

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, AUGUST 24, 2017

1. SCHEDULED ADMINISTRATIVE HEARINGS:

September 8, 2017 at 11:00 a.m.

- a. Mount Washington Hotel, 310 Mount Washington Road, Bretton Woods, NH.
Hotel Full Service With Lounge License #366302 issued pursuant to
RSA 178:21, II(b)(1)/RSA 178:22, V(k).
Cited for violation of RSA 179:5, I – allowed an under-aged individual to procure alcoholic beverage.
Date of violation: June 9, 2017.
Case #: 17-191-OF.

September 22, 2017 at 11:00 a.m.

- b. Suppas, 364 Central Avenue, Dover, NH.
Restaurant Full Service With Lounge License #1512103 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: February 16, 2017.
Case #: 17-68-OF.

2. NOTIFICATION OF DISCIPLINARY ACTION:

Tropical Lounge, 14 West Hollis Street, Nashua, NH.
Restaurant Full Service With Lounge License #1533203 issued pursuant to
RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:27, II - served or allowed consumption of alcoholic beverage in an area not
approved by the Commission.
Cited for violation of RSA 179:50, II – allowed the premises to be used for a purpose contrary to law.
Date of violations: June 24, 2017.
Case #: 17-201-OF.
For violation of RSA 179:27, an administrative fine of \$250; and for violation of RSA 179:50, an administrative
fine of \$250.

COMMISSION ACKNOWLEDGED.

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

Walpole Village Tavern, 10 Westminster Street, Walpole, NH.
Restaurant On-Premises Beverage/Wine/Liquor License #1279203 issued pursuant to RSA 178:21.
Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.
Date of violation: July 19, 2017.
Case #: 17-240-OF.
\$250 administrative fine paid.

COMMISSION ACKNOWLEDGED.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Austin Holdings LLC DBA Vinnie's Pizzeria, 200 South Main Street, Concord, NH 03301.
To be issued Restaurant On-Premise Beverage and Wine License #1550303
pursuant to RSA 178:20.
30-Day Temporary License issued 8/11/2017.

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

- b. Bouteille-Wine & Gift Merchants LLC, 18 Opera House Square, Claremont, NH 03743.
To be issued Retail Table Wine License #3162446 pursuant to RSA 178:19.
30-Day Temporary License issued 8/16/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. C Dalton LLC DBA Double Decker Convenience, 85 Allenstown Road, Suite 3, Allenstown, NH 03275.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3358447
pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 8/11/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Chick, Sandra, 33 Tucker Road, Limington, ME 04049.
To be issued Alcohol Consultant License #511644 pursuant to RSA 178:27-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Data Trading LLC DBA Smokers Lane, 492 B South Broadway, Salem, NH 03079.
To be issued Retail Tobacco, Tobacco Only License #142117 pursuant to RSA 178:19-a.
30-Day Temporary License issued 8/14/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Laconia Rod & Gun Club, Inc., 358 South Main Street, Laconia, NH 03246.
To be issued Retail Tobacco, Tobacco Only License #140717 pursuant to RSA 178:19-a.
30-Day Temporary License issued 8/16/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Levy Hospitality LLC DBA The Wayside Inn, 3738 Main Street, Bethlehem, NH 03574.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1550203
pursuant to RSA 178:21.
30-Day Temporary License issued 8/15/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. P 7 S Restaurant Group LLC DBA Iron Horse Pub, 2 Main Street, Somersworth, NH 03878.
To be issued Restaurant On-Premise Cocktail Lounge License #1550603 pursuant to RSA 178:22.
30-Day Temporary License issued 8/14/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- i. Village Players (The), The Village Players Theater, 51 Glendon Street, Wolfboro, NH 03894.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event date: 9/1/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- j. Xing Long Garden LLC, 161 Main Street, Berlin, NH 03570.
To be issued Restaurant On-Premise Cocktail Lounge License #1551003 pursuant to RSA 178:22.
30-Day Temporary License issued 8/14/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA 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 AUGUST 18, 2017: 1,178

- a. Buoncristiani Wine Co. LLC DBA Buoncristiani Family Winery, 1038 Ross Circle, Napa, CA 94558.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM SO THAT THE BUSINESS TYPE COULD BE DETERMINED; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Fairsing Vineyard LLC DBA Fairsing Vineyard, 21455 NE Burkett Hill Road, Yambill, OR 97148.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM SO THAT THE BUSINESS TYPE COULD BE DETERMINED; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Nabor Wines LLC DBA Nabor Wines, 4721 Canterbury Street, Westlake Village, CA 91362.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM SO THAT THE BUSINESS TYPE COULD BE DETERMINED; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

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

None

8. **NOTIFICATION OF APPROVED PETITIONS:**

- a. Levy Hospitality LLC DBA The Wayside Inn, 3738 Main Street, Bethlehem, NH 03574.
Restaurant On-Premise Beverage, Wine and Liquor License #1550203 licensed pursuant to RSA 178:21.
Date petition received: 8/15/2017.
Date petition approved: 8/15/2017.
Requested a waiver for leasing and having access to part of business, to wit, to allow a doorway connecting the kitchen to an apartment that will be locked at all times pursuant to RSA 179:48, IV.
COMMISSION ACKNOWLEDGED.
- b. Marcus P's Diner Plus LLC, 50 Main Street, Greenville, NH 03048.
Restaurant On-Premise Beverage and Wine License #1550303 licensed pursuant to RSA 178:20.
Date petition received: 8/10/2017.
Date petition approved: 8/16/2017.
Requested approval for authorization to transfer business location, to wit, to transfer the location from 50 Main Street, Greenville, NH 03048 to 12 South Street, Milford, NH 03055 on August 16, 2017 pursuant to RSA 178:29, VIII.
COMMISSION ACKNOWLEDGED.
- c. Omni Hotels Management Corporation DBA Clubhouse At Bretton Woods, 310 Mount Washington Road, Route 302, Bretton Woods, NH 03575.
Sports Recreation Facility License #6014505 licensed pursuant to RSA 178:22, V(v).
Date petition received: 7/27/2017.
Date petition approved: 8/14/2017.
Requested approval for authorization of other area, to wit, the club house golf counter area with a capacity of 150 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- d. Omni Hotels Management Corporation DBA Fabyan Station Restaurant, 310 Mount Washington Road, Route 302, Bretton Woods, NH 03575.
Restaurant On-Premise Cocktail Lounge License #1392103 licensed pursuant to RSA 178:22.
Date petition received: 8/14/2017.

Date petition approved: 8/17/2017.

Requested approval for authorization of other area, to wit, an outside volleyball court area with a capacity of 125 pursuant to RSA 178:24 and Liq. 404.05.

COMMISSION ACKNOWLEDGED.

- e. Sunapee Difference (The) LLC DBA Mount Sunapee Resort, Route 103, Newbury, NH 03255. Sports Recreation Facility License #6014505 licensed pursuant to RSA 178:22, V(v).

Date petition received: 7/20/2017.

Date petition approved: 8/17/2017.

Requested approval for authorization of other area, to wit, an outside, fenced-in picnic area with a capacity of 150 for event dates 8/17/2017 to 10/22/2017 pursuant to RSA 178:24 and Liq. 404.05.

COMMISSION ACKNOWLEDGED.

9. PETITIONS RECOMMENDED 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:

Plaistow, NH; alcohol, on and off premises.

Raymond, NH; alcohol, on and off premises.

COMMISSION ACKNOWLEDGED.

13. NOTIFICATION OF COMPLIANCE CHECKS:

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Derry, NH:

- a. Island Pond Convenience, 409 Island Pond Road, Derry, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3234047 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: August 12, 2017.
Case #: 17-246-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days from the date of the violation.
COMMISSION ACKNOWLEDGED.
- b. Wayne' Mobil, 2 South Main Street, Derry, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3014847 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: August 11, 2017.
Case #: 17-237-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days from the date of the violation.
COMMISSION ACKNOWLEDGED.

Merrimack County:

- a. Kwik Stop, 110 Loudon Road, Concord, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3295547 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: July 25, 2017.
Case #: 17-217-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days from the date of the violation.
COMMISSION ACKNOWLEDGED.
- b. Concord Shell, 343 Loudon Road, Concord, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3116547 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: July 25, 2017.
Case #: 17-217-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days from the date of the violation.
COMMISSION ACKNOWLEDGED.

14. ADMINISTRATIVE HEARING DECISION PENDING:

None

15. NOTIFICATION OF HEARING RESULTS:

None

16. MISCELLANEOUS ITEM FOR COMMISSION APPROVAL:

None

17. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. 603 Brewery LLC, Lions-Club, 256 Mammoth Road, Londonderry, NH 03053.
To be issued a Beer Festival License pursuant to RSA 178:30.
Event date: 8/19/2017.
Recommendation: Expedited approval.
Commission approved on 8/11/2017.
COMMISSION ACKNOWLEDGED.
- b. Assumption Greek Orthodox Church, 111 Island Pond Road, Manchester, NH 03109.
To be issued one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor Licenses pursuant to RSA 178:22, V(l).
Event dates: 8/26/2017 & 8/27/2017.
Recommendation: Expedited approval.
Commission approved on 8/16/2017.
COMMISSION ACKNOWLEDGED.
- c. LTC US ARMY Michael Stanley, 895 Manns Hill Road, Littleton, NH 03561.
Military serviceman wishes to import his collection of alcohol to New Hampshire from overseas where he is currently stationed and have the 25% fee waived pursuant to RSA 175:6.
Recommendation: Expedited approval.
Commission approved on 8/14/2017.
COMMISSION ACKNOWLEDGED.

- d. Make-A-Wish Foundation of NH, Inc. DBA Make-A-Wish New Hampshire, Longlook Farm, 195 Knox Mountain Road, Sanbornton, NH 03269.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
Event date: 8/19/2017.
Recommendation: Expedited approval.
Commission approved on 8/11/2017.
COMMISSION ACKNOWLEDGED.