

MINUTES 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.**
DEPUTY COMMISSIONER MILLIGAN MOVED TO ACCEPT THE MINUTES OF JUNE 20, 2019; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

2. **SCHEDULED HEARINGS:**

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 HAS BEEN CONTINUED 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.
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: June 4, 2019.
Case #: 19-342-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

5. **LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**
 - 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
 - b. 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
 - c. 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

- 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- h. 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- 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(l).
Event date: 7/14/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- 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(l).
Event date: 7/27/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- l. 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

- 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.
**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 JUNE 21, 2019: 1,212

- a. 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)
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- 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)
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- c. 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)
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- d. 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)
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- 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)
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- 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)
**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. 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.
COMMISSION ACKNOWLEDGED.
- 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.
COMMISSION ACKNOWLEDGED.
- 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 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.
COMMISSION ACKNOWLEDGED.
- d. 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 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.
COMMISSION ACKNOWLEDGED.
- 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.
COMMISSION ACKNOWLEDGED.
- 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.
COMMISSION ACKNOWLEDGED.
- 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.
COMMISSION ACKNOWLEDGED.

- 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.
COMMISSION ACKNOWLEDGED.
- 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.
COMMISSION ACKNOWLEDGED.
- 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.
COMMISSION ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- a. 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.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- b. Lake Winnepesaukee GC, 1 Lake Winnepesaukee 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).
CHIEF MARK ARMAGANIAN RECOMMENDED THAT THIS ITEM BE RE-NUMBERED TO #12b OF THIS AGENDA; DEPUTY COMMISSIONER MILLIGAN APPROVED THE CHANGE AS STATED; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED; DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

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.

CHIEF ARMAGANIAN RECOMMENDED THAT THIS ITEM BE MOVED FROM SECTION #12b OF THIS AGENDA TO SECTION #13; DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE CHANGE AS STATED; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED; CHIEF ARMAGANIAN RECOMMENDED THAT THIS ITEM BE DENIED DUE TO LABELING THAT INCLUDES TOYS, A BICYCLE AND OTHER LIKE ILLUSTRATIONS THAT ARE REASONABLY LIKELY TO INDUCE ALCOHOL CONSUMPTION AMONG MINORS CONTRARY TO RSA 179:31, VII (b); DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE RECOMMENDATION FOR DENIAL; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

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.

COMMISSION ACKNOWLEDGED.

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.
COMMISSION ACKNOWLEDGED.

- 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.
COMMISSION ACKNOWLEDGED.
- 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.
COMMISSION ACKNOWLEDGED.
- d. **THERE WILL BE NO BUSINESS MEETING ON JULY 4, 2019 IN OBSERVANCE OF INDEPENDENCE DAY.**
- e. **CHAIRMAN MOLLICA STATED THAT THIS IS THE LAST BUSINESS MEETING THAT DEPUTY COMMISSIONER MILLIGAN WILL BE ATTENDING AS HIS EMPLOY WITH THE LIQUOR COMMISSION WILL END ON JULY 1, 2019 AFTER 8 YEARS OF DEDICATED SERVICE; HE THANKED HIM FOR HIS FRIENDSHIP, LEADERSHIP AND PARTNERSHIP AND ACKNOWLEDGED THAT IT HAD BEEN A PLEASURE WORKING TOGETHER; DEPUTY COMMISSIONER MILLIGAN THANKED THE CHAIRMAN AND STATED LIKEWISE.**