

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, AUGUST 1, 2019

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD JULY 25, 2019.**
DEPUTY COMMISSIONER JORDAN ACCEPTED THE MINUTES OF JULY 25, 2019.

2. **SCHEDULED HEARINGS:**

a. **August 8, 2019 at 9:00 a.m.:**

Good Times Smoke Shop Nashua, 449 Amherst Street, Nashua, NH.
Cigar Bar, On-Premises, Beverage/Wine/Liquor/Cigars/Tobacco License #400606 licensed pursuant to RSA 178:20-a.
Cited for violation of Liq. 604.01(a) – failed to pay an administrative fine within five (5) days of receipt of a fine order letter.
Date of violation: July 17, 2019.
Case #: 19-351-OF.

b. **August 8, 2019 at 9:30 a.m.:**

Madear's, 175 Hanover Street, Manchester, NH.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1539103 licensed pursuant to RSA 178:21.
Cited for violation of Liq. 604.01(a) – failed to pay an administrative fine within five (5) days of receipt of a fine order letter.
Date of violation: July 19, 2019.
Case #: 19-367-OF.

c. **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:**

The Joint, 24 Mechanic Street, Farmington, NH.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1526803 licensed pursuant to RSA 178:21.
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 1 - 2, 2018.
Case #: 18-352-OF.
An administrative fine of \$1,000 with \$500 suspended for twelve (12) months pending no like violation, four (4) points shall be assessed to and remain on the liquor license for twelve (12) calendar months commencing the date of adjudication, the license to sell, serve or consume alcohol shall be suspended for three (3) days with one (1) day held in abeyance for twelve (12) months pending no like violation commencing August 3, 2019 and

re-granted on August 5, 2019, Frank Spinale shall attend a Management Training Seminar (MTS) in a classroom within thirty (30) days from the date of this fully signed agreement and the Licensee has agreed to install a surveillance system in the establishment if one does not already exist and agrees that it will be fully operational within forty-five (45) days from the date of the fully signed agreement; the licensee has agreed to retain footage for thirty (30) days; three (3) random checks of the system will be conducted by a liquor investigator at their discretion over the course of twelve (12) months from the date of the fully signed agreement to ensure that the system is fully operational and that it is in use.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

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

- a. Best Bet Stateline, 83 River Road, Hudson, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3127147 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 12, 2019.
Case #: 19-404-OF.
\$250 administrative fine paid.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- b. Stop-N-Go Deli, 754 Columbus Avenue, Rochester, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3332847 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: July 1, 2019.
Case #: 19-391-OF.
\$100 administrative fine paid.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. A L Prime Energy Consultant, Inc., 426 Daniel Webster Highway, Merrimack, NH 03054.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3384547 pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 7/24/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- b. Assumption Greek Orthodox Church, 111 Island Pond Road, Manchester, NH 03109.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor Licenses pursuant to RSA 178:22, V(I).
Event dates: 8/24 - 8/25/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- c. Bradford Bear LLC, 3056 State Route 114, Bradford, NH 03221.
To be issued Beverage Manufacturer License #292918 pursuant to RSA 178:12.
30-Day Temporary License issued 7/19/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- d. Bradford Bear LLC, 3056 State Route 114, Bradford, NH 03221.
To be issued Wine Manufacturer, Off-Premises, Wine Only License #568130 pursuant to RSA 178:8.
30-Day Temporary License issued 7/19/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- e. Cumberland Farms, Inc. DBA Cumberland Farms #5449, 10 Morgan Road, Hudson, NH 03051.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3385447 pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 7/22/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.

- f. Historical Society of Amherst, 17 Middle Street, Amherst, NH 03031.
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.
DEPUTY COMMISSIONER JORDAN APPROVED.
- g. HK Manchester LLC DBA XO Bistro, 827 Elm Street, Manchester, NH 03101.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1590903 pursuant to RSA 178:21.
30-Day Temporary License issued 7/23/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- h. Hump LLC DBA My Campus Convenience, 152 Winchester Street, Keene, NH 03431.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3386147 pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 7/24/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- i. Jamie Lynn's Kitchen LLC, 7 Lisbon Road, Bath, NH 03740.
To be issued Restaurant, Beverage and Wine License #1590603 pursuant to RSA 178:20.
30-Day Temporary License issued 7/25/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- j. Lane, Payao DBA Payao's Thai Cookin', 2 Cooper Hill Road, Northwood, NH 03261.
To be issued Restaurant, Beverage and Wine License #1586103 pursuant to RSA 178:20.
30-Day Temporary License issued 7/24/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- k. Mi Jalisco Mexican Grill and Cantina LLC, 300 South Willow Street, Manchester, NH 03103.
To be issued Restaurant, On-Premises, Cocktail Lounge License #1590503 pursuant to RSA 178:22.
30-Day Temporary License issued 7/22/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- l. Red Star Kitchen LLC DBA Stella's Italian Kitchen & Café, 5 Main Street, Lyme, NH 03768.
To be issued Restaurant Beverage and Wine License #1587303 pursuant to RSA 178:20.
30-Day Temporary License issued 7/25/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- m. Red Star Kitchen LLC DBA Stella's Italian Kitchen & Café, 5 Main Street, Lyme, NH 03768.
To be issued Retail Wine License #3164846 pursuant to RSA 178:19.
30-Day Temporary License issued 7/25/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- n. Rotary Club of Bedford, New Boston Road, Bedford, NH 03110.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 8/22/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- o. St. George Greek Orthodox Cathedral, 650 Hanover Street, Manchester, NH 03104.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event dates: 9/13 - 9/15/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- p. The Fells Historic Estate & Gardens, 476 Route 103A, Newbury, NH 03255.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 8/11/2019.
DEPUTY COMMISSIONER JORDAN APPROVED.
- q. Tuckerman Brewing Company, 66 Hobbs Street, Conway, NH 03818.
To be issued a Beer Festival License pursuant to RSA 178:30.
Event date: 8/10/2019.
DEPUTY COMMISSIONER JORDAN 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 JULY 26, 2019: 1,213

- a. Emmolo River Ranch LLC, 2650 Cordelia Road, Fairfield, CA 94534.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER JORDAN APPROVED.
- b. Guardian Cellars LLC, 19501 144th Avenue Northeast, Suite E600, Woodinville, WA 98072.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER JORDAN APPROVED.

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. 1766 Brewing Co., 61 Main Street, Plymouth, NH 03264.
Brew Pub, On-Premises, Cocktail Lounge License #2003915 licensed pursuant to RSA 178:13.
Date petition received: 7/17/2019.
Date petition approved: 7/25/2019.
Requested approval for authorization of other area, to wit, an outside area with a total capacity of 110 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- b. Blue Latitudes, 100 Main Street, Suite 102, Dover, NH 03820.
Restaurant, On-Premises, Cocktail Lounge License #1264703 licensed pursuant to RSA 178:22.
Date petition received: 7/10/2019.
Date petition approved: 7/19/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 152 for 7/30, 8/13, and 8/27/2019 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- c. Boston Culinary Group, 719 Cherry Valley Road, Gilford, NH 03246.
Sports Recreation Facility With Cocktail Lounge License #572305 licensed pursuant to RSA 178:22, V(v).
Date petition received: 7/12/2019.
Date petition approved: 7/19/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 350 for 7/17-10/31/2019 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- d. Centerplate 1, 1 Skimobile Road, North Conway, NH 03850.
Restaurant, On-Premises, Cocktail Lounge License #1442703 licensed pursuant to RSA 178:22.
Date petition received: 7/17/2019.
Date petition approved: 7/19/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 400 for 7/19/2019 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- e. Iron Furnace Brewing, 115 Main Street, Franconia, NH 03580.
Nano Brewery, Beer and/or Specialty Beer License #206422 licensed pursuant to RSA 178:12-a.
Date petition received: 5/2/2019.
Date petition approved: 7/24/2019.

- Requested approval for authorization of other area, to wit, an outside area with a capacity of 392 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- f. Littleton Freehouse, 28 Cottage Street, Littleton, NH 03561.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1573103 licensed pursuant to RSA 178:21.
Date petition received: 6/13/2019.
Date petition approved: 7/23/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 85 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- g. Mi Jalisco Mexican Grill and Cantina LLC, 300 South Willow Street, Manchester, NH 03103.
Restaurant, On-Premises, Cocktail Lounge License #1590503 licensed pursuant to RSA 178:22.
Date petition received: 7/22/2019.
Date petition approved: 7/23/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 26 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- h. Monadnock Brewing Company, 78 Cheshire Turnpike, Langdon, NH 03602.
Beverage Manufacturer License #291818 licensed pursuant to RSA 178:12.
Date petition received: 6/20/2019.
Date petition approved: 7/22/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 67 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- i. Pat's Peak, 686 Flanders Road, Henniker, NH 03242.
Sports Recreation Facility With Cocktail Lounge License #572105 licensed pursuant to RSA 178:22, V(v).
Date petition received: 7/23/2019.
Date petition approved: 7/25/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 13,200 for 8/18/2019 and 11/3/2019 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- j. Thompson Tavern, 421 Central Avenue, Dover, NH 03820.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1500503 licensed pursuant to RSA 178:21.
Date petition received: 7/10/2019.
Date petition approved: 7/19/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 152 for 7/30/2019 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- k. VFW Club 816, 600 Cottage Street, Littleton, NH 03561.
Veterans Club License #17339 licensed pursuant to RSA 178:22, V(h).
Date petition received: 7/16/2019.
Date petition approved: 7/23/2019.
Requested approval for authorization of other areas, to wit, two outside areas with a capacity of 40 and 25 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- l. Wayside Inn (The), 3738 Main Street, Bethlehem, NH 03574.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1550203 licensed pursuant to RSA 178:21.
Date petition received: 7/11/2019.
Date petition approved: 7/23/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 157 for 7/27-7/28/2019 pursuant to RSA 178:24/Liq. 404.05.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- m. Whym Craft Beer Café, 853 Lafayette Road, Hampton, NH 03842.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1465203 licensed pursuant to RSA 178:21.
Date petition received: 7/12/2019.
Date petition approved: 7/24/2019.

Requested approval for authorization to transfer business location, to wit, to transfer location from 3548 Lafayette Road, Portsmouth, NH to 853 Lafayette Road, Hampton, NH on July 22, 2019 pursuant to RSA 178:29, VIII.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

Laconia Country Club, Inc., 607 Elm Street, Laconia, NH 03246.

Sports Recreation Facility With Cocktail Lounge License #6003005 licensed pursuant to RSA 178:22, V(v).

Date petition received: 7/24/2019.

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).

DEPUTY COMMISSIONER JORDAN APPROVED.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Durham, NH; and

Gilford, NH.

COMMISSION ACKNOWLEDGED.

15. NOTIFICATION OF COMPLIANCE CHECKS:

ALCOHOL COMPLIANCE CHECKS –

Gilford, NH:

- a. Airport Country Store & Deli, 63 Gilford East Drive, Gilford, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #184647 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 16, 2019.
Case #: 19-296-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.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- b. CVS Pharmacy 863, 1371 Lake Shore Road, Gilford, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3252147 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 16, 2019.
Case #: 19-296-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.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

- c. Ellacoya Barn & Grille, 2667 Lake Shore Road, Gilford, NH.
 Restaurant, Full Service With Lounge License #1524103 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 a minor during a compliance check.
 Date of violation: May 16, 2019.
 Case #: 19-296-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.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

- d. Gilford Square Market, 18 Weirs Road, Gilford, NH.
 Combination, Off-Premises, Beverage/Wine/Tobacco License #3297447 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 16, 2019.
 Case #: 19-296-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.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

- e. Patrick's Pub & Eatery, 18 Weirs Road, Gilford, NH.
 Restaurant, Full Service With Lounge License #999203 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 a minor during a compliance check.
 Date of violation: May 16, 2019.
 Case #: 19-296-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.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Androscoggin Valley Chamber of Commerce, 942 Main Street, Berlin, NH 03570.
 Issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #599241 pursuant to RSA 178:22, V(l).
 Event date: 8/2/2019.
 Commission approved on 7/19/2019.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

- b. Androscoggin Valley Chamber of Commerce, 942 Main Street, Berlin, NH 03570.
 Issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #599341 pursuant to RSA 178:22, V(l).

Event date: 8/3/2019.

Commission approved on 7/19/2019.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

- c. Appolo Vineyards, 49 Lawrence Road, Derry, NH 03038.
Wine Manufacturer, Off-Premises, Wine Only License #563830 licensed pursuant to RSA 178:8.
Sampler's License #149 licensed pursuant to RSA 178:12-a.
Event date: 8/23/2019.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

- d. Fells Historic Estate & Gardens (The), 476 Route 103A, Newbury, NH 03255.
Issued a Special, One-Day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
Event date: 8/3/2019.
Commission approved on 7/24/2019.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.