

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, SEPTEMBER 19, 2019

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD SEPTEMBER 12, 2019.

CHAIRMAN MOLLICA ACCEPTED THE MINUTES OF SEPTEMBER 12, 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.

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

COMMISSION ACKNOWLEDGED.

b. September 25, 2019 at 1:00 p.m. – Pre-hearing Conference:

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.

ON SEPTEMBER 9, 2019, CHIEF HEARINGS OFFICER JOSEPH PLAIA CANCELLED THE HEARING AND DIRECTED THE PARTIES TO SCHEDULE A PREHEARING CONFERENCE TO BE HELD AS SOON AS POSSIBLE.

PRE-HEARING CONFERENCE SCHEDULED FOR SEPTEMBER 25, 2019 AT 1:00 P.M.

CHAIRMAN MOLLICA ACKNOWLEDGED.

c. Date to be determined:

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.

ON SEPTEMBER 11, 2019, THE LICENSEE REQUESTED A 30-DAY CONTINUANCE; SAID REQUEST WAS GRANTED ON SEPTEMBER 12, 2019.

CHAIRMAN MOLLICA ACKNOWLEDGED.

3. NOTIFICATION OF DISCIPLINARY ACTION:

Green and Red Vineyards, 3208 Chiles Pope Valley, St. Helena, CA.
Direct Shipper Permit #8053433 licensed pursuant to RSA 178:27.
Cited for violation of RSA 178:27, V – failed to file a Direct Shipper Report by the 10th of the following month.
Date of violation: May 26, 2009.
Case #: 09-409-OF.
\$100 fine suspended for twelve (12) months pending no like violation of RSA 178:27,V/Liq. 1103.01.
CHAIRMAN MOLLICA ACKNOWLEDGED.

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

- a. Fratello's Ristorante, 799 Union Avenue, Laconia, NH.
Restaurant, On-Premises, Beverage/Wine/Liquor License #479603 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.
Date of violation: August 17, 2019.
Case #: 19-462-OF.
\$250 administrative fine paid.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- b. West Lake, 495 Center Street, Wolfeboro, NH.
Restaurant, On-Premises Beverage/Wine/Liquor License #1526203 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:32, I – purchased supplies of liquor and wine from other than the Commission or as provided by law.
Date of violation: September 3, 2019.
Case #: 19-473-OF.
\$250 administrative fine paid.
CHAIRMAN MOLLICA ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. American Independence Museum,
Folsom Tavern At American Independence Museum, 164 Water Street, Exeter, NH 03833.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #604341 pursuant to RSA 178:22, V(I).
Event date: 9/26/2019.
CHAIRMAN MOLLICA APPROVED.
- b. Breakaway Beerworks LLC, 46 Concord Street, Belmont, NH 03220.
To be issued Nano Brewery, Beer and/or Specialty Beer License #207722 pursuant to RSA 178:12-a.
30-Day Temporary License issued 9/11/2019.
CHAIRMAN MOLLICA APPROVED.
- c. DBA Derry Post 1617 VFW, 18 Railroad Avenue, Derry, NH 03038.
To be issued Retail Tobacco, Tobacco Only License #147417 pursuant to RSA 178:19-a.
30-Day Temporary License issued 9/10/2019.
CHAIRMAN MOLLICA APPROVED.
- d. Exeter Area Chamber of Commerce, Swasey Parkway, Exeter, NH 03833.
To be issued Beer Festival License #4007314 pursuant to RSA 178:30.
Event date: 10/5/2019.
CHAIRMAN MOLLICA APPROVED.
- e. Grand Summit Hotel Condominium Unit Owners Association DBA The Tap House,
104 Grand Summit Drive, Bartlett, NH 03812.
To be issued Restaurant, On-Premises, Cocktail Lounge License #1592003 pursuant to RSA 178:22.
30-Day Temporary License issued 9/11/2019.
CHAIRMAN MOLLICA APPROVED.

- f. Greater Dover Chamber of Commerce, 61 Locust Street, Dover, NH 03820.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #603841 pursuant to RSA 178:22, V(I).
Event date: 10/5/2019.
CHAIRMAN MOLLICA APPROVED.
- g. Jugtown Country Store LLC, 31 Village Road, Waterville Valley, NH 03215.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3381847 pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 9/6/2019.
CHAIRMAN MOLLICA APPROVED.
- h. LeClaire Entertainment LLC DBA Grumpy's Bar & Grill, 20 Plaistow Road, Plaistow, NH 03865.
To be issued Restaurant, On-Premise, Beverage/Wine/Liquor License #1586603 pursuant to RSA 178:21.
30-Day Temporary License issued 9/12/2019.
CHAIRMAN MOLLICA APPROVED.
- i. Lio LLC DBA Crane Restaurant, 113 W. Pearl Street, Nashua, NH 03060.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1593303 pursuant to RSA 178:21.
30-Day Temporary License issued 9/10/2019.
CHAIRMAN MOLLICA APPROVED.
- j. Manchester Police Athletic League, Gill Stadium, 396 Valley Street, Manchester, NH 03103.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #604441 pursuant to RSA 178:22, V(I).
Event date: 10/6/2019.
CHAIRMAN MOLLICA APPROVED.
- k. SC Manchester LLC DBA Shaking Crab, 649 Mast Road, Goffstown, NH 03045.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1573403 pursuant to RSA 178:21.
30-Day Temporary License issued 9/9/2019.
CHAIRMAN MOLLICA 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 SEPTEMBER 13, 2019: 1,221

- a. Brand NV LLC DBA Brand Napa Valley, 90 Long Ranch Road, Saint Helena, CA 94575.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
CHAIRMAN MOLLICA APPROVED.
- b. Frogs Tooth Winery LLC DBA Frogs Tooth Vineyards, 380 Main Street, Suite 5, Murphys, CA 95247.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
CHAIRMAN MOLLICA APPROVED.
- c. Jean Claude Boisset Wines USA, Inc. DBA Oakville Grocery, 7856 Saint Helena Highway, Oakville, CA 94562.
To be issued Direct Shipper, Wholesaler Permit pursuant to RSA 178:27.
(Wholesale)
CHAIRMAN MOLLICA APPROVED.
- d. McCay Cellars LLC, 8751 East Highway 12, Victor, CA 95253.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
CHAIRMAN MOLLICA APPROVED.

- e. Terra Blanca Vintners, Inc., 34715 North DeMoss Road, Benton City, WA 99320.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
CHAIRMAN MOLLICA APPROVED.

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Applecrest Farm Bistro, 133 Exeter Road, Hampton Falls, NH 03844.
Restaurant, On-Premises, Beverage and Wine License #1503403 licensed pursuant to RSA 178:20.
Date petition received: 9/4/2019.
Date petition approved: 9/6/2019.
Requested approval for authorization of other areas, to wit, additional outside areas for 9/7, 9/8, 9/14, 9/15, 9/21, 9/22, 9/28, 9/29, 10/5, 10/6, 10/12, 10/13, 10/14, 10/19, 10/20, 10/26 and 10/27/2019 pursuant to RSA 178:24/Liq. 404.05.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- b. Big House (The), 322 Lakeside Avenue, Laconia, NH 03246.
Ballroom License #361111 licensed pursuant to RSA 178:22, V(c).
Date petition received: 8/30/2019.
Date petition approved: 9/11/2019.
Requested approval for authorization of other areas, to wit, an outside areas for Biketemberfest from 9/13/2019 - 9/15/2019 pursuant to RSA 178:24/Liq. 404.05; beverages will be serving in red cups.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- c. Botanica Restaurant and Gin Bar, 110 Brewery Lane, Suite 105, Portsmouth, NH 03801.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1575603 licensed pursuant to RSA 178:21.
Date petition received: 9/10/2019.
Date petition approved: 9/13/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 200 on 9/14/2019 pursuant to RSA 178:24/Liq. 404.05.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- d. 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: 8/6/2019.
Date petition approved: 9/9/2019.
Requested approval for authorization for tasting at Fall Foliage Festival, to wit, Town of Warner, Warner, NH from 10/11 - 13/2019 pursuant to RSA 178:24/RSA 179:44, II-a.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- e. Compass Café, 329 Lakeside Avenue, Laconia, NH 03247.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1560803 licensed pursuant to RSA 178:21.
Date petition received: 9/9/2019.
Date petition approved: 9/11/2019.
Requested approval for authorization of other areas, to wit, an outside area for Biketemberfest from 9/13/2019 - 9/15/2019 pursuant to RSA 178:24/Liq. 404.05; will be serving beverages in white cups.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- f. Cornerstone Artisanal Pizza and Craft Beer, 110 Brewery Lane, Unit 102, Portsmouth, NH 03801.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1555703 licensed pursuant to RSA 178:21.
Date petition received: 9/5/2019.
Date petition approved: 9/13/2019.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 200 on 9/14/2019 pursuant to RSA 178:24/Liq. 404.05.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- g. Crazy Gringo, 306 Lakeside Avenue, Laconia, NH 03246.
Restaurant, On-Premises With Cocktail Lounge License #1307403 pursuant to RSA 178:22.
Date petition received: 9/4/2019.

Date petition approved: 9/11/2019.

Requested approval for authorization of other areas, to wit, an outside area for Biketemberfest from 9/13/2019 - 9/15/2019 pursuant to RSA 178:24/Liq. 404.05; will be serving beverages in yellow cups.

CHAIRMAN MOLLICA ACKNOWLEDGED.

- h. Crows Nest Pub and Grill (The), 181 Plaistow Road, Plaistow, NH 03865.
Restaurant, On-Premises With Cocktail Lounge License #1460403 licensed pursuant to RSA 178:22.

Date petition received: 7/22/2019.

Date petition approved: 9/9/2019.

Requested approval for authorization of other area, to wit, an outside area with a total capacity of 162 pursuant to RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

- i. Earth Eagle Brewings, 175 High Street, #6 & #7, Portsmouth, NH 03801.

Brew Pub License #2002315 licensed pursuant to RSA 178:13.

Date petition received: 8/27/2019.

Date petition approved: 9/13/2019.

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.

CHAIRMAN MOLLICA ACKNOWLEDGED.

- j. Great Rhythm Brewing Company, 105 Bartlett Street, Portsmouth, NH 03801.

Beverage Manufacturer License #291318 licensed pursuant to RSA 178:12.

Date petition received: 9/5/2019.

Date petition approved: 9/13/2019.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 48 pursuant to RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

- k. Keene Country Club, 755 West Street, Keene, NH 03531.

Sports Recreation Facility With Cocktail Lounge License #8705 licensed pursuant to RSA 178:22, V(v).

Date petition received: 8/19/2019.

Date petition approved: 9/9/2019.

Requested approval for authorization of other area, to wit, an outside area with a capacity of 12 pursuant to RSA 178:24/Liq. 404.05

CHAIRMAN MOLLICA ACKNOWLEDGED.

- l. Surfside Burger Bar, 292 Lakeside Avenue, Unit B, Laconia, NH 03246.

Restaurant, On-Premises, Beverage and Wine License #1548003 licensed pursuant to RSA 178:20.

Date petition received: 9/10/2019.

Date petition approved: 9/11/2019.

Requested approval for authorization of other areas, to wit, an outside area for Biketemberfest from 9/13/2019 - 9/15/2019 pursuant to RSA 178:24/Liq. 404.05; will be serving beverages in blue cups.

CHAIRMAN MOLLICA ACKNOWLEDGED.

- m. Tower Hill Tavern, 264 Lakeside Avenue, Laconia, NH 03246.

Restaurant, On-Premises With Cocktail Lounge License #1369903 licensed pursuant to RSA 178:22.

Date petition received: 8/30/2019.

Date petition approved: 9/11/2019.

Requested approval for authorization of other areas, to wit, an outside area for Biketemberfest from 9/13/2019 - 9/15/2019 pursuant to RSA 178:24/Liq. 404.05; will be serving beverages in clear cups.

CHAIRMAN MOLLICA ACKNOWLEDGED.

- n. Town Cabin Deli & Pub, 285 Old Candia Road, Candia, NH 03034.

Restaurant, On-Premises, Beverage/Wine/Liquor License #1556803 licensed pursuant to RSA 178:21.

Date petition received: 9/4/2019.

Date petition approved: 9/13/2019.

Requested approval for authorization of other area, to wit, an outside area on 10/6/2019 pursuant to RSA 178:24/Liq. 404.05.

CHAIRMAN MOLLICA ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Anheuser-Busch, One Busch Place, St. Louis, MO 63118.
Beverage Vendor License #54131 licensed pursuant to RSA 178:15.
Requests approval of Goose Island Bourbon County Brand Café de Olla Stout with an alcohol content of 13.75% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a/RSA 179:40-a; sample provided.

CHAIRMAN MOLLICA APPROVED.

- b. Downeast Cider House, 256 Marginal Street, Bldg. 32, East Boston, MA 02128.
Beverage Vendor License #61431 licensed pursuant to RSA 178:15.
Requests approval of Downeast Cider Native Cranberry with an alcohol content of 6.70% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a/RSA 179:40-a; sample provided.

CHAIRMAN MOLLICA APPROVED.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Raymond, 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:

- a. 603 Brewery, 42 Main Street, Londonderry, NH 03053.
Issued Beer Festival License #4007514 pursuant to RSA 178:30.
Event date: 9/22/2019.
Special Approval received on 9/9/2019.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- b. Cask & Vine, Derry After Dark, Manning Street, Derry, NH 03038.
Issued Beer Festival License #4007414 pursuant to RSA 178:30.
Event date: 9/21/2019.
Special Approval received on 9/9/2019.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- c. Concord Hospital Trust, Elm Brook State Park, 2097 Maple Street, Hopkinton, NH 03229.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #604041 pursuant to RSA 178:22, V(I).
Event date: 9/14/2019.
Special Approval received on 9/10/2019.
CHAIRMAN MOLLICA ACKNOWLEDGED.

- d. Darbster Foundation, Rollins Park, 33 Bow Street, Concord, NH 03301.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #604241 pursuant to RSA 178:22, V(I).
Event date: 9/14/2019.
Special Approval received on 9/12/2019.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- e. Franklin Business & Industrial Development Corporation,
Franklin Outing Club, 266 Flaghole Road, Franklin, NH 03235.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #604141 pursuant to RSA 178:22, V(I).
Event date: 9/21/2019.
Special Approval received on 9/10/2019.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- f. Great American Downtown, Downtown Block on Street, 201 - 207 Main Street, Nashua, NH 03060.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #603941 pursuant to RSA 178:22, V(I).
Event date: 9/22/2019.
Special Approval received on 9/10/2019.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- g. NHSCOT, Loon Mountain Resort, 60 Loon Mountain Road, Lincoln, NH 03251.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #604541 pursuant to RSA 178:22, V(I).
Event dates: 9/20/2019 – 9/22/2019.
Special Approval received on 9/12/2019.
CHAIRMAN MOLLICA ACKNOWLEDGED.