# MINUTES OF THE NHLC DIVISION OF ENFORCEMENT & LICENSING MEETING FOR THURSDAY, JULY 19, 2018

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD JULY 11, 2018.

CHAIRMAN MOLLICA ACCEPTED THE MINUTES FROM THE JULY 11, 2018 MEETING.

#### 2. SCHEDULED ADMINISTRATIVE HEARINGS:

None

#### 3. NOTIFICATION OF DISCIPLINARY ACTION:

Lone Wolfe Brewing Company, 82 Haines Hill Road, Wolfeboro, NH.

Beverage Manufacturer License #292018 issued pursuant to RSA 178:12.

Cited for violation of RSA 178:8/Liq. 506.11 - failed to file a quarterly TTB report.

Date of violation: May 7, 2018.

Case #: 18-123-OF.

\$100 administrative fine paid and a (10) ten-day suspension of the license to be held in abeyance for (12) months pending no like violation.

COMMISSION ACKNOWLEDGED.

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

Glowbar, 123 Hanover Street, Manchester, NH.

Cigar Bar On-Premises Beverage/Wine/Liquor/Cigar License #403906 issued pursuant to RSA 178:20-a. Cited for violation of RSA 179:32, III – purchased beverage from other than a licensed wholesale distributor, manufacturer, brew pub or as provided by law.

Date of violation: May 11, 2018.

Case #: 18-131-OF.

\$250 administrative fine paid.

COMMISSION ACKNOWLEDGED.

### 5. <u>LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL</u>:

a. BGW LLC DBA Britt's Pizzeria & Pub, 888 Lafayette Road, Hampton, NH 03842.

To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1567903 pursuant to RSA 178:21.

30-Day Temporary License issued 7/13/2018.

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

b. Cardigan Mtn. Orchard LLC DBA Orchard Bistro At Cardigan Country Store,

231 Lake Street, Bristol, NH 03222.

To be issued Restaurant On-Premise Beverage & Wine License #1564703 pursuant to RSA 178:20. 30-Day Temporary License issued 7/11/2018.

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

c. EZ Mart Foods Of NH, Inc., 74 Main Street, Exeter, NH 03833.

To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3369347 pursuant to RSA 178:18 & RSA 178:19-a.

30-Day Temporary License issued 7/11/2018.

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

d. EZ Mart Foods of NH, Inc., 779 Lafayette Road, Seabrook, NH 03874.

To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3369547 pursuant to RSA 178:18 & RSA 178:19-a.

30-Day Temporary License issued 7/11/2018.

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

e. EZ Mart Foods of NH, Inc., 78 Elm Street, Milford, NH 03055.

To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3369447 pursuant to RSA 178:18 & RSA 178:19-a.

30-Day Temporary License issued 7/11/2018.

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

f. Harvard Cider Company LLC DBA Prospect Ciderworks,

173B Norfolk Avenue, Boston, MA 02119.

To be issued Beverage Vendor License #86431 pursuant to RSA 178:15.

Manufacturer: Prospect Ciderworks.

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

g. Hope Beverage LLC, 484 West Street, West Bridgewater, MA 02379.

To be issued Beverage Vendor License #86631 pursuant to RSA 178:15.

Manufacturer: Artesans De Malta & Cebada SRL DECV.

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

h. Ka-Tet LLC DBA Tokyo Japanese Steakhouse, 291 S. Broadway, Salem, NH 03079.

To be issued Restaurant Full Service With Lounge License #1565803 pursuant to

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

30-Day Temporary License issued 7/3/2018.

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

i. Lagaspence Realty LLC DBA Percy Lodge and Campground, 338 Percy Road, Stark, NH 03582.

To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3357247 pursuant to RSA 178:18 & RSA 178:19-a.

30-Day Temporary License issued 6/27/2018.

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

j. New London Hospital Association, Inc.,

New London Historical Society, 179 Little Sunapee Road, New London, NH 03561.

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

Event date: 9/28/2018.

k.

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

Pickering House Inn LLC, 116 South Main Street, Wolfeboro, NH 03894.

To be issued Caterer-On-Site License #1279326 pursuant to RSA 178:22, V(e).

30-Day Temporary License issued 7/9/2018.

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

I. Prime Butcher, Inc. (The), 58 Range Road, Windham, NH 03087.

To be issued Combination Off-Premise Beverage & Wine License #3371047 pursuant to RSA 178:18. 30-Day Temporary License issued 7/10/2018.

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

m. TRD Entertainment Co. LLC DBA L Street Tavern, 17 L Street, Hampton, NH 03842.

To be issued Retail Tobacco License #143917 pursuant to RSA 178:19-a.

30-Day Temporary License issued 6/29/2018.

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

Y Landing Marine Services LLC, 102 Power Road, Meredith, NH 03253. n.

To be issued Seasonal Combination Off-Premise Beverage/Wine/Tobacco License #3374747 pursuant to RSA 178:18 & RSA 178:19-a.

30-Day Temporary License issued 7/2/2018.

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

#### 6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

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

#### TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING JULY 13, 2018: 1,186

A W Direct LLC DBA AWDirect, 980 Airway Court, Suite A-F, Santa Rosa, CA 95403. Permittee currently holds Direct Shipper - Wine Manufacturer Permit #8209433 which is incorrect because they are a Retailer; they are now re-applying for a Direct Shipper - Retailer Permit pursuant

to RSA 178:27.

(Retailer)

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

b. New Wine Bid LLC DBA WineBid, 755 Skyway Court, Napa, CA 94558.

> Permittee currently holds Direct Shipper – Retailer Permit #8004733; they are now re-applying for a Direct Shipper - Retail Permit pursuant to RSA 178:27 because their corporate entity has changed. (Retailer)

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

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

None

#### 9. **NOTIFICATION OF APPROVED PETITIONS:**

Canoe Restaurant-South LLC, 216 South River Road, Bedford, NH 03110. a.

Restaurant On-Premise Beverage/Wine/Liquor License #1503603 licensed pursuant to RSA 178:21. Date petition received: 7/12/2018.

Date petition approved: 7/12/2018.

Requested approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by a customer, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II, a (5).

#### DEPUTY COMMISSIONER MILLIGAN ACKNOWLEDGED THIS ITEM; CHAIRMAN MOLLICA RECUSED HIMSELF.

b. Club National, Inc., 127 Pine Street, Nashua, NH 03060.

> Social Club On-Premise Cocktail Lounge License #12601 licensed pursuant to RSA 178:22, V(h). Date petition received: 7/11/2018.

Date petition approved: 7/11/2018.

Requested approval to transfer license to other location, to wit, to transfer the license to Hudson Fish and Game, 53 Pine Street, Hudson, NH 03051 between 10:00 am and 5:00 pm on August 5, 2018 pursuant to RSA 178:25.

#### COMMISSION ACKNOWLEDGED.

LBO Holding, Inc., Attatash/Bear Peak Resort, Route 302, Bartlett, NH 03262. C.

Restaurant On-Premise Beverage/Wine/Liquor License #1009403 licensed pursuant to RSA 178:21. Date petition received: 6/13/2018.

Date petition approved: 7/10/2018.

Requested approval for authorization of other area, to wit, an outside area with a total capacity of 400 for June 30, 2018 and October 10, 2018 pursuant to RSA 178:24 and Liq. 404.05.

#### COMMISSION ACKNOWLEDGED.

d. Magic Food Holdings LLC DBA O Steaks & Seafood, 62 Doris Ray Court, Lakeport, NH 03247. Restaurant On-Premise Beverage/Wine/Liquor License #1329103 licensed pursuant to RSA 178:21.

Date petition received: 7/12/2018.

Date petition approved: 7/12/2018.

Requested approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by a customer, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II, a (5).

### DEPUTY COMMISSIONER MILLIGAN ACKNOWLEDGED THIS ITEM; CHAIRMAN MOLLICA RECUSED HIMSELF.

e. Magic Food Productions LLC DBA Canoe A Restaurant & Tavern,

232 Whittier Highway, Center Harbor, NH 03226.

Restaurant On-Premise Beverage/Wine/Liquor License #1258603 licensed pursuant to RSA 178:21. Date petition received: 7/12/2018.

Date petition approved: 7/12/2018.

Requested approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by a customer, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II, a (5).

### DEPUTY COMMISSIONER MILLIGAN ACKNOWLEDGED THIS ITEM; CHAIRMAN MOLLICA RECUSED HIMSELF.

f. Monadnock Brewing Company, 78 Cheshire Turnpike, Langdon, NH 03602.

Beverage Manufacturer #291818 licensed pursuant to RSA 178:12.

Date petition received: 7/3/2018.

Date petition approved: 7/6/2018.

Requested approval for authorization of other area, to wit, a retail space with a total capacity of 23 pursuant to RSA 178:24 and Liq. 404.05.

#### COMMISSION ACKNOWLEDGED.

g. O Bistro LLC, 200 North Main Street, Wolfeboro, NH 03894.

Restaurant On-Premise Beverage/Wine/Liquor License #1498803 licensed pursuant to RSA 178:21. Date petition received: 7/12/2018.

Date petition approved: 7/12/2018.

Requested approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by a customer, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II, a (5).

### DEPUTY COMMISSIONER MILLIGAN ACKNOWLEDGED THIS ITEM; CHAIRMAN MOLLICA RECUSED HIMSELF.

h. O Steaks & Seafood-South LLC, 11 South Main Street, Concord, NH 03301.

Restaurant On-Premise Beverage/Wine/Liquor License #1418003 licensed pursuant to RSA 178:21. Date petition received: 7/12/2018.

Date petition approved: 7/12/2018.

Requested approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by a customer, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II, a (5).

### DEPUTY COMMISSIONER MILLIGAN ACKNOWLEDGED THIS ITEM; CHAIRMAN MOLLICA RECUSED HIMSELF.

i. Ruggiero, Nicole DBS Driving Range & Marty's Ice Cream,

96 Old Turnpike Road, Mason, NH 03048.

Restaurant On-Premise Beverage & Wine License #1429103 licensed pursuant to RSA 178:20. Requested approval for authorization of other area, to wit, an outside area with a total capacity of 896 pursuant to RSA 178:24 and Lig. 404.05.

#### COMMISSION ACKNOWLEDGED.

j. Suna LLC, 6 Brook Road, Sunapee, NH 03782.

Restaurant On-Premise Beverage/Wine/Liquor License #1531703 licensed pursuant to RSA 178:21. Date petition received: 7/12/2018.

Date petition approved: 7/12/2018.

Requested approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by a customer, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II, a (5).

### DEPUTY COMMISSIONER MILLIGAN ACKNOWLEDGED THIS ITEM; CHAIRMAN MOLLICA RECUSED HIMSELF.

k. WC Acquisition Corp. DBA Wildcat Mountain Ski Area,

542 Route 16, Pinkham's Grant, Gorham, NH 03581.

Restaurant On-Premise Beverage/Wine/Liquor License #1417203 licensed pursuant to RSA 178:21.

Date petition received: 7/3/2018.

Date petition approved: 7/6/2018.

Requested approval for authorization of other area, to wit, an outside area with a total capacity of 1,430 on July 7, 2018 pursuant to RSA 178:24 and Liq. 404.05.

COMMISSION ACKNOWLEDGED.

#### 10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

#### 11. TABLED ITEMS:

None

#### 12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

None

### 13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Goffstown, NH; and Walpole, NH. COMMISSION ACKNOWLEDGED.

### 15. NOTIFICATION OF COMPLIANCE CHECKS:

None

#### 16. NOTIFICATION OF DENIED FELON WAIVER:

None

#### 17. ADMINISTRATIVE HEARING DECISION PENDING:

None

### 18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

a. American Independence Center DBA American Independence Museum,
 Folsom Tavern, 164 Water Street, Exeter, NH 03833.
 To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).

Event date: 7/14/2018.

Recommendation: Expedited approval. Commission approved on 7/11/2018. **COMMISSION ACKNOWLEDGED.** 

b. Camp Lincoln, Inc. DBA Southern District YMCA,

Kingston Pines, 148 Main Street, Kingston, NH 03848.

To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License

pursuant to RSA 178:22, V(I).

Event date: 8/4/2018.

Recommendation: Expedited approval. Commission approved on 7/11/2018. **COMMISSION ACKNOWLEDGED.** 

c. Lions International Londonderry, Lafa Fields, 98 Sargent Road, Londonderry, NH 03053. To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License

pursuant to RSA 178:22, V(I). Event date: 7/14/2018.

Recommendation: Expedited approval. Commission approved on 7/9/2018. **COMMISSION ACKNOWLEDGED.** 

d. Seacoast United Foundation,

Rim Sports Complex, 311 Winnacunnet Road, Building B, 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: 7/28/2018.

Recommendation: Expedited approval. Commission approved on 7/12/2018.

COMMISSION ACKNOWLEDGED.

e. Swimming With A Mission, Wellington State Park, 614 West Shore Road, Bristol, NH 03222. To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22. V(I).

Event date: 7/14/2018.

Recommendation: Expedited approval. Commission approved on 7/12/2018. **COMMISSION ACKNOWLEDGED.**