MINUTES OF THE NHLC DIVISION OF ENFORCEMENT & LICENSING MEETING FOR THURSDAY, OCTOBER 18, 2018

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

DEPUTY COMMISSIONER MILLIGAN MOVED TO ACCEPT THE MINUTES OF OCTOBER 11, 2018; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

2. <u>SCHEDULED HEARINGS</u>:

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

November 9, 2018 at 9:00 a.m.:

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. THE HEARING IS CONTINUED UNTIL NOVEMBER 9, 2018 AT 9:00 A.M.

3. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

None

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

a. Bertucci's Restaurants LLC DBA Bertucci's, 406 Amherst Street, Nashua, NH 03063. To be issued Restaurant, Full Service With Lounge License #1569603 pursuant to

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

30-Day Temporary License issued 10/8/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE

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

b. Bertucci's Restaurant LLC DBA Bertucci's, 275 Rockingham Park, Salem, NH 03079.

To be issued Restaurant, Full Service With Lounge License #1569703 pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).

30-Day Temporary License issued 10/8/2018.

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

c. Bertucci's Restaurant LLC DBA Bertucci's,

Mall of NH, 1500 South Willow Street, Manchester, NH 03102.

To be issued Restaurant, Full Service With Lounge License #1569803 pursuant to

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

30-Day Temporary License issued 10/8/2018.

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

d. Compass Group USA, Inc. DBA Chartwell's, 229 Main Street, Keene, NH 03431.

To be issued Caterer, On-Site License #1279526 pursuant to RSA 178:22, V(e).

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

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

DG Retail LLC DBA Dollar General Store #19987. e.

360 Daniel Webster Highway, Merrimack, NH 03054.

To be issued Combination, Off-Premise Beverage/Wine/Tobacco License #3376547 pursuant to RSA 178:18/RSA 178:19-a.

30-Day Temporary License issued 10/8/2018.

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

f. Hampshire Hills Racquet & Health Clubs, Inc. DBA Hampshire Dome,

34 Emerson Road, Milford, NH 03055.

To be issued Restaurant, Beverage & Wine License #1554003 pursuant to RSA 178:20.

30-Day Temporary License issued 10/5/2018.

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

Horus Aged Ales LLC, 4040 Calle Platino, Suite 120, Oceanside, CA 92056. g.

To be issued Beverage Vendor License #87831 pursuant to RSA 178:15.

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

Karismatic LLC DBA Good Stuff Newport NH, 43 John Stark Highway, Newport, NH 03773. h.

To be issued Retail Tobacco License #144517 pursuant to RSA 178:19-a.

30-Day Temporary License issued 10/5/2018.

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

i. Lakes Region Community Services,

Church Landing At Mill Falls, 281 Daniel Webster Highway, Meredith, NH 03253.

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

Event date: 11/8/2018.

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

Li's Dynasty Restaurant, Inc. DBA Gorham Dynasty Buffet. j.

310 Main Street, Gorham, NH 03581.

Restaurant, On-Premise Beverage/Wine/Liquor License #1568603 pursuant to RSA 178:21.

30-Day Temporary License issued 10/8/2018.

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

k. Little Brothers Burgers LLC, 420 Main Street, New London, NH 03257.

> To be issued Restaurant, Beverage & Wine License #1572103 pursuant to RSA 178:20. 30-Day Temporary License issued 10/5/2018.

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

Ι. Manchester Historic Association, 200 Bedford Street, Manchester, NH 03101.

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

Event date: 10/25/2018.

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

m. Old Man Brewing LLC, 53 Nash Corner Road, Gilsum, NH 03448.

To be issued Beverage Manufacturer License #292118 pursuant to RSA 178:12.

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

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

Scott Paul Wines Oregon LLC DBA Blossom Brothers, 141 South Pine Street, Carlton, OR 97111.

To be issued Beverage Vendor License #89231 pursuant to RSA 178:15.

30-Day Temporary License issued 9/28/2018.

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

Willie McCoy's LLC, 401 Winchester Street, Keene, NH 03431.

To be issued Restaurant, Full Service With Lounge License #1571203 pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).

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

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. <u>DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:</u>

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING OCTOBER 12, 2018: 1,183

None

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

a. Nikiforadkis, George DBA Nick's Restaurant, Route 10, Swanzey, NH 03469.

Restaurant, On-Premise Beverage/Wine/Liquor License #1074303 licensed pursuant to RSA 178:21.

Date petition received: 10/9/2018.

Date petition approved: 10/10/2018.

Requested a waiver for authorization of reduction of hours, to wit, to reduce the hours of operation to less than five (5) days a week from October 9, 2018 to March 31, 2019 as indicated in a letter dated October 15, 2018 and pursuant to RSA 178:21, II, a (2).

COMMISSION ACKNOWLEDGED.

b. Pal Properties LLC DBA The Lazy Lion, 4 North Road, Deerfield, NH 03037.

Restaurant, On-Premise Beverage/Wine/Liquor License #1563603 licensed pursuant to RSA 178:21. Date petition received: 9/18/2018.

Date petition approved: 10/11/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 65 for October 14, 2018 pursuant to RSA 178:24/Liq. 404.05

COMMISSION ACKNOWLEDGED.

c. Willie McCoy's LLC, 401 Winchester Street, Keene, NH 03431.

Restaurant, Full Service With Lounge License #1571203 licensed pursuant to

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

Date petition received: 10/10/2018.

Date petition approved: 10/11/2018.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 50 pursuant to RSA 178:24/Liq. 404.05.

COMMISSION ACKNOWLEDGED.

d. Willie McCoy's LLC, 401 Winchester Street, Keene, NH 03431.

Restaurant, Full Service With Lounge License #1571203 licensed pursuant to

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

Date petition received: 10/10/2018.

Date petition approved: 10/11/2018.

Requested approval to keep connecting door between the business and Best Western Hotel open during business hours and locked at all times when the licensee business is closed pursuant to RSA 179:48, IV.

COMMISSION ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

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

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

Requests approval of Goose Island Bourbon County Brand Vanilla Stout with an alcohol content of 14.99% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 178:1, LXIV-a/RSA 179:40-a; sample provided.

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

b. Anheuser-Busch LLC, One Busch Place, St. Louis, MO 63118.

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

Requests approval of Goose Island Bourbon County Brand Midnight Orange with an alcohol content of 15.1% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 178:1, LXIV-a/RSA 179:40-a. sample provided.

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

c. Moonlight Meadery LLC DBA Hidden Moon Brewing,

23 Londonderry Road, Unit 17, Londonderry, NH 03053.

Beverage Manufacturer License #291418 licensed pursuant to RSA 178:12.

Requests approval of Cran I Buy You a Drink with an alcohol content of 6.5% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 178:1, LXIV-a/RSA 179:40-a; sample provided.

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

d. Moonlight Meadery LLC DBA Hidden Moon Brewing,

23 Londonderry Road, Unit 17, Londonderry, NH 03053.

Beverage Manufacturer License #291418 licensed pursuant to RSA 178:12.

Requests approval of Blueberry Apple Cider with an alcohol content of 7.5% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 178:1, LXIV-a/RSA 179:40-a; sample provided.

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

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Bedford, NH; and Durham, NH.
COMMISSION ACKNOWLEDGED.

15. NOTIFICATION OF COMPLIANCE CHECKS:

TOBACCO COMPLIANCE CHECKS -

Hillsborough County:

Carniceria Zapopan Meat Market, 9 Water Street, Nashua, NH.

Combination, Off-Premises Beverage/Wine/Tobacco License #3318247 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 13, 2018.

Case #: 18-262-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.

COMMISSION ACKNOWLEDGED.

Rockingham County:

a. Petey's Red Roof Enterprises, 1207 Ocean Blvd., Rye, NH.

Combination, Off-Premises Beverage/Wine/Tobacco License #3036047 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 25, 2018.

Case #: 18-284-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.

COMMISSION ACKNOWLEDGED.

b. Sandpiper Country Store, 2281 Ocean Blvd., Rye, NH.

Combination, Off-Premises Beverage/Wine/Tobacco License #3275347 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 25, 2018.

Case #: 18-284-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.

COMMISSION ACKNOWLEDGED.

16. NOTIFICATION OF DENIED FELON WAIVER:

None

17. <u>ADMINISTRATIVE HEARING DECISION PENDING:</u>

None

18. <u>ADMINISTRATIVE HEARING DECISION</u>:

None

19. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None