# MINUTES OF THE NHLC DIVISION OF ENFORCEMENT & LICENSING MEETING FOR THURSDAY, FEBRUARY 22, 2018

1. ACCEPTANCE OF MINUTES FROM COMMISSION MEETING HELD FEBRUARY 15, 2018. DEPUTY COMMISSIONER MILLIGAN ACCEPTED THE MINUTES OF FEBRUARY 15, 2018.

## 2. SCHEDULED ADMINISTRATIVE HEARINGS:

#### March 9, 2018 at 11:00 a.m.:

Lucky Dog Tavern & Grill, 53 South Main Street, Plymouth, NH.

Restaurant Full Service With Lounge License #1267803 issued pursuant to

RSA 178:21, II(a)(1)/RSA 178:22, V(q).

Cited for violation of RSA 179:5, I – served alcoholic beverage to an individual who was under the age of twenty-one.

Cited for violation of RSA 179:51 – failed to maintain an orderly premises.

Date of violations: October 18, 2016.

Case #: 16-353-OF.

COMMISSION ACKNOWLEDGED.

## 3. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

Romano's Pizza, 27 Colby Road, Litchfield, NH.

Restaurant On-Premises Beverage/Wine/Liquor License #1217903 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: January 31, 2018.

Case #: 18-32-OF.

\$250 administrative fine paid.

COMMISSION ACKNOWLEDGED.

## 5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

a. Appleknockers Store LLC, 230 NH Route 25, Warren, NH 03279.
 To be issued Combination Off-Premise Beverage & Wine License #3361647

30-Day Temporary License issued 2/12/2018.

#### COMMISSION APPROVED.

pursuant to RSA 178:18.

b. Brazo Fuerte Beverages LLC, 15 Main Street, Suite 125, Watertown, MA 02472. To be issued Carrier Beverage/Wine/Liquor License #757516 pursuant to RSA 178:14. **COMMISSION APPROVED.** 

c. 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: 4/5/2018.

## **COMMISSION APPROVED.**

d. Cibaena Food Market LLC, 310 Maple Street, Manchester, NH 03103.

To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3366747 pursuant to RSA 178:18 & RSA 178:19-a.

30-Day Temporary License issued 2/9/2018.

COMMISSION APPROVED.

e. Elyas & Son, Inc., 285 Nashua Street, Milford, NH 03055.

To be issued Retail Tobacco Off-Premise Tobacco Only License #143117 pursuant to RSA 178:19-a. 30-Day Temporary License issued 2/13/2018.

## **COMMISSION APPROVED.**

f. Federale, Inc. DBA Federal Cigar, 505 Central Avenue, Dover, NH 03820.

To be issued Retail Tobacco Off-Premise Tobacco Only License #143317 pursuant to RSA 178:19-a. 30-Day Temporary License issued 2/13/2018.

#### COMMISSION APPROVED.

g. Inspired Entertainment LLC DBA Bowl-O-Rama, 599 Lafayette Road, Portsmouth, NH 03801.

To be issued Restaurant On-Premise Beverage & Wine License #1560003 pursuant to RSA 178:20.

30-Day Temporary License issued 2/12/2018.

#### COMMISSION APPROVED.

h. Mental Health Center of Greater Manchester,

Falls Event Center, Front Street, Manchester, NH 03102.

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

Event date: 3/8/2018.

#### COMMISSION APPROVED.

i. Zapoppan Taqueria & Bar LLC, 60 West Hollis Street, Nashua, NH 03060.

To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1555303 pursuant to RSA 178:21.

30-Day Temporary License issued 2/13/2018.

**COMMISSION APPROVED.** 

# 6. <u>LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:</u>

None

#### 7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

# TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING FEBRUARY 16, 2018: 1,182

a. Four Bears Winery LLC, 9119 Graton Road, Graton, CA 95444.

Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

(Winery)

## COMMISSION APPROVED.

b. R2 Productions LLC DBA Kerloo Cellars, 3911 1st Avenue South, Seattle, WA 78134.

Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

(Winery)

## **COMMISSION APPROVED.**

c. Small Vines Wines, Inc., 1600 Barlow Lane, Sebastopol, CA 95472.

Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

(Winery)

#### **COMMISSION APPROVED.**

d. Tin Barn Vineyards LLC, 21692 Eighth Street East, Suite 340, Sonoma, CA 95476.

Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

(Winery)

**COMMISSION APPROVED.** 

#### 8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

### 9. NOTIFICATION OF APPROVED PETITIONS:

a. Cibaena Food Market LLC, 310 Maple Street, Manchester, NH 03103.

Combination Off-Premise Beverage/Wine/Tobacco License #3366747 licensed

pursuant to RSA 178:18 & RSA 178:19-a.

Date petition received: 2/9/2018.

Date petition approved: 2/9/2018.

Requested a waiver for leasing/access to part of business, to wit, to allow a doorway to another business to be locked at all times pursuant to RSA 179:48. IV.

#### **COMMISSION ACKNOWLEDGED.**

b. Lakehouse Tavern LLC, 157 Main Street, Contoocook, NH 03299.

Restaurant On-Premise Cocktail Lounge License #1555803 licensed pursuant to RSA 178:22.

Date petition received: 2/2/2018.

Date petition approved: 2/13/2018.

Requested approval for authorization of other area, to wit, two outside decks with a total capacity of 33 pursuant to RSA 178:24 and Liq. 404.05.

#### **COMMISSION ACKNOWLEDGED.**

c. O'B Rock Holdings LLC DBA O'Briens Sports Bar, 118 Main Street, Nashua, NH 03060.

Restaurant On-Premise Beverage/Wine/Liquor License #1419403 licensed pursuant to RSA 178:22.

Date petition received: 2/2/2018.

Date petition approved: 2/14/2018.

Requested approval for authorization of other area, to wit, an additional dining room with a capacity of

99 pursuant to RSA 178:24 and Liq. 404.05.

**COMMISSION ACKNOWLEDGED.** 

## 10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

# 11. TABLED ITEMS:

a. Hemispheres LLC, 1650 Ramada Drive, Suite 180, Paso Robles, CA 93446.

Direct Shipper Permit Wholesaler pursuant to RSA 178:27.

(Retailer)

Recommendation: Approval.

ON SEPTEMBER 21, 2017, CHAIRMAN MOLLICA MOVED TO DENY THIS ITEM; DEPUTY

COMMISSIONER MILLIGAN SECONDED THE MOTION; THE MOTION PASSED.

ON OCTOBER 18, 2017, HEMISPHERES LLC SUBMITTED DOCUMENTATION TO EXPLAIN THAT SUBMISSION OF A NEW PERMIT APPLICATION WAS FOR THE PURPOSE OF CHANGING THEIR CORPORATE NAME FROM DRINKS LICENSING LLC.

ON DECEMBER 7, 2017, DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED AND THE MEETING WAS ADJOURNED; THE CHAIRMAN RE-OPENED THE MEETING A FEW MINUTES LATER TO RECONSIDER THIS ITEM; CHAIRMAN MOLLICA MOVED TO RECONSIDER THIS ITEM; DEPUTY COMMISSIONER MILLIGAN SECONDED AND ALL VOTED IN FAVOR TO RECONSIDER THIS ITEM; DEPUTY COMMISSIONER MILLIGAN THEN MOVED TO TABLE THIS ITEM FOR FURTHER INVESTIGATION; THE CHAIRMAN SECONDED AND ALL VOTED IN FAVOR.

AS OF DECEMBER 14, 2017, THIS ITEM REMAINS TABLED.

AS OF DECEMBER 21, 2017, THIS ITEM REMAINS TABLED.

AS OF JANUARY 4, 2018, THIS ITEM REMAINS TABLED.

AS OF JANUARY 11, 2018, THIS ITEM REMAINS TABLED.

AS OF JANUARY 18, 2018, THIS ITEM REMAINS TABLED.

ON JANUARY 25, 2018, FOLLOWING RESEARCH, CHIEF ARMAGANIAN RECOMMENDS DENIAL

OF THIS APPLICATION; THE APPLICANT IS A RETAILER.

AS OF JANUARY 25, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 1, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 8, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 15, 2018, THIS ITEM REMAINS TABLED.

#### THIS ITEM REMAINS TABLED.

b. The Wine Group, Inc., 17000 East Highway 120, Ripon, CA 95366.

Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

(Winery) (Multiple Wineries) (Franzia Winery)

Currently holds Direct Shipper Permits #8245733, #8159533 and #8186433.

ON DECEMBER 14, 2017, CHIEF ARMAGANIAN RECOMMENDED THAT THIS ITEM BE TABLED FOR FURTHER REVIEW; THE COMMISSION APPROVED THE RECOMMENDATION.

AS OF DECEMBER 21, 2017, THIS ITEM REMAINS TABLED.

AS OF JANUARY 4, 2018, THIS ITEM REMAINS TABLED.

AS OF JANUARY 11, 2018, THIS ITEM REMAINS TABLED.

AS OF JANUARY 18, 2018, THIS ITEM REMAINS TABLED.

AS OF JANUARY 25, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 1, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 8, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 15, 2018, THIS ITEM REMAINS TABLED.

#### THIS ITEM REMAINS TABLED.

c. Vintage Wine Estates, Inc. DBA Cameron Hughes Wine, 13300 Buckman Drive, Hopland, CA 95649. Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

(Winery) (Multiple Wineries)

ON JANUARY 25, 2018, THE COMMISSION TABLED THIS ITEM.

AS OF FEBRUARY 1, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 8, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 15, 2018, THIS ITEM REMAINS TABLED.

THIS ITEM REMAINS TABLED.

## 12. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

None

## 13. NOTIFICATION OF COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:

Manchester, NH – on premise. COMMISSION ACKNOWLEDGED.

# 14. NOTIFICATION OF COMPLIANCE CHECKS:

None

#### 15. ADMINISTRATIVE HEARING DECISION PENDING:

None

#### 16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None