

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, MARCH 23, 2017

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

April 14, 2017 at 11:30 a.m.:

- a. Kathleen's Cottage, 90 Lake Street, Bristol, NH.
Restaurant On-Premises Beverage/Wine/Liquor License #1374403 issued pursuant to RSA 178:21.
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: February 1, 2017.
Case #: 17-41-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.

Date to be determined:

- d. 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.
ASSENTED-TO MOTION TO CONTINUE FILED BY THE DIVISION OF ENFORCEMENT ON MARCH 8, 2017; MOTION GRANTED ON MARCH 9, 2017.

2. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

- a. Chef Joe's Catering, 651 Main Street, Franconia, NH.
Caterer, On-Site License #1274926 issued pursuant to RSA 178:22, V(e).
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: March 2, 2017.
Case #: 17-77-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
- b. Seacoast Cigar Bar, 215B Lafayette Road, North Hampton, NH.
Cigar Bar On-Premises Beverage/Wine/Liquor/Cigar License #403306 issued pursuant to RSA 178:20-a.
Cited for violation of RSA 178:20-a, II(a) – failed to file quarterly gross revenue from the sale of cigar-related products.
Date of violation: March 2, 2017.
Case #: 17-84-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL

- a. Advantage International Distributors, Inc., 8880 NW 20 Street, Suite A, Doral, FL 33172.
To be issued Liquor and Wine Vendor License #116045 pursuant to RSA 178:9.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- b. Centennial Senior Center, Inc.,
Havenwood Heritage Heights, 149 East Side Drive, Concord, NH 03301.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
Event date: 4/6/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- c. Deeluxe-Bartending and Event Staffing Specialists LLC,
18 North Main Street, Suite 305, Concord, NH 03301.
To be issued Caterer-Off-Site License #1288934 pursuant to RSA 178:22, V(e).
30-Day Temporary License issued: 3/15/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- d. Nashua Center For The Multiply Handicapped,
Radisson Hotel, Main Ballroom, 11 Tara Boulevard, Nashua, NH 03062.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
Event date: 3/31/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- e. Overlook Vineyard LLC, 82 Currier Road, Concord, NH 03301.
To be issued Wine Manufacturer License #566930 pursuant to RSA 178:8.
No retail or tasting Room.
30-Day Temporary License issued: 3/14/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

- f. Roman Catholic Bishop of Manchester DBA Sacred Heart School,
289 Lafayette Road, Hampton, NH 03842.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License
pursuant to RSA 178:22, V(I).
Event date: 4/1/2017.

**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 MARCH 17, 2017: 1,175

- a. Bocce Court Cellars LLC DBA Biddle Ranch Vineyard,
875 Greystone Place, San Luis Obispo, CA 93401.
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. Hammell Wine Alliance LLC, 3100 & 3248 Rancho Tepusquet Road, Santa Maria, CA 93454.
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.
Beverage Manufacturer License #286818 licensed pursuant to RSA 178:12.
Date petition received: 3/10/2017.
Date petition approved: 3/10/2017.
Requested approval for authorization for tasting at farmers market, to wit, Made in NH EXPO,
Radisson Hotel, 700 Elm Street, Manchester, NH on Friday, March 24, 2017 between 1 pm & 8 pm,
Saturday, March 25, 2017 between 10 am & 8 pm and Sunday, March 26, 2017 between 10 am &
4 pm pursuant to RSA 178:24 and RSA 179:44, II-a; the City of Manchester has approved both tasting
and retail sales at this event.
COMMISSION ACKNOWLEDGED.
- b. Appolo Vineyard LLC, 49 Lawrence Road, Derry, NH 03038.
Wine Manufacturer Off-Premise Wine Only License #563830 licensed pursuant to RSA 178:8.
Date petition received: 3/2/2017.
Date petition approved: 3/2/2017.
Requested approval for authorization for tasting at farmers market, to wit, Made in NH EXPO,
Radisson Hotel, 700 Elm Street, Manchester, NH on Friday, March 24, 2017 between 1 pm & 8 pm,
Saturday, March 25, 2017 between 10 am & 8 pm and Sunday, March 26, 2017 between 10 am &
4 pm pursuant to RSA 178:24 and RSA 179:44, II-a; the City of Manchester has approved both tasting
and retail sales at this event.
COMMISSION ACKNOWLEDGED.
- c. Fulchino Vineyards, Inc., 178 Pine Hill Road, Hollis, NH 03049.
Wine Manufacturer Off-Premise Wine Only License #562830 licensed pursuant to RSA 178:8.
Date petition received: 3/10/2017.
Date petition approved: 3/10/2017.

Requested approval for authorization for tasting at farmers market, to wit, Made in NH EXPO, Radisson Hotel, 700 Elm Street, Manchester, NH on Friday, March 24, 2017 between 1 pm & 8 pm, Saturday, March 25, 2017 between 10 am & 8 pm and Sunday, March 26, 2017 between 10 am & 4 pm pursuant to RSA 178:24 and RSA 179:44, II-a; the City of Manchester has approved both tasting and retail sales at this event.

COMMISSION ACKNOWLEDGED.

- d. Hermit Woods, Inc., 72 Main Street, Meredith, NH 03253.
Wine Manufacturer Off-Premise Wine Only License #563330 licensed pursuant to RSA 178:8.
Date petition received: 3/6/2017.
Date petition approved: 3/6/2017.
Requested approval for authorization for tasting at farmers market, to wit, Made in NH EXPO, Radisson Hotel, 700 Elm Street, Manchester, NH on Friday, March 24, 2017 between 1 pm & 8 pm, Saturday, March 25, 2017 between 10 am & 8 pm and Sunday, March 26, 2017 between 10 am & 4 pm pursuant to RSA 178:24 and RSA 179:44, II-a; the City of Manchester has approved both tasting and retail sales at this event.
COMMISSION ACKNOWLEDGED.
- e. Moonlight Meadery LLC, 23 Londonderry Road, Unit #17, Londonderry, NH 03053.
Wine Manufacturer Off-Premise Wine Only License #563230 licensed pursuant to RSA 178:8.
Date petition received: 3/13/2017.
Date petition approved: 3/13/2017.
Requested approval for authorization for tasting at farmers market, to wit, Made in NH EXPO, Radisson Hotel, 700 Elm Street, Manchester, NH on Friday, March 24, 2017 between 1 pm & 8 pm, Saturday, March 25, 2017 between 10 am & 8 pm and Sunday, March 26, 2017 between 10 am & 4 pm pursuant to RSA 178:24 and RSA 179:44, II-a; the City of Manchester has approved both tasting and retail sales at this event.
COMMISSION ACKNOWLEDGED.
- f. Woodstock Inn Again LTD DBA Woodstock Inn Brewery,
135 Main Street, North Woodstock, NH 03262.
Restaurant On-Premise Cocktail Lounge License #1458603 licensed pursuant to RSA 178:22.
Date petition received: 3/8/2017.
Date petition approved: 3/17/2017.
Requested approval for authorization of other areas, to wit, an extension of service to another area with a capacity of 75 for event date 4/1/2017 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 DECISION PENDING AFTER HEARING:

Sixide, 119A Hanover Street, Unit 123, Manchester, NH.
Cigar Bar On-Premises Beverage/Wine/Liquor/Cigar License #403606 issued pursuant to RSA 178:20-a.
Request for emergency suspension made by the City of Manchester, NH dated March 1, 2017.

AN EMERGENCY SUSPENSION HEARING WAS HELD AT THE ALDERMANIC CHAMBERS, ONE CITY HALL PLAZA, MANCHESTER, NH ON MARCH 10, 2017.

MARCH 15, 2017 – NOTICE OF DECISION AND ORDER REINSTATING LIQUOR LICENSE IMMEDIATELY AND ON A TEMPORARY AND PROBATIONARY BASIS UNTIL A FINAL DECISION AND ORDER IS ISSUED.

MARCH 17, 2017 – NOTICE AND ORDER OF SUSPENSION; LICENSEE VIOLATED THE TERMS OF TEMPORARY REINSTATEMENT; THE LICENSE IS SUSPENDED EFFECTIVE IMMEDIATELY.

MARCH 21, 2017 - DECISION AND ORDER: THE PETITION FOR REVOCATION FILED BY THE CITY OF MANCHESTER DATED MARCH 1, 2017 WAS DISMISSED; BASED ON THE TESTIMONY AND EXHIBITS PRESENTED AT THE HEARING ON MARCH 10, 2017, THE LICENSE IS REVOKED. COMMISSION ACKNOWLEDGED.

14. NOTIFICATION OF HEARING RESULTS:

None

15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

- a. Downeast Cider House LLC, 200 Terminal Street, Boston, MA 02129.
Beverage Vendor License #61431 licensed pursuant to RSA 178:15.
Date petition received: 3/14/2017.
Requests approval of Downeast Cider House Pineapple Blend with an alcohol content of 6.76% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII; no sample provided.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Hillsboro Lodge 1091, Inc. DBA Loyal Order of Moose, 15 School Street, Hillsboro, NH 03244.
Social Club License #20101 licensed pursuant to RSA 178:22, V(h).
Date petition received: 3/6/2017.
Requested approval for authorization of other areas, to wit, an outside deck area with a capacity of 22 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Moonlight Meadery LLC DBA Hidden Moon Brewing,
23 Londonderry Road, Unit 17, Londonderry, NH 03053.
Beverage Manufacturer License #291418 licensed pursuant to RSA 178:12.
Date petition received: 3/17/2017.
Requests approval of Them Little Apples with an alcohol content of 6.5% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII; no sample provided.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Foundation of Birches Academy, Searles School & Chapel, 35 Range Road, Windham, NH 03079.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 4/1/2017.
Recommendation: Expedited approval.
Commission approved on 3/16/2017.
COMMISSION ACKNOWLEDGED.
- b. L.B.O. Holding, Inc. DBA Attitash/Bear Peak Resort, Route 302, Bartlett, NH 03812.
Restaurant On-Premise Beverage/Wine/Liquor License #1009403 licensed pursuant to RSA 178:21.
Date petition received: 2/16/2017.
Requested approval for authorization of other area, to wit, an outside, fenced-in area with a

capacity of 400 for event dates 3/14/2017 through 4/9/2017 pursuant to RSA 178:24 and Liq. 404.05.
Recommendation: Expedited approval.
Commission approved on 3/14/2017.
COMMISSION ACKNOWLEDGED.