MINUTES OF THE NHLC **DIVISION OF ENFORCEMENT & LICENSING MEETING** FOR THURSDAY, SEPTEMBER 20, 2018

RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD 1. **SEPTEMBER 13, 2018.**

CHAIRMAN MOLLICA ACCEPTED THE MINUTES OF SEPTEMBER 13, 2018.

2 **SCHEDULED HEARINGS:**

REVOCATION HEARING TO BE HELD AT THE ALDERMANIC CHAMBERS, а ONE CITY HALL PLAZA, MANCHESTER, NH:

September 19, 2018 at 9:30 a.m.: CONTINUED

Glowbar, 123 Hanover Street, Manchester, NH.

Cigar Bar On-Premises Beverage/Wine/Liquor/Cigar License #403906 issued pursuant to RSA 178:20-a.

ON 9/18/18, AN ASSENTED-TO MOTION TO CONTINUE WAS FILED BY THE CITY SOLICITOR ON BEHALF OF COUNSEL FOR THE LICENSEE AND GRANTED; HEARING DATE YET TO BE DETERMINED.

b. ADMINISTRATIVE HEARING TO BE HELD AT COMMISSION HEADQUARTERS, 50 STORRS STREET, CONCORD, NH:

October 5, 2018 at 9:30 a.m.:

82 Scores Sports Bar & Grille, 82 – 84 Main Street, Keene, NH.

Restaurant Full Service With Lounge License #1473903 issued pursuant to

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

Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.

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 179:44, I – gave free drinks to customers, patrons, members or guests.

Date of violations: December 31, 2016.

Case #: 17-163-OF.

3. **NOTIFICATION OF DISCIPLINARY ACTION:**

None

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

Bektash Temple AAONMS, 189 Pembroke Road, Concord, NH. a.

> Restaurant Full Service With Lounge License #1283534 issued pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).

Cited for violation of RSA 178/Liq. 704.01 - failed to renew liquor license thirty (30) days prior to expiration.

Date of violation: August 6, 2018.

Case #: 18-249-OF.

\$100 administrative fine paid.

b. New Mei's Chinese Restaurant, 117 Main Street, Pembroke, NH.

Restaurant On-Premises Beverage/Wine/Liquor License #1468203 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: July 24, 2018.

Case #: 18-251-OF.

\$100 administrative fine paid.

CHAIRMAN MOLLICA ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

a. 110 Grill ES Manchester LLC DBA 110 Grill, 875 Elm Street, Manchester, NH 03101. To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1569503 licensed pursuant to RSA 178:21.

30-Day Temporary License issued 9/10/2018.

CHAIRMAN MOLLICA APPROVED.

b. Arigz, Inc. DBA City Vapor Glass and Tobacco #3, 438 NH Route 11, Farmington, NH 03835. To be issued Retail Tobacco License #145317 pursuant to RSA 178:19-a. 30-Day Temporary License issued 9/12/2018.

CHAIRMAN MOLLICA APPROVED.

c. Corvan Management LLC DBA Brittany's Café/CJ's Penalty Box,

11 Pollard Street, Lincoln, NH 03251.

To be issued Caterer-Off-Site License #1291134 pursuant to RSA 178:22, V(e).

30-Day Temporary License issued 9/10/2018.

CHAIRMAN MOLLICA APPROVED.

Diya, Inc. DBA Exit 3 Travel Stop, 1166 Greenland Road, Portsmouth, NH 03801.
 To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3376447 pursuant to RSA 178:18/RSA 178:19-a.

30-Day Temporary License issued 9/13/2018.

CHAIRMAN MOLLICA APPROVED.

e. Empty Nest LLC DBA The Village Store, 7 Belknap Mountain Road, Gilford, NH 03249.

To be issued Conditional Combination License/Combination Off-Premise Beverage & Wine License #3366247 and Restaurant On-Premise Beverage & Wine License #1566603 pursuant to RSA 178:17-a.

30-Day Temporary License issued 9/13/2018.

CHAIRMAN MOLLICA APPROVED.

f. Empty Pint Brewing Company, 17 Second Street, Dover, NH 03820.

To be issued Nano Brewery/Beer and/or Specialty Beer License #205522 pursuant to RSA 178:12-a 30-Day Temporary License issued 9/7/2018.

CHAIRMAN MOLLICA APPROVED.

Gilford District PTA, Gilford Youth Center, 19 Potter Hill Road, Gilford, NH 03249.

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

Event date: 10/13/2018.

CHAIRMAN MOLLICA APPROVED.

h. Glen House LLC DBA Glen House Hotel, 975 NH Route 16, Gorham, NH 03581.

To be issued Hotel License #372602 pursuant to RSA 178:24, II(b)(1).

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

CHAIRMAN MOLLICA APPROVED.

Great Falls Events LLC DBA Hall at Great Falls, 49 Market Street, Somersworth, NH 03878.
 To be issued Caterer-Off-Site License #1291234 pursuant to RSA 178:22, V(e).

30-Day Temporary License issued 9/11/2018.

CHAIRMAN MOLLICA APPROVED.

j. Johnson, Francoise, 220 Ashswamp Road, Newmarket, NH 03857.

To be issued Alcohol Consultant License #514844 pursuant to RSA 178:27-a.

Direct Shipper: ITO Wines, License #8192033.

CHAIRMAN MOLLICA APPROVED.

k. JP Ventures, Inc. DBA Rico Fig's, 822 Lafayette Road, Hampton, NH 03842.

To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1566303 pursuant to RSA 178:21.

30-Day Temporary License issued 9/12/2018.

CHAIRMAN MOLLICA APPROVED.

I. Lone Star BBQ Co. LLC (The), 927 Laconia Road, Tilton, NH 03276.

To be issued Restaurant On-Premise Beverage & Wine License #1564803 pursuant to RSA 178:20. 30-Day Temporary License issued 9/7/2018.

CHAIRMAN MOLLICA APPROVED.

m. Michael's Market LLC DBA Michael's Flatbread Pizza Company, 8 Stiles Road, Salem, NH 03079. To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1569203 pursuant to RSA 178:21.

30-Day Temporary License issued 9/11/2018.

CHAIRMAN MOLLICA APPROVED.

n. Mood, Claire DBA The Moody Mug Café, 18 State Street, Groveton, NH 03582.

To be issued Restaurant On-Premise Beverage & Wine License #1568903 pursuant to RSA 178:20. 30-Day Temporary License issued 9/11/2018.

CHAIRMAN MOLLICA APPROVED.

o. Normanton Farms LLC, 55 Charles Bancroft Highway, Litchfield, NH 03052.

To be issued Combination Off-Premise Beverage & Wine License #3370147 pursuant to RSA 178:18. 30-Day Temporary License issued 9/6/2018.

CHAIRMAN MOLLICA APPROVED.

p. Ossipee Lake Road Property LLC DBA Wings, 237 Ossipee Lake Road, Tamworth, NH 03886.

To be issued Restaurant Full Service With Lounge License #1563803 pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q)

30-Day Temporary License issued 9/12/2018.

CHAIRMAN MOLLICA APPROVED.

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

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING SEPTEMBER 14, 2018: 1,186

None

CHAIRMAN MOLLICA ACKNOWLEDGED.

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

a. 3S Contemporary Artspace, Inc., 319 Vaughan Street, Portsmouth, NH 03801.

Performing Arts License #399708 licensed pursuant to RSA 178:22, V(m)

Date petition received: 9/13/2018.

Date petition approved: 9/13/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 40 for September 22, 2018 pursuant to RSA 178:24/Lig. 404.05.

b. 32 Beer LLC DBA Central Ale House, 23 Central Street, Manchester, NH 03101.

Restaurant Full Service With Lounge License #1567703 licensed pursuant to

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

Date petition received: 7/17/2018.

Date petition approved: 9/12/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 115 pursuant to RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

c. Amherst St. Smokers Haven LLC, 433 Amherst Street, Nashua, NH 03060.

Retail Tobacco License #137717 licensed pursuant to RSA 178:19-a.

Date petition received: 7/27/2018.

Date petition approved: 9/12/2018.

Requested approval to transfer license to other location, to wit, to transfer the license to 441 Amherst Street, Nashua, NH on September 12, 2018 pursuant to RSA 178:25.

CHAIRMAN MOLLICA ACKNOWLEDGED.

d. Beava Divas LLC DBA 19th Hole at Beaver Meadow, 1 Beaver Meadow Street, Concord, NH 03301.

Sports Recreation License #6018605 licensed pursuant to RSA 178:22, V(v).

Date petition received: 9/7/2018.

Date petition approved: 9/12/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 120 for September 13, 2018 pursuant to RSA 178:24/Lig. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

e. C & C's Castle LLC DBA Rick's the Spirit of Kingston, 143 Main Street, Kingston, NH 03848.

Restaurant On-Premise Beverage/Wine/Liquor License #1524903 licensed pursuant to RSA 178:21.

Date petition received: 9/12/2018.

Date petition approved: 9/13/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 47 pursuant to RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

f. Coffin Cellars, 1224 Battle Street, Webster, NH 03303.

Wine Manufacturer License #562930 licensed pursuant to RSA 178:8.

Date petition received: 9/10/2018.

Date petition approved: 9/12/2018.

Requested approval for authorization of service to another area for sampling and retail sales at farmers' market, to wit, Warner's Farmers' Market, Town of Warner between 9 am and 5 pm on October 6 & 7, 2018 pursuant to RSA 178:8/RSA 179:44, II-a.

CHAIRMAN MOLLICA ACKNOWLEDGED.

g. Crazy Gringo, Inc., 306 Lakeside Avenue, Laconia NH 03246.

Restaurant Full Service With Lounge License #1307403 licensed pursuant to

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

Date petition received: 9/12/2018.

Date petition approved: 9/13/2018.

Requested approval for authorization of other area, to wit, an outside area pursuant to

RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

h. JP Ventures, Inc. DBA Rico Fig's, 822 Lafayette Road, Hampton, NH 03842.

Restaurant On-Premise Beverage & Wine License #1566303 licensed pursuant to RSA 178:20.

Date petition received: 9/12/2018.

Date petition approved: 9/12/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 14 pursuant to RSA 178:24/Lig. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

i. Lakehouse Tavern LLC, 157 Main Street, Contoocook, NH 03229.

Restaurant Full Service With Lounge License #2658903 licensed pursuant to

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

Date petition received: 8/31/2018. Date petition approved: 9/13/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 75 for September 16, 2018 pursuant to RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

j. Paradise Beach Club, Inc., 322 Lakeside Avenue, Laconia, NH 03246.

Restaurant Full Service With Lounge License #1218803 licensed pursuant to

RSA 178:21, II(a)(1)/RSA 178:22, V(q). Date petition received: 9/13/2018. Date petition approved: 9/13/2018.

Requested approval for authorization of other area, to wit, an outside area pursuant to

RSA178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

k. Pitman, Amy DBA Mountain Music Winery, 3447 US Route 3, Thornton, NH 03285.

Wine Manufacturer License #567230 licensed pursuant to RSA 178:8.

Date petition received: 9/11/2018. Date petition approved: 9/11/2018.

Requested approval for authorization of service to another area for sampling and retail sales at farmers' market, to wit, Berlin Community Farmers' Market, Main Street on Tuesdays between 3 pm and 7 pm on September 18 and September 25, 2018 pursuant to RSA 178:8/RSA 179:44, II-a

CHAIRMAN MOLLICA ACKNOWLEDGED.

I. Primary Brewing Company LLC DBA Bad Lab Beer Co., 460 High Street, Somersworth, NH 03878. Brew Pub License #2002815 licensed pursuant to RSA 178:13.

Date petition received: 9/10/2018. Date petition approved: 9/12/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 96 pursuant to RSA 178:24/Liq. 404.05

CHAIRMAN MOLLICA ACKNOWLEDGED.

m. Roger's Café, Inc. DBA The Statey Bar and Grill, 230 Deer Street, Portsmouth, NH 03801.

Restaurant Full Service With Lounge License #1562403 licensed pursuant to

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

Date petition received: 9/7/2018. Date petition approved: 9/10/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 17 pursuant to RSA 178:24/Lig. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

n. Sweet Summertime, Inc. DBA Surfside Burger Bar, 292 Lakeside Avenue, Laconia, NH 03246. Restaurant On-Premise Beverage & Wine License #1548003 licensed pursuant to RSA 178:20.

Date petition received: 9/13/2018. Date petition approved: 9/13/2018.

Requested approval for authorization of other area, to wit, an outside area pursuant to RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

o. Tower Hill Tavern LLC, 264 Lakeside Avenue, Laconia, NH 03246.

Restaurant Full Service With Lounge License #136990 licensed pursuant to

RSA 178:21, II(a)(1)/RSA 178:22, V(q). Date petition received: 9/13/2018. Date petition approved: 9/13/2018.

Requested approval for authorization of other area, to wit, an outside area pursuant to RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

p. White Pine Hospitality LLC DBA Seasons on Loon/Black Diamond Bar & Grill,

90 Loon Mountain Road, Lincoln, NH 03251.

Restaurant Full Service With Lounge License #1351403 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).

Date petition received: 9/11/2018. Date petition approved: 9/12/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 225 for

September 21 & 22, 2018 pursuant to RSA 178:24/Lig. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

a. Aneheuser-Busch LLC, One Busch Place, St. Louis, MO 63118.

Beverage Vendor License #54131 licensed pursuant to RSA 178:15.

Date petition received: 8/23/2018.

Requests approval of Goose Island Bourbon County Brand Wheatwine Ale with an alcohol content of 15.43% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a: sample provided.

CHAIRMAN MOLLICA APPROVED.

b. Mike's Hard Lemonade Company, 328 S. Jefferson Street, Chicago, IL 60661.

Beverage Vendor License #29131 licensed pursuant to RSA 178:15.

Date petition received: 9/13/2018.

Requests approval of Mike's Harder Pineapple Punch with an alcohol content of 8.0% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a; sample provided. **CHAIRMAN MOLLICA APPROVED.**

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Bedford, NH.

CHAIRMAN MOLLICA ACKNOWLEDGED.

15. NOTIFICATION OF COMPLIANCE CHECKS:

TOBACCO:

Hillsborough County:

a. Big Apple Food Store 1113, 16 Wilton Road, Peterborough, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3173047 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 29, 2018.

Case #: 18-236-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

b. Greenville Market, 17 Main Street, Greenville, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3259947 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 29, 2018.

Case #: 18-236-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

CHAIRMAN MOLLICA ACKNOWLEDGED.

c. Sandy's Variety and Sub Shop, 2281 Candia Road, Manchester, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3229047 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: September 5, 2018.

Case #: 18-243-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

CHAIRMAN MOLLICA ACKNOWLEDGED.

d. 7-Eleven 33273D, 728 DW Highway, Merrimack, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3206847 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: September 12, 2018.

Case #: 18-256-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

CHAIRMAN MOLLICA ACKNOWLEDGED.

e. Shop N Go, 188 Massabesic Street, Manchester, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3345447 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: September 5, 2018.

Case #: 18-243-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

CHAIRMAN MOLLICA ACKNOWLEDGED.

Strafford County:

a. Kwik Stop, Route 125, 100 Calef Highway, Lee, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3089547 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: June 26, 2018.

Case #: 18-206-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

CHAIRMAN MOLLICA ACKNOWLEDGED.

b. Milton Mills Variety Store, 30 Main Street, Milton Mills, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3338247 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 1, 2018.

Case #: 18-207-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

c. New Campus Convenience, 6 Main Street, Durham, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3229147 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: June 26, 2018.

Case #: 18-206-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

CHAIRMAN MOLLICA ACKNOWLEDGED.

d. Signal Street Variety, 26 Signal Street, Rochester, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3142347 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 1, 2018.

Case #: 18-207-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

CHAIRMAN MOLLICA ACKNOWLEDGED.

16. NOTIFICATION OF DENIED FELON WAIVER:

None

17. ADMINISTRATIVE HEARING DECISION PENDING:

Smokey Quartz Distillery, 894 Lafayette Road, Seabrook, NH.

Liquor Manufacturer License #287519 issued pursuant to RSA 178:6.

Cited for violation of RSA 179:25 - brand advertising of liquor on an internally illuminated sign.

Date of violation: July 11, 2018.

Case #: 18-170-OF.

THE HEARING TOOK PLACE ON SEPTEMBER 7, 2018.

CHAIRMAN MOLLICA ACKNOWLEDGED.

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

Outing Club (The), Woodward Park, 119 Parkside Road, New London, NH 03257. To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).

Event date: 9/15/2018.

Recommendation: Expedited approval. Commission approved on 9/11/2018.