

AGENDA OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, JULY 25, 2019

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD JULY 18, 2019.

2. SCHEDULED HEARINGS:

September 18, 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.

ON JUNE 26, 2019, THE LICENSEE REQUESTED THAT THE AUGUST 2, 2019 HEARING BE CONTINUED; REQUEST GRANTED JULY 5, 2019.

COMMISSION ACKNOWLEDGED.

3. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

- a. A1 Stateline Convenience, 134 Lafayette Road, Seabrook, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3257747 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law – purchased tobacco products from an unlicensed wholesaler/source without paying the required taxes.
Date of violation: January 15, 2019.
Case #: 19-369-OF.
\$250 administrative fine paid.
- b. Cousins Convenience Store, 116 Bridge Street, Pelham, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3206447 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4, I – sold tobacco product to an underage person.
Date of violation: May 30, 2019.
Case #: 19-206-OF
\$250 administrative fine paid.
- c. Downtown Discount Beverage, 257 Central Avenue, Dover, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3283547 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law – purchased tobacco products from an unlicensed wholesaler/source without paying the required taxes.
Date of violation: March 2, 2019.
Case #: 19-354-OF.
\$250 administrative fine paid.

- d. Holy Grail, 64 Main Street, Epping, NH.
Restaurant, Full Service With Lounge License #1351803 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: July 2, 2019.
Case #: 19-392-OF.
\$100 administrative fine paid.
- e. Penuche’s Music Hall, 1087 Elm Street, Manchester, NH.
Restaurant, Full Service With Lounge License #1508903 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.
Date of violation: June 1, 2019.
Case #: 19-348-OF.
\$100 administrative fine paid.
- f. Thirsty Moose Taphouse, 795 Elm Street, Unit 101, Manchester, NH.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1515903 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:17 – allowed the sale or consumption of alcoholic beverage on the premises after expiration of the selling or serving hour.
Date of violation: June 1, 2019.
Case #: 19-347-OF.
\$250 administrative fine paid.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Fiddlehead Brewing Company LLC, 31 Sage Court, Shelburne, VT 05482.
To be issued Beverage Vendor License #94631 pursuant to RSA 178:15.
Manufacturer: Fiddlehead Brewing Company.
- b. Welco Enterprises LLC DBA Marzelli Deli, 889 Route 103, Newbury, NH 03255.
To be issued Combination, Off-Premises, Beverage & Wine License #3384847 pursuant to RSA 178:18.
30-Day temporary License issued 7/16/2019.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING JULY 19, 2019: 1,210

- a. 22 Hundred Cellars, Inc. DBA Field Recordings Wine,
460 Marquita Avenue, Unit B, Paso Robles, CA 93446.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
- b. AHA Partners LLC DBA Memento Mori, 335 West Lane, Angwin, CA 94508.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
- c. Figgins Estate LLC DBA Figgins/Toil Oregon, 2900 Melrose Street, Walla Walla, WA 99362.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)

- d. Rava Wines LLC, 6785 Creston Road, Paso Robles, CA 93446.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
- e. RH Yountville F&B LLC DBA Restoration Hardware,
6711 & 6725 Washington Street, Yountville, CA 94599.
To be issued Direct Shipper, Retailer Permit pursuant to RSA 178:27.
(Retailer)
- f. Sunset Hills Vineyard LLC, 38295 Fremont Overlook Lane, Purcellville, 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. Attitash/Bear Peak Resort, Route 302, Bartlett, NH 03812.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1009403 licensed pursuant to RSA 178:21.
Date petition received: June 13, 2019.
Date petition approved: July 8, 2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 400 from July 6, 2019 through October 14, 2019 pursuant to RSA 178:24/Liq. 404.05.
- b. Blasty Bough Brewing Company LLC, 3 Griffin Road, Epsom, NH 03234.
Nano Brewery, Beer and/or Specialty Beer License #204522 licensed pursuant to RSA 178:12-a.
Date petition received: July 5, 2019.
Date petition approved: July 16, 2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 27 pursuant to RSA 178:24/Liq. 404.05.
- c. Currier Winter Garden Cafe, 150 Ash Street, Manchester, NH 03104.
Caterer, On-Site, License #1279626 licensed pursuant to RSA 178:22, V(e).
Date petition received: June 27, 2019.
Date petition approved: July 15, 2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 300 on July 20, 2019 pursuant to RSA 178:24/Liq. 404.05.
- d. Currier Winter Garden Cafe, 150 Ash Street, Manchester, NH 03104.
Caterer, On-Site, License #1279626 licensed pursuant to RSA 178:22, V(e).
Date petition received: July 11, 2019.
Date petition approved: July 15, 2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 300 on July 27, 2019 pursuant to RSA 178:24/Liq. 404.05.
- e. Fire By Wicked Fresh, 2 Common Court, Unit A28, North Conway, NH 03860.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1590203 licensed pursuant to RSA 178:21.
Date petition received: July 17, 2019.
Date petition approved: July 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.

- f. Governor Adams Lodge, 60 Loon Mountain Road, Lincoln, NH 03251.
Sports Recreation Facility License #284805 licensed pursuant to RSA 178:22, V(u)(1).
Date petition received: July 16, 2019.
Date petition approved: July 18, 2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 75 from August 3, 2019 through September 29, 2019 pursuant to RSA 178:24/Liq. 404.05.
- g. Greenleaf, 54 Nashua Street, Milford, NH 03055.
Restaurant, On-Premises Beverage/Wine/Liquor License #1579503 licensed pursuant to RSA 178:21.
Date petition received: July 17, 2019.
Date petition approved: July 18, 2019.
Requested 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).
- h. Highland Mountain Bike Park, 75 Ski Hill Drive, Northfield, NH 03276.
Restaurant, On-Premises Beverage & Wine License #1328803 licensed pursuant to RSA 178:20.
Date petition received: July 9, 2019.
Date petition approved: July 15, 2019.
Requested approval for authorization of other areas, to wit, two (2) outside areas alongside the slopestyle course near the base of the mountain with capacities of 200 and 52 from July 17, 2019 through July 21, 2019 pursuant to RSA 178:24/Liq. 404.05.
- i. Martingle Wharf, 99 Bow Street, Portsmouth, NH 03801.
Restaurant, On-Premises Beverage/Wine/Liquor License #1451503 licensed pursuant to RSA 178:21.
Date petition received: July 5, 2019.
Date petition approved: July 5, 2019.
Requested 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).
- j. Mountain Music Winery & Vineyards, 3447 US Route 3, Thornton, NH 03285.
Wine Manufacturer License #567230 licensed pursuant to RSA 178:8.
Date petition received: July 15, 2019.
Date petition approved: July 16, 2019.
Requested approval for authorization of service to another area for sampling and retail sales at farmers' market, to wit, Bedford Farmers' Market, Elizabeth Seton Parish, 190 Meetinghouse Road, Bedford, NH on Tuesdays between 3:00 p.m. and 6:00 p.m. from June 11, 2019 through October 8, 2019 pursuant to RSA 178:24/RSA 179:44, II-a.
- k. Rapid Refill #138, 905 Route 106 North, Loudon, NH 03307.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3351847 licensed pursuant to RSA 178:18/RSA 126-K:4.
Date petition received: July 8, 2019.
Date petition approved: July 15, 2019.
Requested approval for storage in another area, to wit, to store beer and wine in an additional, outdoor area from July 13, 2019 through July 26, 2019 pursuant to RSA 178:24/Liq. 404.05.
- l. Summit Lounge At Waterville Estates, 562 Winterbrook Road, Campton, NH 03223.
Sports Recreation Facility License #572005 licensed pursuant to RSA 178:22, V(u)(1).
Date petition received: June 26, 2019.
Date petition approved: July 2, 2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 1,533 on July 6, 2019, August 24, 2019 and August 31, 2019 pursuant to RSA 178:24/Liq. 404.05.

- m. 3S Artspace, 319 Vaughan Street, Portsmouth, NH 03801.
Performing Arts License #399708 licensed pursuant to RSA 178:22, V(m).
Date petition received: June 19, 2019.
Date petition approved: July 8, 2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 40 on Fridays between July 12, 2019 and August 30, 2019 pursuant to RSA 178:24/Liq. 404.05.
- n. Viceland, 43 John Stark Highway, Newport, NH.
Retail Tobacco License #144517 licensed pursuant to RSA 178:19-a.
Date petition received: June 24, 2019.
Date petition given special approval: July 15, 2019.
Requested approval for authorization to transfer business location, to wit, to transfer the location from 43 John Stark Highway, Newport, NH 03773 to 429 Sunapee Road, Newport, NH 03773 on August 18, 2014 pursuant to RSA 178:29, VIII; the DBA was changed from Good Stuff Newport NH at the Secretary of State's Office, Corporation Division on or about July 1, 2019.

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:

Durham, NH; and
Gilford, NH.

15. NOTIFICATION OF COMPLIANCE CHECKS:

TOBACCO COMPLIANCE CHECKS –

Manchester, NH:

Seven Days Market, 360 Union Street, Manchester, NH.
Combination Off-Premises, Beverage/Wine/Tobacco License #3174247 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: July 11, 2019.
Case #: 19-406-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.

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Androscoggin Valley Chamber Of Commerce,
Service Credit Union Heritage Park, 942 Main Street, Berlin, NH 03570.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 9/7/2019.
- b. Androscoggin Valley Chamber Of Commerce,
Service Credit Union Heritage Park, 942 Main Street, Berlin, NH 03570.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 10/19/2019.
- c. Boys & Girls Club of Souhegan Valley,
Zingers, 29 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(l).
Event date: 7/25/2019.
- d. Bristol Rotary Club, Kelly Park, North Main Street, Bristol, NH 03222.
To be issued a Beer Festival License pursuant to RSA 178:30.
Event date: 7/20/2019.
- e. Historial Society Of Cheshire County,
Wyman Tavern Museum Grounds, 339 Main Street, Keene, NH 03431.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 8/3/2019.
- f. Piscataqua Maritime Commission, Sea Coast Science Center, 570 Ocean Blvd., Rye, NH 03870.
To be issued a Beer Festival License pursuant to RSA 178:30.
Event date: 7/26/2019.
- g. Rotary Club Of Lebanon, Colburn Park, 51 North Park Street, Lebanon, NH 03766.
To be issued a Beer Festival License pursuant to RSA 178:30.
Event date: 8/24/2019.