

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, JANUARY 31, 2019

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD JANUARY 24, 2019.**
CHAIRMAN MOLLICA ACCEPTED THE MINUTES OF JANUARY 24, 2019.

2. **SCHEDULED HEARINGS:**

None

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. Blue Jade Corp. DBA K'Sones Thai Dining & Lounge, 493 Amherst Street, Nashua, NH 03063.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1578603 pursuant to RSA 178:21.
30-Day Temporary License issued 1/18/2019.
CHAIRMAN MOLLICA APPROVED.
 - b. California Burritos Amherst LLC, 550 Amherst Street, Nashua, NH 03063.
To be issued Restaurant, On-Premises Beverage & Wine License #1578803 pursuant to RSA 178:20.
30-Day Temporary License issued 1/22/2019.
CHAIRMAN MOLLICA APPROVED.
 - c. Compasspoint Imports LLC, 64 Newtown Turnpike, Weston, CT 06883.
To be issued Liquor & Wine Vendor License #126045 pursuant to RSA:178:9.
CHAIRMAN MOLLICA APPROVED.
 - d. Farmer Willie's, Inc. DBA Willie's, 82 Bayley Street, Pawtucket, RI 02860.
To be issued Beverage Vendor License #90931 pursuant to RSA 178:15.
Manufacturer: Isle Brewers Guild LLC.
CHAIRMAN MOLLICA APPROVED.
 - e. Foundation Brewing Company, 1 Industrial Way, Suite 5, Portland, ME 04103.
To be issued Beverage Vendor License #91331 pursuant to RSA 178:15.
Manufacturer: Foundation Brewing Company.
CHAIRMAN MOLLICA APPROVED.
 - f. It's Good Imports LLC DBA Beer Shepherd Imports, 4270 VT Route 100, Waterbury, VT 05676.
To be issued Beverage Vendor License #90031 pursuant to RSA 178:15.
Manufacturer: Revision Brewing Co.
CHAIRMAN MOLLICA APPROVED.
 - g. Little Chappy House LLC DBA Cracker Barrel, 377 Main Street, Hopkinton, NH 03229.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3380347 pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 1/24/2019.
CHAIRMAN MOLLICA APPROVED.
 - h. Phusion Projects LLC, 1106 South Third Street, La Crosse, WI 54601.
To be issued Beverage Vendor License #91131 pursuant to RSA 178:15.
Manufacturer: Jugos Beverage Co.
CHAIRMAN MOLLICA APPROVED.

- i. Pompette LLC DBA Botanica Restaurant and Gin Bar, 110 Brewery Lane, Suite 105, Portsmouth, NH 03801. To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1575603 pursuant to RSA 178:21. 30-Day Temporary License issued 1/23/2019. **CHAIRMAN MOLLICA APPROVED.**
- j. Tobar LLC DBA Picanha's Brazilian Grill, 6 Elm Street, Nashua, NH 03060. To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1578303 pursuant to RSA 178:21. 30-Day Temporary License issued 1/18/2019. **CHAIRMAN MOLLICA APPROVED.**

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 25, 2019: 1,196

- a. Double Canyon Vineyards LLC, 8060 Keene Road, West Richland, WA 99353. To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27. (Winery) **CHAIRMAN MOLLICA APPROVED.**
- b. Puamana LLC DBA Accendo Cellars, 588 Zinfandel Lane, Saint Helena, CA 94574. To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27. (Winery) **CHAIRMAN MOLLICA APPROVED.**
- c. Wild Plum Farms, Inc. DBA Winters Hill Estate, 6451 Hilltop Lane, Dayton, OR 97114. To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27. (Winery) **CHAIRMAN MOLLICA APPROVED.**

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Kettlehead Brewing Company LLC, 407 West Main Street, Tilton, NH 03276. Brew Pub, On-Premises Beverage/Wine/Liquor License #2003015 licensed pursuant to RSA 178:13. Date petition received: 1/7/2019. Date petition approved: 1/18/2019. Requested approval for an additional dining room with a capacity of 26 pursuant to RSA 178:24/Liq. 404.05. **CHAIRMAN MOLLICA ACKNOWLEDGED.**
- b. Tuscan Kitchen Portsmouth LLC, 581 Lafayette Road, Portsmouth, NH 03801. Combination, Off-Premises Beverage/Wine/Tobacco License #3357547 licensed pursuant to RSA 178:18/RSA 178:19-a. Date petition received: 1/22/2019. Date petition approved: 1/22/2019. Requested permission to transfer alcohol inventory to a new location, to wit, from Tuscan Kitchen, License #3357547 to Market at Tuscan Kitchen, License #3297147 located at 63 Main Street, Salem, NH 03079 pursuant to RSA 178:29, VIII. **CHAIRMAN MOLLICA ACKNOWLEDGED.**

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

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.

ON JANUARY 10, 2019, 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 MOLLIKA 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 MOLLIKA SECONDED THE MOTION; THE MOTION PASSED. ON JANUARY 17, 2019, DEPUTY COMMISSIONER MILLIGAN INDICATED THAT HE SPOKE WITH THE LICENSEE; HE WILL BE VISITING HER FACILITY ON JANUARY 18, 2019; THIS ITEM REMAINS TABLED. ON JANUARY 24, 2019, DEPUTY CHIEF SCOTT DUNN RECOMMENDED THAT THIS ITEM REMAIN TABLED; HE STATED THAT CHIEF MARK ARMAGANIAN IS HAVING ONGOING DISCUSSIONS WITH THE LICENSEE AND IS PREPARING TO MAKE A RECOMMENDATION TO THE COMMISSION CONCERNING THIS EXCEPTION TO TITLE XIII; DEPUTY COMMISSIONER MILLIGAN STATED THAT HE RECENTLY VISITED THIS FACILITY AND WAS IMPRESSED; HE MOVED TO KEEP THIS ITEM ON THE TABLE; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

CHIEF ARMAGANIAN INFORMED THE COMMISSION THAT THE DIVISION OF ENFORCEMENT AND THE LICENSEE CONTINUE TO WORK TOWARD A RECOMMENDATION FOR APPROVAL.

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

Labatt USA Operating Co. LLC, 50 Fountain Plaza, Suite 900, Buffalo, NY 14202.
Beverage Vendor License #47631 licensed pursuant to RSA 178:15.
Requests approval of Hemptails Citrus Gold with an alcohol content of 7.79% at 60 degrees Fahrenheit by volume; Hemptails Hemp'd with an alcohol content of 7.77% at 60 degrees Fahrenheit by volume; and Hemptails Passionfruit Express with an alcohol content of 7.78% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 178:1, LXIV-a; ProVerde Laboratories' analyses indicate that these products do not contain THC; samples provided.

CHAIRMAN MOLLIKA APPROVED.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

None

15. NOTIFICATION OF COMPLIANCE CHECKS:

None

16. **ADMINISTRATIVE HEARING DECISION PENDING:**

None

17. **ADMINISTRATIVE HEARING DECISION:**

None

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

None