

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, FEBRUARY 7, 2019

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD JANUARY 31, 2019.**
CHAIRMAN MOLLICA ACCEPTED THE MINUTES OF JANUARY 31, 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. Gneiss Brewing Company LLC, 94 Patterson Road, Limerick, ME 04048.
To be issued Beverage Vendor License #90831 pursuant to RSA 178:15.
Manufacturer: Gneiss Brewing Company.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

 - b. Monroe Country Store Corporation, 51 Main Street, Monroe, NH 03771.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3375747 pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 1/31/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

 - c. Raleigh Market LLC DBA Raleigh Wine Bar, 67 State Street, Portsmouth, NH 03801.
To be issued Retail Wine License #3164446 pursuant to RSA 178:19.
30-Day Temporary License issued 1/31/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

 - d. RMH NH LLC, 319 New Zealand Road, Seabrook, NH 03874.
To be issued Race Track (Pari-Mutuel), On-Premises Cocktail Lounge License #541824 pursuant to RSA 178:22, V(n).
30-Day Temporary License issued 1/31/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

 - e. Roman Catholic Bishop of Manchester,
St. Raphael Parish Center, 85 Third Street, Manchester, NH 03102.
To be issued a One-Day, Voluntary, Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 3/9/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

 - f. Steadfast Spirits Distilling Company LLC DBA Troubles Moonshine,
134 Hall Street, Suite H, Concord, NH 03301.
To be issued Liquor Manufacturer License #289019 pursuant to RSA 178:6.
30-Day, Temporary License issued 2/1/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

- g. Tilton Brothers Brewing LLC, 845 Lafayette Road #6, Hampton, NH 03842.
To be issued Nano Brewery, Beer and/or Specialty Beer w/Restaurant License #207122 pursuant to RSA 178:12-a.
30-Day, Temporary License issued 1/30/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA 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 FEBRUARY 1, 2019: 1,192

- a. Maple Creek Partners LTD DBA Maple Creek Winery/Artevino, 20799 Highway 128, Yorkville, CA 95494.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. VITE Galleron Winery LLC DBA Sullivan Vineyards, 1090 Galleron Road, Rutherford, CA 94574.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Wine Splurge, Inc., 10810 Painter Avenue, Santa Fe Springs, CA 90670.
To be issued Direct Shipper, Retailer Permit pursuant to RSA 178:27.
(Retailer)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. 900 Degrees Epping LLC DBA 900 Degrees Neapolitan Pizzeria, 1 Brickyard Square, Routes 101 & 125, Epping, NH 03042.
Restaurant, On-Premises Beverage/Wine/Liquor License #1473503 licensed pursuant to RSA 178:21.
Date petition requested: 1/25/2019.
Date petition approved: 1/28/2019.
Requested permission to transfer alcohol inventory to a new location, to wit, from 900 Degrees in Epping, License #1473503 to 900 Degrees Manchester, License #1334803, located at 50 Dow Street, Manchester, NH 03101 pursuant to RSA178:29, VIII.
COMMISSION ACKNOWLEDGED.
- b. White Mountain Brewing Co. LLC, 50 Winter Street, Ashland, NH 03217.
Nano Brewery, Beer and/or Specialty Beer License #202822 licensed pursuant to RSA 178:12-a.
Date petition received: 1/11/2019.
Date petition approved: 1/30/2019.
Requested approval for an additional room with a capacity of 22 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION 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.

ON JANUARY 31, 2019, CHIEF ARMAGANIAN INFORMED THE COMMISSION THAT THE DIVISION OF ENFORCEMENT AND THE LICENSEE CONTINUE TO WORK TOWARD A RECOMMENDATION FOR APPROVAL.

DEPUTY CHIEF SCOTT DUNN STATED THAT THE LICENSEE HAS CHANGED THEIR BUSINESS PLAN AND HAS OPTED TO UPGRADE TO A FULL LIQUOR LICENSE; HE RECOMMENDED THAT THE COMMISSION TAKE THIS ITEM OFF THE TABLE AND INDICATED THAT NO ACTION RELATIVE TO APPROVAL BY THE COMMISSION IS REQUIRED; DEPUTY COMMISSIONER MILLIGAN MOVED TO TAKE THIS ITEM OFF THE TABLE; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Union Diner LLC, 1331 Union Avenue, Laconia, NH 03246.
Restaurant, On-Premises Beverage & Wine License #1381603 licensed pursuant to RSA 178:20.
Requests a waiver of RSA 178:21, II, a (2) for authorization of reduction of hours, to wit, to reduce the hours of operation to less than five (5) days a week; they are currently open three (3) nights a week and do not plan to change their hours of operation at this time.
DEPUTY COMMISSIONER MILLIGAN STATED THAT HE AND CHIEF MARK ARMAGANIAN VISITED THE LICENSEE TO DISCUSS IMPROVEMENTS TO THE OPERATION OF THE BUSINESS; THE LICENSEE FOUND THIS TO BE HELPFUL AND STATED THAT THE SYNERGY BETWEEN THE DIVISION OF ENFORCEMENT AND THE LICENSEES IS VERY GOOD; COMMISSIONER MILLIGAN APPLAUDS THE DIVISION FOR THEIR EFFORT; HE THEN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- b. Jack's Abby Brewing LLC DBA Jack's Abby Craft Lagers,
100 Clinton Street, Framingham, MA 01702.
Beverage Vendor License #77231 licensed pursuant to RSA 178:15.
Requests approval of Grain Reaper with an alcohol content of 12.62% at 60 degrees Fahrenheit by
volume; licensed pursuant to RSA 178:1, LXIV-a; sample provided.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**

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:

NH Troopers Foundation, Inc.,
NH Police Cadet Training Academy, Grappone Conference Center,
70 Constitutional Avenue, Concord, NH 03301.
To be issued a One-day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License
pursuant to RSA 178:22, V(l).
Event date: 3/9/2019.
Special approval received on 1/30/2019.
COMMISSION ACKNOWLEDGED.

19. LATE ITEM – RECOMMENDED FOR COMMISSION APPROVAL:

Fore River Brewing Company LLC, 45 Huntress Avenue, South Portland, ME 04106.
To be issued Beverage Vendor License #91631 pursuant to RSA 178:15.
Manufacturer: Fore River Brewing Company.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**