

**AGENDA FOR THE NHLC**  
**DIVISION OF ENFORCEMENT & LICENSING MEETING**  
**FOR THURSDAY, MAY 25, 2017**

**1. SCHEDULED ADMINISTRATIVE HEARINGS:**

**a. May 24, 2017 at 10:00 a.m., Lancaster District Court, 55 School Street, Suite 201, Lancaster, NH.**

Twin Mountain Country Store, 130 Route 3, Twin Mountain, NH.  
Combination Off-Premises Beverage/Wine/Tobacco License #3286047 issued pursuant to RSA 178:18/RSA 126-K:4.  
Cited for violation of RSA 179:5, I – sold alcoholic beverage to an under-aged individual – 3 counts.  
Cited for violation of RSA 179:8, I – failed to require the purchaser whose age was in question to furnish identification that such person was 21 years of age – 3 counts.  
Cited for violation of RSA 179:17 – sold alcoholic beverage outside the hours of 6:00 a.m. and 11:45 p.m. – counts.  
Date of violations: 12/1/16, 1/7/17 & 4/9/17.  
Case #: 16-324-OF, 17-12-OF & 17-124-OF.

**b. Date to be determined:**

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.  
PENDING MOTION TO CONTINUE FILED BY THE LICENSEE ON APRIL 25, 2017.  
PETITION GRANTED ON APRIL 26, 2017.  
SETTLEMENT IS PENDING AS OF MAY 2, 2017.

**2. NOTIFICATION OF DISCIPLINARY ACTION:**

New Campus Convenience, 32 Main Street, Durham, NH.  
Combination Off-Premises Beverage/Wine/Tobacco License #3229147 issued pursuant to RSA 178:18/RSA 126-K:4.  
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: March 30, 2017.  
Case #: 17-104-OF.  
An administrative fine of \$500, four (4) points shall be assessed to the liquor license, the license to sell alcohol shall be suspended for three (3) days with one (1) day held in abeyance for twelve (12) months pending no like violation commencing June 7, 2017 and re-granted on June 9, 2017 and Suhitkumar Patel shall attend a Management Training Seminar (MTS within thirty (30) days from the date of this approved agreement.

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

a. Green House Restaurant (The), 839 Lake Tarleton Road, Warren, NH.  
Restaurant On-Premises Beverage/Wine/Liquor License #1351103 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: May 3, 2017.  
Case #: 17-159-OF.  
\$100 administrative fine paid.

- b. Martha's, Inc., 185 Main Street, Nashua, NH.  
Brew Pub License #2000815 issued pursuant to RSA 178:13.  
Cited for violation of RSA 179:17 – allowed the sale or consumption of alcoholic beverage on the premises after the expiration of the serving hour.  
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.  
Date of violations: April 29, 2017.  
Case #: 17-156-OF.  
\$350 administrative fine paid.
- c. O'Brien's Sports Bar, 118 Main Street, Nashua, NH.  
Restaurant Full Service With Lounge License #1419403 issued pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:17 – allowed the sale or consumption of alcoholic beverage on the premises after the expiration of the serving hour.  
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.  
Date of violations: April 29, 2012.  
Case #: 17-155-OF.  
\$350 administrative fine paid.
- d. Taboo Lounge, 60 West Hollis Street, Nashua, NH.  
Restaurant On-Premises Beverage/Wine/Liquor License #1520603 issued pursuant to RSA 178:21.  
Cited for violation of RSA 179:17 – allowed the sale or consumption of alcoholic beverage on the premises after the expiration of the serving hour.  
Cited for violation of RSA 179:50, II – unlawful purpose; allowed smoking on the premises.  
Date of violations: April 28, 2012.  
Case #: 17-153-OF.  
\$500 administrative fine paid.

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

- a. 603 Brewery LLC, 12 Liberty Drive, Londonderry, NH 03053.  
To be issued a Beer Festival License pursuant to RSA 178:30.  
Event date: 6/3/2017.
- b. Associated Brewing Company, 219 Little Canada Road East, St. Paul, MN 55117.  
To be issued Beverage Vendor License #83131 pursuant to RSA 178:15.  
Manufacturer: Cott Beverages of Calgary Canada.
- c. Black Hog Brewing LLC, 115 Hurley Road, Building 9A, Oxford, CT 06478.  
To be issued Beverage Vendor License #82731 pursuant to RSA 178:15.  
Manufacturer: Black Hog Brewing, Oxford, CT.
- d. Comstock, Nancy, 16 Corning Road, Litchfield, NH 03052.  
To be issued Alcohol Consultant License #510244 pursuant to RSA 178:27-a.
- e. Eggshell at the Weirs LLC DBA Weirs Diner, 1208 Weirs Boulevard, Laconia, NH 03246.  
To be issued Restaurant On-Premise Beverage and Wine License #1543203 pursuant to RSA 178:20.  
30-Day Temporary License issued 5/15/2017.
- f. Gfroerer, Matthew DBA Smokeshow Barbeque, 89 Fort Eddy Road, Unit 2, Concord, NH 03301.  
To be issued Restaurant On-Premise Beverage and Wine License #1543403 pursuant to RSA 178:20.  
30-Day Temporary License issued 5/16/2017.

- g. Horton, Richard DBA The Outlaw Brewing Company, 215 Scotland Road, Winchester, NH 03470. To be issued Beverage Manufacturer License #291718 pursuant to RSA 178:12. 30-Day Temporary License issued 5/12/2017.
- h. Huse Road Entertainment LLC DBA Chunky's Cinema Pub, 725 Huse Road, Manchester, NH 03103. To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1542103 pursuant to RSA 178:21. 30-Day Temporary License issued 5/15/2017.
- i. Laconia Best Warehousing & Distribution Corp. DBA Rateliner, 28 Locke Road, Concord, NH 03301. To be issued Liquor, Wine and Beverage Warehouse License #172412 pursuant to RSA 178:11. ON MAY 11, 2017, DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED. **AS OF MAY 18, 2017, THIS ITEM REMAINS Tabled PENDING REVIEW OF AN OPERATON PLAN.**
- j. Lorena's Cantina LLC, 860 Elm Street, Manchester, NH 03101. To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1544103 pursuant to RSA 178:21. 30-Day Temporary License issued 5/12/2017.
- k. Maggie's Beat, Inc., Veterans Memorial Park, 737 Elm Street, Manchester, NH 03101. To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l). Event date: 6/4/2017.
- l. Micah of Keene, Inc. DBA Pizza Pie, 815 Court Street, Unit 4, Keene, NH 03431. To be issued Restaurant On-Premise Beverage and Wine License #1536803 pursuant to RSA 178:20. 30-Day Temporary License issued 5/15/2017.
- m. Southeast NH Habitat for Humanity, Inc., Moffatt-Ladd House & Garden, 154 Market Street, Portsmouth, NH 03801. To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l). Event date: 6/8/2017.
- n. Three Dogs LLC DBA Rumney Village Store, 453 Main Street, Rumney, NH 03266. To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3341647 pursuant to RSA 178:18 & RSA 178:19-a. 30-Day Temporary License issued 5/15/2017.

**5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:**

None

**6. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**

**TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING MAY 19, 2017: 1,176**

- a. Della Terra LLC DBA Hillcrest Vineyard, 240 Vineyard Lane, Roseburg, OR 97471. Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
- b. De Ponte Cellars LLC, 17545 NE Archery Summit Road, Dayton, OR 97114. Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
- c. Toad Hollow Vineyards, Inc., 11455 Old Redwood Highway, Healdsburg, CA 95448. Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

**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: 5/17/2017.  
Date petition approved: 5/18/2017.  
Requested approval for authorization of other area, to wit, an outside Clydesdale Hamlet Courtyard area with a capacity of 300 for event date 5/24/2017 pursuant to RSA 178:24 and Liq. 404.05.
- b. Burren Properties LLC DBA Cooper's Public House, 6 School Street, Peterborough, NH 03458.  
Restaurant On-Premise Beverage/Wine/Liquor License #1533803 licensed pursuant to RSA 178:21.  
Date petition received: 5/16/2017.  
Date petition approved: 5/18/2017.  
Requested approval for authorization of other area, to wit, an outside patio area with a capacity of 20 pursuant to RSA 178:24 and Liq. 404.05.
- c. F & B Associates, Inc. DBA Best Beverage Catering, 72 Meadowbrook Lane, Gilford, NH 03249.  
Caterer On-Site License #1278126 licensed pursuant to RSA 178:22, V(e).  
Date petition received: 5/9/2017.  
Date petition approved: 5/15/2017.  
Requested approval for authorization of other area, to wit, an outside, tented area with a capacity of 110 for event dates 5/26/2017 to 9/30/2017 pursuant to RSA 178:24 and Liq. 404.05.
- d. Granite Roots Brewing LLC, 244 North Main Street, Troy, NH 03465.  
Nano Brewery, Beer and/or Specialty Beer License #203122 licensed pursuant to RSA 178:12-a.  
Date petition received: 5/16/2017.  
Date petition approved: 5/16/2017.  
Requested approval for authorization of other areas, to wit, Town of Jaffrey farmer's market Mondays between 3:00 pm and 6:00 pm from June 5, 2017 to September 25, 2017 pursuant to RSA 178:24 and Liq. 404.05. The Town of Jaffrey prohibits sampling of alcoholic beverages at farmers markets.
- e. Inspirational Properties LLC DBA Whitney's Inn/Shovel Handle Pub,  
357 Black Mountain Road, Jackson, NH 03846.  
Restaurant On-Premise Cocktail Lounge License #1352503 licensed pursuant to RSA 178:22.  
Date petition received: 5/10/2017.  
Date petition approved: 5/18/2017.  
Requested approval for authorization of other area, to wit, an outside, tented area with a capacity of 166 for event date 5/20/2017 pursuant to RSA 178:24 and Liq. 404.05.
- f. Kilmeg Hotel Management LLC DBA Margate Resort, 76 Lake Street, Laconia, NH 03246.  
Hotel On-Premise Cocktail Lounge License #353702 licensed pursuant to  
RSA 178:21, II(b)(1)/RSA 178:22, V(k).  
Date petition received: 5/18/2017.  
Date petition approved: 5/18/2017.  
Requested approval for authorization of other area, to wit, an outside, tented area with a capacity of 400 for event dates 5/18/2017 to 5/21/2017 pursuant to RSA 178:24 and Liq. 404.05.
- g. Loon Mountain Recreation Co. DBA Governor Adams Lodge, Loon Mountain, Lincoln, NH 03251.  
Sports Recreation Facility License #284805 licensed pursuant to RSA 178:22, V(v).  
Date petition received: 5/15/2017.  
Date petition approved: 5/16/2017.  
Requested approval for authorization of other area, to wit, an outside, patio/Octagon Lodge area with a capacity of 430 for event dates 5/28/2017 to 6/30/2017 pursuant to RSA 178:24 and Liq. 404.05.

- h. Loon Mountain Recreation Co. DBA Governor Adams Lodge, Loon Mountain, Lincoln, NH 03251. Sports Recreation Facility License #284805 licensed pursuant to RSA 178:22, V(v).  
Date petition received: 5/15/2017.  
Date petition approved: 5/16/2017.  
Requested approval for authorization of other area, to wit, an outside, slope side beer garden area with a capacity of 500 for event date 7/2/2017 pursuant to RSA 178:24 and Liq. 404.05.
- i. Micah of Keene, Inc. DBA Pizza Pie, 815 Court Street, Unit 4, Keene, NH 03431.  
Restaurant On-Premise Beverage and Wine License #1536803 licensed pursuant to RSA 178:20.  
Date petition received: 5/15/2017.  
Date petition approved: 5/15/2017.  
Requested approval for authorization of other area, to wit, an outside, sidewalk area with a capacity of 16 pursuant to RSA 178:24 and Liq. 404.05.
- j. MPG Corporation DBA Rapid Refill #138, 905 Route 106 North, Loudon, NH 03307.  
Combination Off-Premise Beverage/Wine/Tobacco License #3351847 licensed pursuant to RSA 178:18 and RSA 178:19-a.  
Date petition received: 5/16/2017.  
Date petition approved: 5/16/2017.  
Requested approval for storage in another area, to wit, to store beer in another area in Building 2 located at 905 Route 106 North, Loudon, NH during Nascar Race Weeks July 5, 2017 to July 21, 2017 and September 13, 2017 to September 29, 2017 pursuant to RSA 178:24 and Liq. 404.05.
- k. Order of Saint Benedict Of NH DBA St. Anselm College Coffee Shop, 100 St. Anselm Drive, Manchester, NH 03102.  
Restaurant On-Premise Beverage/Wine/Liquor License #1262303 licensed pursuant to RSA 178:21.  
Date petition received: 4/6/2017.  
Date petition approved: 5/18/2017.  
Requested approval for authorization of other area, to wit, an outside, tented area with a capacity of 533 for event dates 5/17/2017 and 5/19/2017 pursuant to RSA 178:24 and Liq. 404.05.
- l. Stone Church Music Club LLC, 5 Granite Street, Newmarket, NH 03857.  
Restaurant On-Premise Beverage/Wine/Liquor License #1429903 licensed pursuant to RSA 178:21.  
Date petition received: 5/9/2017.  
Date petition approved: 5/15/2017.  
Requested approval for authorization of other area, to wit, an outside parking lot area with a capacity of 150 for event date 9/16/2017 pursuant to RSA 178:24 and Liq. 404.05.
- m. Tandy Stephens, Inc. DBA Tandy's Top Shelf, 1 Eagle Square, Concord, NH 03301.  
Restaurant On-Premise Beverage/Wine/Liquor License #1404103 licensed pursuant to RSA 178:21.  
Date petition received: 5/17/2017.  
Date petition approved: 5/17/2017.  
Requested approval for an outside area, to wit, an outside, atrium area at 7 Eagle Square, Concord, NH with a capacity of 206 for event dates 6/3/2017, 6/17/2017 and 6/18/2017, sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.
- n. VFW Social Club, 22 Hathorn Road, Jaffrey, NH 03452.  
Veterans Club License #21739 licensed pursuant to RSA 178:22, V(h).  
Date petition received: 5/17/2017.  
Date petition approved: 5/18/2017.  
Requested approval for authorization of other area, to wit, an outside, fenced in area with a capacity of 300 for event date 6/3/2017 pursuant to RSA 178:24 and Liq. 404.05.

**9. PETITION FOR COMMISSION DENIAL:**

None

**10. NOTIFICATION OF APPROVED FELON EXCEPTIONS:**

None

**11. NOTIFICATION OF DENIED FELON EXCEPTIONS:**

None

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

None

**13. NOTIFICATION OF COMPLIANCE CHECKS:**

None

**14. ADMINISTRATIVE HEARING DECISION PENDING:**

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.

SETTLEMENT PENDING.

PETITION FOR REVOCATION OF LICENSE FILED BY THE CITY OF MANCHESTER TO BE HEARD.

REQUEST FOR PRE-HEARING CONFERENCE MADE BY THE LICENSEE ON APRIL 27, 2017; A PRE-HEARING CONFERENCE WAS HELD ON MAY 1, 2017 AND THE HEARING WAS RESCHEDULED TO MAY 8, 2017 AT 9:00 A.M.

**THE HEARING COMMENCED MAY 8, 2017 AND WILL RESUME ON MAY 17<sup>TH</sup> AT 9:00 A.M. AT LIQUOR COMMISSION OFFICES.**

**ORDER DATED MAY 10, 2017 INDICATES THE LICENSE “IS HEREBY REINSTATED IMMEDIATELY ON A TEMPORARY AND PROBATIONARY BASIS UNTIL A FINAL DECISION AND ORDER IS ISSUED WITH REGARD TO THE PETITION FILED BY THE CITY OF MANCHESTER ON APRIL 19, 2017. THE TERMS OF THE REINSTATEMENT ARE AS FOLLOWS:**

- 1. SERVICE OF ANY ALCOHOL BEVERAGES SHALL CEASE AT 12:00 A.M. AND ALL ALCOHOLIC BEVERAGES SHALL BE CLEARED FROM TABLES AND PATRONS SHALL LEAVE THE PREMISES BY 12:30 A.M.**
- 2. ANY VIOLATIONS OF LAW ON THE PREMISES SHALL BE IMMEDIATELY REPORTED TO THE MANCHESTER POLICE DEPARTMENT.**
- 3. FIRE & ICE AND ALL OF ITS OWNERS, MEMBERS, MANAGERS AND EMPLOYEES SHALL STRICTLY ADHERE TO ALL LAWS AND RULES CONTAINED WITHIN NH TITLE XIII.**
- 4. ANY VIOLATIONS OF NH TITLE XIII, LIQ RULES OR STATE STATUTES WILL RESULT IN IMMEDIATE SUSPENSION WITHOUT A HEARING UNTIL A FINAL DECISION AND ORDER IS REACHED WITH REGARD TO THIS MATTER.**
- 5. THE LICENSEE WILL EMPLOY AT HIS EXPENSE A TWO OFFICER MANCHESTER POLICE DETAIL ON FRIDAY, SATURDAY AND SUNDAY NIGHTS. THESE DETAILS WILL BE EMPLOYED BY THE LICENSEE ON HOLIDAYS AND OTHER SUCH DAYS THE LICENSEE CAN REASONABLY FORESEE A HIGH VOLUME OF PATRONS.**
- 6. THE LICENSEE WILL IMMEDIATELY TERMINATE ANY SECURITY PERSONNEL, WHETHER ON DUTY OR NOT, WHO ENGAGES IN ASSAULTIVE BEHAVIOR. \*(NOTE: THE LICENSEE HAS TERMINATED THE SECURITY STAFF MEMBER WHO WAS DOCUMENTED ON VIDEO ASSAULTING A PATRON ON APRIL 16, 2017).**
- 7. THE LICENSEE WILL ADOPT WRITTEN PROTOCOL FOR ITS SECURITY PERSONNEL, HAVE**

**MANDATED TRAINING FOR NEW HIRES AND EXISTING SECURITY PERSONNEL AND PROVIDE A COPY OF THE PROTOCOL TO THE DIVISION OF ENFORCEMENT AND MANCHESTER POLICE DEPARTMENT PRIOR TO THE HEARING ON MAY 17, 2017. THE PROTOCOL SHALL BE CONSISTENT WITH RSA 627:4 USE OF FORCE STATUTE.**

**8. THE LICENSEE SHALL UTILIZE THE INFORMATION PROVIDED BY THE CITY OF MANCHESTER AND IDENTIFY ANY PATRONS WHO HAVE ENGAGED IN ASSAULTIVE BEHAVIOR AND IMMEDIATELY BAN SUCH INDIVIDUALS AND PROVIDE A LIST OF SAME TO ALL PERSONNEL OF THE ESTABLISHMENT, THE DIVISION OF ENFORCEMENT AND THE MANCHESTER POLICE DEPARTMENT.**

**9. THE LICENSEE WILL CONTINUE TO COOPERATE WITH THE MANCHESTER POLICE AND MAKE SECURITY FOOTAGE AND ALL STAFF AVAILABLE TO THE DIVISION OF ENFORCEMENT AND MANCHESTER POLICE TO ASSIST WITH ANY INVESTIGATIONS.”**

**THE HEARING WAS CONCLUDED ON MAY 17, 2017; FINAL DECISION AND ORDER IS PENDING.**

**15. NOTIFICATION OF HEARING RESULTS:**

None

**16. MISCELLANEOUS ITEM 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.

Requested approval for renewal of license, to wit, to renew Agency Store Off-Premise Liquor Only License for renewal period 7/1/2017 to 6/30/2018 pursuant to RSA 177:9.

**17. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:**

a. Millyard Brewery LLC, Santander Bank Parking Lot, 223 Main Street, Nashua, NH 03060.

To be issued a Beer Festival License pursuant to RSA 178:30.

Event date: 5/21/2017.

Recommendation: Expedited approval.

Commission approved on 5/18/2017.

b. Symphony NH, Cabonnay, Second Floor, 55 Bridge Street, Manchester, NH 03101.

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

Event date: 5/25/2017.

Recommendation: Expedited approval.

Commission approved on 5/17/2017.