

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, MAY 2, 2019

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD APRIL 25, 2019.**
CHAIRMAN MOLLICA ACCEPTED THE MINUTES OF APRIL 25, 2019.

2. **SCHEDULED HEARINGS:**

May 10, 2019 at 9:00 a.m.

- a. 82 Scores Sports Bar & Grill, 82-84 Main Street, Keene, NH.
Restaurant, Full Service With Lounge License #1473903 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 – 5 counts.
Cited for violation of RSA 179:5, II – allowed an under-aged individual to possess or consume alcoholic beverage – 3 counts.
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 179:44, I – gave free drinks to customers, patrons, members or guests.
Dates of violations: September 30, 2018, October 12, 2018, November 3, 2018, March 23, 2019, March 24, 2019 & April 25, 2019.
Case #: 18-307-OF, 18-322-OF, 19-42-OF, 19-200-OF & 19-255-OF.
COMMISSION ACKNOWLEDGED.

May 17, 2019 at 9:30 a.m. - Motions Hearing:

- b. 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.
A PRE-HEARING CONFERENCE WAS HELD ON APRIL 5, 2019 TO DISCUSS SETTLEMENT; THE HEARING THAT WAS TO BE HELD ON MAY 2 - 3, 2019 WAS POSTPONED AND A MOTIONS HEARING WAS SCHEDULED FOR MAY 17, 2019 AT 9:30 A.M. TO CONTINUE NEGOTIATIONS AND LITIGATE ISSUES PRIOR TO A FULL ADJUDICATORY HEARING.
COMMISSION ACKNOWLEDGED.

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. 103 Nashua Road LLC DBA Renegades Pub North,
103 Nashua Road, Unit A, Londonderry, NH 03053.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1574403 pursuant to RSA 178:21.
30-Day Temporary License issued 4/25/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Bishop Farm CMP Corp. DBA Bishop Farm, 33 Bishop Cutoff, Lisbon, NH 03585.
To be issued Bed and Breakfast License #361438 pursuant to RSA 178:21, II (c).
30-Day Temporary License issued 4/24/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Bishop Farm CMP Corp. DBA Bishop Farm, 33 Bishop Cutoff, Lisbon, NH 03585.
To be issued Caterer, Off-Site License #1292534 pursuant to RSA 178:22, V(e).
30-Day Temporary License issued 4/24/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Castonguay Ventures LLC DBA Emmelynn's Family Farm Market & More,
920 Lafayette Road, Seabrook, NH 03874.
To be issued Combination License #3377447 pursuant to RSA 178:18.
30-Day Temporary License issued 4/24/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Copper Run Enterprises DBA Copper Run Distillery, 1901 Day Road, Walnut Shade, MO 65771.
To be issued Liquor and Wine Vendor License #126645 pursuant to RSA 178:9.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Copper Run Enterprises DBA Copper Run Distillery, 1901 Day Road, Walnut Shade, MO 65771.
To be issued Liquor and Wine Representative License #609635 pursuant to RSA 178:10.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Flat Iron Catering Co. LLC, 73 Flowing Brook Road, Farmington, NH 03835.
To be issued Caterer, Off-Site License #1292734 pursuant to RSA 178:22, V(e).
30-Day Temporary License issued 4/17/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. GACS LLC DBA Green Acres Country Store, 223 Day Road, Pittsburg, NH 03592.
To be issued Retail Wine License #3163946 pursuant to RSA 178:19.
30-Day Temporary License issued 4/24/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- i. Lucky's Coffee Garage LLC, 1 North Park Street, Lebanon, NH 03766.
To be issued Restaurant, Beverage and Wine License #1585203 pursuant to RSA 178:20.
30-Day Temporary License issued 4/17/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- j. MI-TE-JO Campground TRS JV LLC, 111 Mitejo Road, Milton, NH 03851.
To be issued Combination License #336947 pursuant to RSA 178:18.
30-Day Temporary License issued 4/25/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- k. Noca Beverages, Inc., 184 Grant Road, New Market, NH 03857.
To be issued Beverage Vendor, Off-Premises Beverage Only License #93131 pursuant to RSA 178:15.
Manufacturer: Craftpack LLC.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- l. Rochester Main Street, Studley's Flower Gardens, 82 Wakefield Street, Rochester, NH 03867.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/5/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- m. Roost LLC (The), 50 Pointe Place, Suite C-5, Dover, NH 03820.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1578103 pursuant to RSA 178:21.
30-Day Temporary License issued 4/23/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- n. Singlecut Beersmiths LLC, 19-33 37th Street, Astoria, NY 11105.
To be issued Beverage Vendor, Off-Premises Beverage Only License #89931 pursuant to RSA 178:15.
Manufacturer: Singlecut Beersmiths LLC.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- o. Smith Brothers Tavern LLC, 111 Main Street, Suite 100, Littleton, NH 03561.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1583603 pursuant to RSA 178:21.
30-Day Temporary License issued 4/22/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- p. Warren, Martin, 249 Woodland Road, Hampton, NH 03842.
To be issued Liquor and Wine Representative License #609435 pursuant to RSA 178:10.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- q. Yakohama, Inc. DBA Koto Japanese Steak House, 288 Plainfield Road, West Lebanon, NH 03784.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1578203 pursuant to RSA 178:21.
30-Day Temporary License issued 4/24/2019.
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 APRIL 26, 2019: 1,210

None

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Chapel & Main DBA Brasserie 83, Inc., 83 Main Street, Dover, NH 03820.
Brew Pub License #2003215 licensed pursuant to RSA 178:13.
Date petition received: 4/11/2019.
Date petition approved: 4/25/2019.
Requested approval for an outside area, to wit, an outside area with a capacity of 65 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Cisco Brewers, Inc., Pease International Tradeport, 25 Corporate Drive, Portsmouth, NH 03801.
Brew Pub License #2004115 licensed pursuant to RSA 178:13.
Date petition received: 3/27/2019.
Date petition approved: 4/22/2019.
Requested approval for an outside area, to wit, an outside area with a capacity of 500 for May 5, 2019 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Crazy Gringo, 306 Lakeside Avenue, Laconia, NH 03246.
Restaurant Full Service With Lounge License #1307403 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Date petition received: 4/11/2019.
Date petition approved: 4/23/2019.
Requested approval for an outside area, to wit, an outside area with a capacity of 132 (using yellow cups) for May 10, 11 & 12, 2019 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- d. Granite Roots Brewing LLC, 244 North Main Street, Troy, NH 03465.
Beverage Vendor License #293018 licensed pursuant to RSA 178:15.
Date petition received: 4/19/2019.
Date petition approved: 4/20/2019.
Requested approval for authorization of other areas, to wit, City of Keene Farmers' Market at Gilbo Avenue, Keene, NH on Tuesdays and Saturdays between 9:00 am and 1:00 pm from April 23, 2019 to October 26, 2019 pursuant to RSA 178:24/Liq. 404.05. The City of Keene allows retail sales and sampling of alcoholic beverages at farmers' markets.
COMMISSION ACKNOWLEDGED.
- e. JPKS Management LLC DBA Penuche's Music Hall, 1087 Elm Street, Manchester, NH 03101.
Restaurant Full Service With Lounge License #1508903 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Date petition received: 4/18/2019.
Date petition approved: 4/24/2019.
Requested approval for an outside area, to wit, an outside area with a capacity of 150 from May 5, 2019 to September 1, 2019 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- f. Makris Lobster & Steak House, Inc., 354 Sheep Davis Road, Concord, NH 03301.
Restaurant Full Service With Lounge License #479503 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Date petition received: 4/12/2019.
Date petition approved: 4/22/2019.
Requested approval for an outside area, to wit, an outside area with a capacity of 142 for April 26, June 7 thru June 17 and July 17 thru July 21, 2019 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- g. Mermaid Hill Farm LLC, 82 Currier Road, Concord, NH 03301.
Wine Manufacturer License #567730 licensed pursuant to RSA 178:8.
Date petition received: 4/17/2019.
Date petition approved: 4/19/2019.

Requested approval for authorization of other areas, to wit, City of Concord Farmers' Market between 8:00 am and 1:00 pm on Saturday, May 4, 2019 to Saturday, October 26, 2019 pursuant to RSA 178:24/Liq. 404.05. The City of Concord prohibits sampling of alcoholic beverages at farmers' markets.

COMMISSION ACKNOWLEDGED.

- h. Smith Brothers Tavern LLC, 111 Main Street, Suite 100, Littleton, NH 03561. Restaurant, On-Premises Beverage/Wine/Liquor License #1583603 licensed pursuant to RSA 178:21. Date petition received: 4/22/2019. Date petition approved: 4/24/2019. Requested approval for an outside area, to wit, an outside area with a capacity of 12 pursuant to RSA 178:24/Liq. 404.05.

COMMISSION ACKNOWLEDGED.

- i. Thompson Inn Operations LLC DBA Thompson Inn and Cyder House, 92 Bennett Road, Durham, NH 03824. Caterer, On-Site License #1279126 licensed pursuant to RSA 178:22, V(e). Date petition received: 4/23/2019. Date petition approved: 4/25/2019. Requested approval for an outside area, to wit, an outside area with a capacity of 293 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:

- a. Laconia Best Warehousing and Distribution Corp. DBA Rateliner, 28 Locke Road, Concord, NH 03301. To renew Liquor/Wine/Beverage Warehouse License #172412 pursuant to RSA 178:11. **DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**
- b. White Birch Catering and Banquet Hall (The) LLC, 222 Central Street, Unit 6, Hudson, NH 03051. Caterer, On-Site License #1276226 licensed pursuant to RSA 178:22, V(e). Requesting an exception to RSA 179:49, to wit, to store alcohol at an off-site location, Eagles Wing Function Center in Nashua, NH, due to the licensee leasing a small kitchen area; the licensee will have control of the premises and the alcohol will be locked up nightly. **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:

Gilford, NH;
Wakefield, NH; and
Wolfeboro, NH.

COMMISSION ACKNOWLEDGED.

15. NOTIFICATION OF COMPLIANCE CHECKS:

TOBACCO COMPLIANCE CHECKS –

Belknap County:

- a. Case N Keg, 855 Union Avenue, Laconia, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3234347 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: April 16, 2019.
Case #: 19-234-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. On The Budget, 280 Court Street, Laconia, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3356147 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: April 16, 2019.
Case #: 19-234-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. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None