

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, APRIL 4, 2019

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD MARCH 28, 2019.

CHAIRMAN MOLLICA ACCEPTED THE MINUTES OF MARCH 28, 2019.

2. SCHEDULED HEARINGS:

May 2 & 3, 2019 @ 9:30 a.m.:

Jade Palace, 28 Portsmouth Avenue, Stratham, NH.

Restaurant, Full Service With Lounge License #1476403 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).

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 – 3 counts.

Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an individual who was under the age of twenty-one.

Cited for violation of RSA 179:8, I – failed to require the purchaser to furnish a motor vehicle driver's license issued by the state of New Hampshire, or a valid driver's license issued by another state, or province of Canada, which bears the date of birth, name, address and picture of the licensee.

Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.

Cited for violation of RSA 179:49 – stored beverages or liquor in any building other than that designated in their license.

Dates of violations: 2/29/2016 & 3/1/2016.

Case #: 16-65-OF.

CHAIRMAN MOLLICA ACKNOWLEDGED.

3. NOTIFICATION OF DISCIPLINARY ACTION:

Town & Country Motor Inn, Route 2, Shelburne, NH.

Hotel, Full Service With Lounge License #216102 licensed pursuant to RSA 178:21, II(b)(1)/RSA 178:22, V(k).

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 – 2 counts.

Dates of violations: December 7, 2018 & December 14, 2018.

Case #s: 18-355-OF & 18-362-OF.

An administrative fine of \$1,500 with \$500 suspended for twelve (12) months pending no like violation, eight (8) points shall be assessed to the liquor license, the license to sell, serve or consume alcohol shall be suspended for five (5) days with two (2) days held in abeyance for twelve (12) months pending no like violation in the cocktail lounge only commencing April 17, 2019 and re-granted on April 20, 2019 and Jan Moses and Robert Libbett shall complete a Total Education in Alcohol Management (TEAM) seminar online within thirty (30) days from the date of the approved agreement.

CHAIRMAN MOLLICA ACKNOWLEDGED.

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

Bubba's Bar & Grill, 976 Route 103, Newbury, NH.

Restaurant, Full Service With Lounge License #1360303 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).

Cited for violation of RSA 179:51 – failed to maintain an orderly premise.

Date of violation: November 10, 2018.

Case #: 18-369-OF.

\$250 administrative fine paid.

CHAIRMAN MOLLICA ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. 603 Brewery LLC, 42 Main Street, Londonderry, NH 03053.
To be issued Beverage Manufacturer License #293518 pursuant to RSA 178:12.
30-Day Temporary License issued 3/25/2019.
CHAIRMAN MOLLICA APPROVED.
- b. Chu's Station LLC DBA Noodle Station, 11 Lebanon Street, Hanover, NH 03755.
To be issued Restaurant, On-Premises Beverage & Wine License #1580603 pursuant to RSA 178:20.
30-Day Temporary License issued 3/25/2019.
CHAIRMAN MOLLICA APPROVED.
- c. Famous Brands LLC, 4701 Pine Circle, Bellaire, TX 77401.
To be Issued Liquor & Wine Vendor License #126245 pursuant to RSA 178:9.
CHAIRMAN MOLLICA APPROVED.
- d. Federale, Inc. DBA Federal Cigar, 96 Calef Highway, Route 125, Epping, NH 03042.
To be issued Retail Tobacco License #146317 pursuant to RSA 178:19-a.
30-Day Temporary License issued 3/26/2019.
CHAIRMAN MOLLICA APPROVED.
- e. Good Fun LLC DBA Xtremecraze, 4 Orchard View Drive, Londonderry, NH 03053.
To be issued Restaurant, On-Premises Beverage & Wine License #1577403 pursuant to RSA 178:20.
30-Day Temporary License issued 3/27/2019.
CHAIRMAN MOLLICA APPROVED.
- f. Good Omen Bottling LLC, 228 Justin Drive, Cottonwood, AZ 86326.
To be issued Beverage Vendor, Off-Premises Beverage Only License #91531
pursuant to RSA 178:15.
Manufacturer: Good Omen Brewing.
CHAIRMAN MOLLICA APPROVED.
- g. Heavens North End Mart LLC, 41 Webster Street, Manchester, NH 03104.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3380647
pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 3/27/2019.
CHAIRMAN MOLLICA APPROVED.
- h. New England Dragway, Inc., 280 Exeter Road, Epping, NH 03042.
To be issued Race Track (Motor Vehicle), On-Premises Cocktail Lounge License #541924
pursuant to RSA 178:22, V(n).
30-Day Temporary License issued 3/28/2019.
CHAIRMAN MOLLICA APPROVED.
- i. Pipe Dream Brewing LLC, 49 Harvey Road, Unit 4, Londonderry, NH 03053.
To be issued Brew Pub License #2004215 pursuant to RSA 178:13.
30-Day Temporary License issued 3/22/2019.
CHAIRMAN MOLLICA APPROVED.
- j. Star Convenience Store LLC DBA Maple Valley Convenience,
245 Maple Street #12, Manchester, NH 03103.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3379447
pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 3/28/2019.
CHAIRMAN MOLLICA APPROVED.
- k. Sugar Face & Company LLC DBA Jake's Market & Deli, 297 US Route 4, Enfield, NH 03748.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3378147
pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 3/18/2019.
CHAIRMAN MOLLICA APPROVED.
- l. Tostao's Tapas-Bar LLC, 170 Main Street, Nashua, NH 03060.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1583203
pursuant to RSA 178:21.
30-Day Temporary License issued 3/27/2019.
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 MARCH 29, 2019: 1,206

- a. Fazeli Vineyards LLC DBA Fazeli Cellars, 37320 DuPortola Road, Temecula, CA 92592.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)

CHAIRMAN MOLLICA APPROVED.

- b. Oakville Ranch Winery, Inc., 7781 Silverado Trail, Napa, CA 94558.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)

CHAIRMAN MOLLICA APPROVED.

- c. O'Neill Beverages Co. LLC DBA Robert Hall Winery,
2975 Mitchell Ranch Way, Paso Robles, CA 93446.
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. Energy North, Inc., 135 North Broadway, Salem, NH 03079.
Combination, Off-Premises Beverage/Wine/Tobacco License #3232547 licensed pursuant to RSA 178:18/RSA 178:19-a.
Date petition requested: 3/22/2019.
Date petition approved: 3/25/2019.
Requested permission to transfer alcohol to a new location, to wit, from Energy North located at 135 North Broadway, Salem, NH, License #3232547 to Energy North located at 75 Route 101A, Amherst, NH, License #3232447 on April 2, 2019 pursuant to RSA 178:29, VIII.

CHAIRMAN MOLLICA ACKNOWLEDGED.

- b. Thompson Management Group, Inc. DBA Thompsons 2nd Alarm,
421 Central Avenue, Dover, NH 03820.
Restaurant, On-Premises Beverage/Wine/Liquor License #1564603 licensed pursuant to RSA 178:21.
Date petition received: 8/7/2018.
Date petition approved: 3/28/2019.
Requested approval for an outside area, to wit, an outside area with a capacity of 100 pursuant to RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

None

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Belmont, NH; and
Wolfeboro, NH.

15. NOTIFICATION OF COMPLIANCE CHECKS:

TOBACCO –

Coos County:

- a. Batch's Kwik Stop, 25 Lancaster Road, Groveton, NH.
Combination, Off-Premises Beverage/Wine/Tobacco License #3331847 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: February 12, 2019.
Case #: 19-117-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. Errol General Store, 76 Main Street, Errol, NH.
Combination, Off-Premises Beverage/Wine/Tobacco License #3158247 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: February 12, 2019.
Case #: 19-117-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. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Boys & Girls Club of Souhegan Valley, 56 Mont Vernon Street, Milford, NH 03055.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
Event date: 4/4/2019.
Recommendation: Expedited approval.
Commission approved on 3/28/2019.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- b. Concord Hospital Trust, 250 Pleasant Street, Concord, NH 03301.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
Event date: 4/9/2019.

Recommendation: Expedited approval.
Commission approved on 3/26/2019.
CHAIRMAN MOLLICA ACKNOWLEDGED.