

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, SEPTEMBER 5, 2019

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD AUGUST 29, 2019.**
DEPUTY COMMISSIONER JORDAN ACCEPTED THE MINUTES OF AUGUST 29, 2019.

2. **SCHEDULED HEARINGS:**
 - a. **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.
JUNE 26, 2019, THE LICENSEE REQUESTED THAT THE AUGUST 2, 2019 HEARING BE CONTINUED; REQUEST GRANTED JULY 5, 2019.
COMMISSION ACKNOWLEDGED.

 - b. **September 20, 2019 at 9:30 a.m.:**

Whiskeys 20, 20 Old Granite Street, Manchester, NH
Restaurant, On-Premises, Beverage/Wine/Liquor License #1516403 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.
Cited for violation of RSA 179:27 – allowed patrons to self-serve alcohol beverages.
Date of violations: June 23, 2019.
Case #: 19-378-OF.
AUGUST 26, 2019, MOTION TO CONTINUE FILED BY THE LICENSEE.
SEPTEMBER 3, 2019, OBJECTION TO RESPONDENT’S MOTION TO CONTINUE AND THE COMMISSION’S REQUEST FOR A PREHEARING CONFERENCE FILED BY THE DIVISION OF ENFORCEMENT & LICENSING.
COMMISSION ACKNOWLEDGED.

 - c. **September 25, 2019 at 9:30 a.m.:**

Castaways Boathouse, 31 Cocheco Street, Dover, NH.
Restaurant, Full Service With Lounge License #1291303 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 – 4 counts.
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
Date of violations: December 18, 2018.
Case #: 19-39-OF.

3. NOTIFICATION OF DISCIPLINARY ACTION:

Kilkenny Pub, 82 Main Street, Keene, NH.

Restaurant, Full Service With Lounge License #1053503 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: April 29, 2017.

Case #: 18-320-OF.

The Licensee shall pay an administrative fine of \$1,500 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 in the cocktail lounge only for five (5) days with two (2) days held in abeyance for twelve (12) months pending no like violation commencing September 14, 2019 and re-granted on September 17, 2019, Tiffany Horton shall attend a Management Training Seminar (MTS) in a classroom within thirty (30) days from the date of the fully signed agreement and Ashley Labnon shall complete a Total Education in Alcohol Management (TEAM) seminar online within thirty (30) days from the date of the fully signed agreement.

COMMISSION ACKNOWLEDGED.

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

a. Greg's Bistro, 445 Lafayette Road, Hampton, NH.

Restaurant, On-Premises, Beverage/Wine/Liquor License #1519103 licensed pursuant to RSA 178:21. Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.

Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.

Date of violations: May 30, 2019.

Case #: 19-331-OF.

\$350 administrative fine paid.

COMMISSION ACKNOWLEDGED.

b. 61 Best Market, 61 Maple Street, Manchester, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3310147 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: August 6, 2019.

Case #: 19-445-OF.

\$100 administrative fine paid.

COMMISSION ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

a. GP Vapor, 380 Daniel Webster Highway, Merrimack, NH 03054.

To be issued Retail Tobacco, Tobacco Only License #147517 pursuant to RSA 178:19-a. 30-Day Temporary issued 8/28/2019.

DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

b. Lunch Money LLC DBA Georgia's, 395 N. State Street, Concord, NH 03301.

To be issued Combination, Off-Premises, Beverage & Wine License #3385647 pursuant to RSA 178:18.

30-Day Temporary issued 8/28/2019.

DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

- c. Profile Club, Inc., 198 Profile Club Road, Franconia, NH 03580.
To be issued Seasonal Sports, Recreation Facility, Cocktail Lounge License #6021305 pursuant to RSA 178:22, V(v) effective 5/1/2020.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Stokers LLC, 116 Bridge Street, Pelham, NH 03076.
To be issued Sports Recreation, Facility, Cocktail Lounge License #6022105 pursuant to RSA 178:22, V(v).
30-Day Temporary issued 8/27/2019.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. West LA Beer Company LLC, 647 West Swanzey Road, Swanzey, NH 03446.
To be issued Beverage Manufacturer License #293418 pursuant to RSA 178:12.
30-Day Temporary issued 8/27/2019.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. YWCA Northeastern Mass, Captain's Pond, 58 Liberty Street, Salem, NH 03079.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 9/18/2019.
DEPUTY COMMISSIONER JORDAN 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 AUGUST 30, 2019: 1,218

- a. Cor Wine Cellars LLC, 151 Old Highway 8, Lyle, WA 98635.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Oak Farm Vineyards LLC, 23627 North Devries Road, Lodi, CA 95242.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Sixmilebridge LLC DBA J & B Vineyards, 5414 Vineyard Drive, Paso Robles, CA 93446.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER JORDAN 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:

West LA Beer Company LLC, 647 West Swanzey Road, Swanzey, NH 03446.
Beverage Manufacturer License #293418 licensed pursuant to RSA 178:12.
Date petition received: 8/27/2019.
Date petition approved: 8/28/2019.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 65 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:

MillerCoors LLC, 311 10th Street, Golden, CO 80401.

Beverage Vendor License #45431 licensed pursuant to RSA 178:15.

Requests approval of Steel Reserve Spiked Strawberry Burst with an alcohol content of 7.98% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a/RSA 179:40-a.

DEPUTY COMMISSIONER JORDAN 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.

COMMISSION ACKNOWLEDGED.

15. NOTIFICATION OF COMPLIANCE CHECKS:

None

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

Boys & Girls Club of Souhegan Valley, 29 Mont Vernon Street, Milford, NH 03055.

Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #602941 pursuant to RSA 178:22, V(I).

Petition received on 8/15/2019.

Special approval received on 8/15/2019.

Event date: 8/22/2019.

COMMISSION ACKNOWLEDGED.