AGENDA OF THE NHLC DIVISION OF ENFORCEMENT & LICENSING MEETING FOR THURSDAY, JUNE 27, 2019

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD JUNE 20, 2019.

2. <u>SCHEDULED HEARINGS</u>:

August 2, 2019 at 9:30 a.m.:

Red Parka Pub, Route 302, Bartlett, NH.

Restaurant, Full Service With Lounge License #301503 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.

Date of violation: December 15, 2018.

Case #: 18-368-OF.

THE HEARING DATE WAS AMENDED FROM JULY 12, 2019 AT THE REQUEST OF THE HEARINGS OFFICER.

3. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

Stark Brewing Company, 500 Commercial Street, Manchester, NH.

Brew Pub License #2001715 licensed pursuant to RSA 178:13.

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Date of violation: June 4, 2019.

Case #: 19-342-OF.

\$100 administrative fine paid.

5. <u>LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:</u>

- a. Associated Brewing Company, 590 Enterprise Drive, Neenah, WI 54956.
 To be issued Beverage Vendor License #95031 pursuant to RSA 178:15.
 Manufacturer: Twelve 5 Beverage Company LLC.
- ATH Investments, Inc. DBA Duke's Stateline Store, 97 Amesbury Road, Newton, NH 03858.
 To be issued Combination, Off-Premises, Beverage/Wine/Tobacco #3383647 pursuant to RSA 178:18/RSA 178:19-a.
 30-Day Temporary License issued 6/20/2019.
- Boone Thai Kitchen LLC DBA Boone's Thai Kitchen, 27 Fresh River Road, Epping, NH 03042.
 To be issued Restaurant, On-Premises, Beverage and Wine License #1583503 pursuant to RSA 178:20.
 30-Day Temporary License issued 6/14/2019.
- d. Cheshire Fair Association, Inc., 247 Monadnock Highway, Swanzey, NH 03446.
 To be issued State Fair, On-Premises, Beverage and Wine License #531323 pursuant to RSA 178:20, II.
 30-Day Temporary license issued 6/13/2019.

e. Community Oven Epping, Inc., (The), Brickyard Square, Unit 1, 24 Calef Highway, Epping, NH 03042. To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1587603 pursuant to RSA 178:21.

30-Day Temporary License issued 6/19/2019.

f. Diya Mart, Inc., 159 Amherst Street, Nashua, NH 03064.
 To be issued Combination, Off-Premises, Beverage/Wine/Tobacco #3385047 pursuant to RSA 178:18/RSA 178:19-a.
 30-Day Temporary License issued 6/14/2019.

- g. Hidden Valley RV Park LLC DBA Hidden Valley Bar & Grill, 81 Damren Road, Derry, NH 03038. To be issued Combination, Off-Premises, Beverage/Wine/Tobacco #3384947 pursuant to RSA 178:18/RSA 178:19-a. 30-Day Temporary License issued 6/14/2019.
- Hidden Valley RV Park LLC DBA Hidden Valley Bar & Grill, 81 Damren Road, Derry, NH 03038.
 To be issued Sports Recreation Facility, Cocktail Lounge License #6021705 pursuant to RSA 178:22, V(v).
 30-Day Temporary License issued 6/14/2019.
- i. NH Roller Derby DBA JFK Arena, 303 Beech Street, Manchester, NH 03105.
 To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
 Event date: 7/14/2019.
- j. NH Roller Derby DBA JFK Arena, 303 Beech Street, Manchester, NH 03105. To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I). Event date: 7/27/2019.
- k. Reed's, Inc., 207 Merritt 7, Norwalk, CT 06851.To be issued Beverage Vendor License #94231 pursuant to RSA 178:15.Manufacturer: The Lion Brewery.
- Taste The Thai LLC, 406 Union Street, Littleton, NH 03561.
 To be issued Restaurant, On-Premises, Beverage and Wine License #1589303 pursuant to RSA 178:20.
 30-Day Temporary License issued 6/17/2019.
- m. 2 East Otterson St., Nashua, SH LLC DBA Smoker's Haven Nashua,
 2 East Otterson Street, Nashua, NH 03060.
 To be issued Retail Tobacco, Tobacco Only License #146617 pursuant to RSA 178:19-a.
 30-Day Temporary License issued 6/14/2019.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING JUNE 21, 2019: 1,212

Barra, Charles L. DBA Barra of Mendocino, 10801 East Road, Redwood Valley, CA 95470.
 To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
 (Winery)

- b. Corliss Estate LLC DBA Corliss Estates/Tranche Cellars,
 511 North 2nd Avenue, Walla Walla, WA 99362.
 To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
 (Winery)
- Garland, Clayton Bruce DBA Calor Wines, 90 Easy Street, Buellton, CA 93427.
 To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
 (Winery)
- Mountain Lakes Wine & Liquor LLC, 5 Romaine Road, Mountain Lakes, NJ 07046.
 To be issued Direct Shipper, Retailer Permit pursuant to RSA 178:27.
 (Retailer)
- e. New Rochelle Liquors LLC DBA Wine & Spirits Discount Warehouse, 18 Joyce Road, New Rochelle, NY 10801.

 To be issued Direct Shipper, Retailer Permit pursuant to RSA 178:27. (Retailer)
- f. Windham Winery Corp. DBA Doukenie Winery, 14727 Mountain Road, Hillsboro, VA 20132. To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27. (Winery)

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

a. Barnstormers (The), 104 Main Street, Tamworth, NH 03886.

Performing Arts License #399108 licensed pursuant to RSA 178:22. V(m).

Date petition received: 6/18/2019.

Date petition approved: 6/18/2019.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 50 pursuant to RSA 178:24/Liq. 404.05.

b. Coffin Cellars, 1224 Battle Street, Webster, NH 03303.

Wine Manufacturer, Off-Premises, Wine Only License #562930 licensed pursuant to RSA 178:8.

Date petition received: 6/14/2019.

Date petition approved: 6/14/2019.

Requested approval for authorization of other areas for tasting and retail sales at farmers' market, to wit, Nashua Farmers' Market, 176 Main Street, Nashua, NH 03060 every Sunday between 10:00 a.m. and 2:00 p.m. from 6/16/2019 to 10/13/2019 pursuant to RSA 178:24/Liq. 404.05. The City of Nashua will not allow sampling at this farmers' market.

c. From the Barrel Brewing Company LLC, 1 Corporate Park Drive, Unit 16, Derry, NH 03038.

Nano Brewery, Beer and/or Specialty Beer License #201522 licensed pursuant to RSA 178:12-a. Date petition received: 6/18/2019.

Date petition received. 6/16/2019.

Date petition approved: 6/19/2019.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 24 pursuant to RSA 178:24/Liq. 404.05.

Madear's LLC. 175 Hanover Street. Manchester. NH 03104.

Restaurant, On-Premises, Beverage/Wine/Liquor License #1539103 licensed pursuant to RSA 178:21. Date petition received: 6/12/2019.

Date petition received. 0/12/2019.

Date petition approved: 6/15/2019.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 100 pursuant to RSA 178:24/Liq. 404.05.

e. Mountain Music Winery & Vineyards, 3447 US Route 3, Thornton, NH 03285.

Wine Manufacturer, Off-Premises, Wine Only License #567230 licensed pursuant to RSA 178:8.

Date petition received: 6/17/2019.

Date petition approved: 6/17/2019.

Requested approval for authorization of other areas for tasting and retail sales at farmers' market, to wit, Rochester Farmers' Market, Rochester Common, Rochester, NH 03867 every Tuesday between 3:00 p.m. and 6:00 p.m. through 9/24/2019 pursuant to RSA 178:24/Liq. 404.05. The City of Rochester does not allow sampling at farmers' markets.

f. MT's Local Kitchen & Wine Bar, 212 Main Street, Nashua, NH 03060.

Retail Wine, Off-Premises, Wine License #3154446 licensed pursuant to RSA 178:19.

Date petition received: 6/14/2019.

Date petition approved: 6/18/2019.

Requested approval for permission to transfer all inventory from Retail Table Wine License #3154446 (out of business as of 7/1/2019) to Restaurant, On-Premises, Cocktail Lounge License #1023603 as both are at the same location.

g. Red Fox Bar & Grill, 49 Route 16, Jackson, NH 03846.

Restaurant, On-Premises, Cocktail Lounge License #1243503 licensed pursuant to RSA 178:22.

Date petition received: 6/10/2019.

Date petition approved: 6/18/2019.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 50 pursuant to RSA 178:24/Liq. 404.05.

h. Stump City Cider, 40 Bernard Road, Rochester, NH 03867.

Wine Manufacturer, Off-Premises, Wine Only License #565130 licensed pursuant to RSA 178:8.

Date petition received: 6/13/2019.

Date petition approved: 6/13/2019.

Requested approval for authorization of other areas for tasting and retail sales at farmers' market, to wit, Rochester Farmers' Market, Rochester Common, Rochester, NH 03867 every Tuesday between 3:00 p.m. and 6:00 p.m. through 9/24/2019 pursuant to RSA 178:24/Liq. 404.05. The City of Rochester does not allow sampling at farmers' markets.

i. Taste The Thai, 406 Union Street, Littleton, NH 03561.

Restaurant, On-Premises, Cocktail Lounge License #1589303 licensed pursuant to RSA 178:22.

Date petition received: 6/17/2019.

Date petition approved: 6/19/2019.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 22 pursuant to RSA 178:24/Liq. 404.05.

j. Town Tavern, 142 Lowell Road, Hudson, NH 03051.

Restaurant, On-Premises, Beverage/Wine/Liquor License #1584403 licensed pursuant to RSA 178:21.

Date petition received: 6/11/2019.

Date petition approved: 6/14/2019.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 24 pursuant to RSA 178:24/Liq. 404.05.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- Excel, Inc. DBA DHL Supply Chain, 1403 Route 3A, Bow, NH 03304.
 Liquor/Wine/Beverage Warehouse License #172212 licensed pursuant to RSA 178:11.
 Requests approval of renewal application with an expiration date of 6/29/2020.
- Krebs Brewing Company, 120 SW 8th Street, Krebs, OK 74554.
 Beverage Vendor License #89331.
 Requests approval of Barrel Aged Birthday Bomb! with an alcohol content of 14.75% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a/RSA 179:40-a.
- Lake Winnipesaukee GC, 1 Lake Winnipesaukee Drive, New Durham, NH 03855.
 Sports Recreational Facility, On-Premises, Cocktail Lounge #6006905 licensed pursuant to RSA 178:21.
 Date petition received: 6/17/2019.

Requests approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by a customer, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II a (5).

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Durham, NH; and Gilford, NH.

15. NOTIFICATION OF COMPLIANCE CHECKS:

ALCOHOL COMPLIANCE CHECKS -

Carroll County:

Lovell Lake Food Center, Junction of Route 109 & High Street, Wakefield, NH. Combination Off-Premises Beverage/Wine/Tobacco License #46047 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.

Date of violation: May 23, 2019.

Case #: 19-309-OF.

Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

a. Littleton Opera House, 2 Union Street, Littleton, NH 03561.

Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #597441 pursuant to RSA 178:22, V(I).

Event date: 6/20/2019.

Commission approved on 6/13/2019.

b. Town Commons, 3 Hilldale Avenue, South Hampton, NH 03827.

Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #597641 pursuant to RSA 178:22, V(I).

Event date: 6/22/2019.

Commission approved on 6/18/2019.

c. Zinger's, 29 Mont Vernon Street, Milford, NH 03055.

Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #597541 pursuant to RSA 178:22, V(I).

Event date: 6/22/2019.

Commission approved on 6/18/2019.