

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, JANUARY 10, 2019

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD JANUARY 4, 2019.

DEPUTY COMMISSIONER MILLIGAN MOVED TO ACCEPT THE MINUTES OF JANUARY 4, 2019; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

2. SCHEDULED HEARINGS:

None

3. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

Veano's Italian Kitchen II, 30 Manchester Street, Unit #1, Concord, NH.
Restaurant, On-Premises Beverage/Wine/Liquor License #1460303 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: December 6, 2018.

Case #: 18-357-OF.

\$100 administrative fine paid.

COMMISSION ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. D Acres of New Hampshire, Inc. DBA D Acres of NH,
218 Streeter Road, Dorchester, NH 03266.
To be issued Restaurant, On-Premises Beverage & Wine License #1576203 pursuant to RSA 178:20.
30-Day Temporary License issued 1/2/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- b. Etna General Store LLC, 101 Etna Road, Etna, NH 03750.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3379747 pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 12/28/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- c. Gabi's Smokeshack LLC, 226 Rockingham Road, Londonderry, NH 03053.
To be issued Restaurant, On-Premises Beverage & Wine License #1575103 pursuant to RSA 178:20.
30-Day Temporary License issued 1/2/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- d. Ober Easy LLC DBA Christina's Country Café, 416 Emerson Avenue, Unit 2, Hampstead, NH 03841.
To be issued Restaurant, On-Premises Beverage & Wine License #1573803 pursuant to RSA 178:20.
30-Day Temporary License issued 1/2/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

- e. Ramco LLC DBA Cobble Pond Farms - North Conway, 2806 White Mountain Highway, North Conway, NH 03860.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3378347 pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 12/31/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- f. Vietnamese Community of NH, 650 Hanover Street, Manchester, NH 03104.
To be issued a Special, One-Day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 2/9/2019.
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 JANUARY 4, 2019: 1,195

None

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Alpine Resources Corporation DBA Black Mountain Ski Area, Route 16B, Jackson, NH 03846.
Sports Recreation License #571105 licensed pursuant to RSA 178:22, V(v).
Date petition received: 12/18/2018.
Date petition approved: 1/2/2019.
Requested approval for extension of service, to wit, to extend the service area to a log cabin located near the terminus unloading area of the triple chair lift with a capacity of 31 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Currier Winter Garden Café LLC, 150 Ash Street, Manchester, NH 03104.
Caterer, On-Site License #1279626 licensed pursuant to RSA 178:22, V(e).
Date petition received: 12/15/2018.
Date petition approved: 1/3/2019.
Requested approval for an additional area, to wit, an additional area with a capacity of 80 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Mermaid Hill Farm LLC, 82 Currier Road, Concord, NH 03301.
Wine Manufacturer License #567730 licensed pursuant to RSA 178:8.
Date petition requested: 1/2/2019.
Date petition approved: 1/3/2019.
Requested approval for an outside tasting area, to wit, an outside tasting area with a capacity of 22 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.

- d. WVSR DBA T-Bars Restaurant at Waterville, 220 Ski Area Road, Waterville Valley, NH 03215. Sports Recreation License #6013605 licensed pursuant to RSA 178:22, V(v).
Date petition received: 12/31/2018.
Date petition approved: 1/3/2019.
Requested approval for an additional area, to wit, an additional area known as the Freestyle Lounge with a capacity of 200 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- e. White Pine Hospitality LLC DBA Seasons on Loon/Black Diamond Bar & Grill, 90 Loon Mountain Road, Lincoln, NH 03251.
Restaurant, On-Premises Full Service With Lounge License #1351403 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Date petition received: 12/18/2018.
Date petition approved: 1/3/2019.
Requested approval for 2 additional areas, to wit, an upper lobby with a capacity of 30 and main entrance lobby with a capacity of 60 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

Newroads Distribution LLC, 21 Noble Farm Drive, Lee, NH 03861.
Liquor/Wine/Beverage Warehouse License #171312 licensed pursuant to RSA 178:11.
Date petition received: 12/28/2018.
Requests approval to renew license, to wit, to renew Liquor/Wine/Beverage Warehouse license pursuant to RSA 178:11.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

Club 14 LLC, 55 Governor Dinsmore Road, Windham, NH 03087.
Restaurant, On-Premises Beverage & Wine License #1571803 licensed pursuant to RSA 178:20.
Requesting an exception to RSA 178:22 and RSA 175:1, LXIV-c, to wit, that an indoor golf facility be considered a Sports Recreation Facility.
Recommendation: Denial.
JAIME SLOCUM, MANAGER OF THIS FACILITY, APPEARED BEFORE THE COMMISSION TO PROVIDE A PRESENTATION OF THIS VIRTUAL GOLF CLUB; SHE DESCRIBED ITS FEATURES AND EXPLAINED THE BREAKDOWN OF REVENUE; SHE EXPRESSED CONCERN FOR BEING ABLE TO MEET THE REQUIREMENTS OF A RESTAURANT LICENSE IN THE FUTURE WHEN THEIR REVENUE IS GENERATED PRIMARILY FROM SPORTS-RELATED ACTIVITIES; BECAUSE THIS CLUB DOES NOT MEET THE CURRENT DESCRIPTION OF A GOLF COURSE PURSUANT TO THE ADMINISTRATIVE RULES, SHE IS SEEKING AN EXEMPTION TO ACCOMMODATE HER BUSINESS MODEL. DEPUTY COMMISSIONER MILLIGAN STATED THAT THE RULES MAY NOT BE UP-TO-DATE FOR THIS TYPE OF FACILITY; HE PROPOSED THAT HE, CHAIRMAN MOLLICA AND ATTORNEY ROSEMARY WIANT, COUNSEL TO THE COMMISSION, VISIT THE CLUB WITHIN THE NEXT WEEK; HE THEN MOVED TO TABLE THE DIVISION OF ENFORCEMENT'S RECOMMENDATION TO DENY THIS APPLICATION PENDING FURTHER REVIEW; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

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

None

15. **NOTIFICATION OF COMPLIANCE CHECKS:**

None

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

None

17. **ADMINISTRATIVE HEARING DECISION PENDING:**

None

18. **ADMINISTRATIVE HEARING DECISION:**

None

19. **MISCELLANEOUS ITEMS FOR INFORMATION ONLY:**

None