION ACKNOWLEDGED.
- b. Rochester Opera House, Inc. Gauthier Farm, 52 Bernard Road, Rochester, NH 03868.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/25/2016.
Recommendation: Expedited approval.
Commission approved on 6/16/2016.
COMMISSION ACKNOWLEDGED.