

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, MARCH 2, 2017

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

March 17, 2017 at 11:30 a.m.

- a. Truant's Taverne, 96 Main Street, Woodstock, NH.
Restaurant Full Service With Lounge License #1256203 issued 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: October 30, 2015.
Case #: 15-483- OF.

April 28, 2017 at 11:30 a.m.:

- b. New Wa Toy, 611 Mast Road, Goffstown, NH.
Restaurant On-Premises Beverage/Wine/Liquor License #1416903 issued pursuant to RSA 178:21.
Cited for violation of RSA 179:5, II – allowed an under-aged individual to possess or consume alcoholic beverage – 2 counts.
Date of violations: December 3, 2016.
Case #: 16-386-OF.

Date to be determined:

- c. Fire & Ice Hookah Lounge, 990 Elm Street, Manchester, NH.
Cigar Bar On-Premises Beverage/Wine/Liquor/Cigar License #403106 issued pursuant to RSA 178:20-a.
Cited for violation of RSA 179:27, II - served or allowed consumption of alcoholic beverage in areas not approved by the Commission – 3 counts.
Cited for violation of RSA 179:51 – insufficient lighting – 2 counts.
Dates of violations: October 9, 2016 & December 30, 2016.
Case #: 16-343-OF & 17-1-OF.

**HEARING CONTINUED BY CHIEF HEARINGS OFFICER JOSEPH PLAIA.
SETTLEMENT CONFERENCE HELD 2/21/17.**

2. NOTIFICATION OF DISCIPLINARY ACTION:

- a. Mickey's Roadside Café, 330 Route 4, Enfield, NH.
Restaurant Full Service With Lounge License #1289403 issued 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 – 2 counts.
Dates of violations: November 21 – 22, 2015 & December 9, 2015.
Case #s: 15-484-OF & 15-486-OF.
An administrative fine of \$1,000 with \$500 suspended for twelve (12) months pending no like violation, four (4) points shall be assessed to the liquor license, the license to sell alcohol shall be suspended in the cocktail lounge only for four (4) days with one (1) day held in abeyance for twelve (12) months pending no like violation commencing March 8, 2017 and re-granted on March 11, 2017, Lynn Stark shall attend a Management Training Seminar (MTS) within thirty (30) days from the date of this fully approved agreement and Megan Hatch shall attend a Total Education in Alcohol Management (TEAM) seminar in a classroom within thirty (30) days from the date of this fully approved agreement.
COMMISSION ACKNOWLEDGED.

- b. Thayer's Inn, 111 Main Street, Littleton, NH.
Hotel Full Service With Lounge License #370302 issued pursuant to RSA 178:21, II(b)(1)/RSA 178:22, V(k).
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: January 27, 2017.
Case #: 17-35-OF.
An administrative fine of \$500, four (4) points shall be assessed to the liquor license, the license to sell alcohol shall be suspended in the cocktail lounge only for three (3) days commencing March 15, 2017 and re-granted on March 18, 2017 and Almeida Raniery shall attend a Management Training Seminar (MTS) within thirty (30) days from the date of this fully approved agreement.
COMMISSION ACKNOWLEDGED.

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

C and A Pizza, 17 Lebanon Street, Hanover, NH.
Restaurant Beverage & Wine License #1001503 issued pursuant to RSA 178:20.
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: February 10, 2017.
Case #: 17-56-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

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

- a. Aito LLC DBA Wing-Itz, 274 Central Avenue, Dover, NH 03820.
To be issued Restaurant On-Premise Beverage, Wine, Liquor License #1539703 pursuant to RSA 178:21.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- b. Howe Library Corporation, 13 South Street, Hanover, NH 03755.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 3/18/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- c. Kimball, Diane, 34 Oriole Avenue, Keene, NH 03431.
To be issued Alcohol Consultant License #509044 pursuant to RSA 178:27-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- d. MPG Corporation DBA Rapid Refill #126, 515 Route 106 South, Loudon, NH 03307.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3351947 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued: 2/22/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- e. MPG Corporation DBA Rapid Refill #135, 6 Horse Corner Road, Chichester, NH 03258.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3351747 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued: 2/22/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

- f. MPG Corporation DBA Rapid Refill #138, 905 Route 106 North, Loudon, NH 03307.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3351847 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued: 2/23/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- g. NH Catholic Charities DBA NH Food Bank, Radisson Hotel, 700 Elm Street, Manchester, NH 03101.
To be issued an off-sale special Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:17, II.
Event date: 3/6/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- h. Tulip Hospitality LLC DBA Perfect Party Catering, 235 Hanover Street, Manchester, NH 03104.
To be issued Caterer-Off-Site License #1288434 pursuant to RSA 178:22, V(e).
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 FEBRUARY 24, 2017: 1,174

- a. Pazdar Beverage Company LLC DBA Pazdar Winery, 6 Laddie Road, Scotchtown, NY 10941.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- b. Redwood Hill Wines LLC, 1160 Hopper Avenue, Santa Rosa, CA 95403.
Direct Shipper Permit Wine Manufacturer 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. Anheuser-Busch LLC, 221 Daniel Webster Highway, Merrimack, NH 03054.
Restaurant On-Premise Beverage and Wine License #1513103 licensed pursuant to RSA 178:20.
Date petition received: 2/16/2017.
Date petition approved: 2/23/2017.
Requested approval for authorization of other area, to wit, a Biergarten Patio area with a capacity of 1,200 pursuant to RSA 178:24 and Liq. 404.05.
DISCUSSION WAS HAD REGARDING APPROVAL OF A BLANKET LICENSE FOR A PERMANENT SITE OPPOSED TO A SEASONAL AREA OF AN ESTABLISHMENT. THE COMMISSION IS GRANTING AN EXTENSION OF THE EXISTING LICENSE RATHER THAN ISSUING A NEW LICENSE. DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM FOR FURTHER DISCUSSION AND REVIEW OF THE LAW. CHAIRMAN MOLLICA SECONDED THE MOTION. THE MOTION PASSED.
- b. Earth Eagle Brewing LLC, 175 High Street, #6 & #7, Portsmouth, NH 03801.
Brew Pub On-Premise Cocktail Lounge License #2002315 licensed pursuant to RSA 178:13.
Date petition received: 2/15/2017.
Date petition approved: 2/23/2017.

Requested approval for authorization of other areas, to wit, an additional area for cellaring and packaging of product pursuant to RSA 178:24 and Liq. 404.05.

COMMISSION ACKNOWLEDGED.

- c. Milano House of Pizza, Inc., 1 Broad Street, Nashua, NH 03064.
Restaurant On-Premise Beverage/Wine/Liquor License #309203 licensed pursuant to RSA 178:21.
Date petition received: 2/22/2017.
Date petition approved: 2/22/2017.

Requested approval for retention of invoices at another location, to wit, a home office located at 6 Wheaton Drive, Nashua, NH 03063 pursuant to RSA 179:35.

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. NOTIFICATION OF HEARING RESULTS:

None

14. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

None

15. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None