

AGENDA OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, MAY 27, 2021

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD MAY 20, 2021.

2. SCHEDULED HEARINGS AT LIQUOR COMMISSION OFFICES, 50 STORRS STREET, CONCORD, NH:

June 9, 2021 at 1:00 p.m.:

- a. Babylon Hookah Lounge, 245 Maple Street, Manchester, NH 03103.
Cigar Bar, On-Premises Beverage/Wine/Liquor/Cigar/Tobacco License #405006 licensed pursuant to RSA 178:20-a/RSA 178:9-a.
Cited for violation of RSA 178:20-a, II(a) – failed to generate 60% of its quarterly gross revenue from the sale of cigars and cigar-related products.
Cited for violation of RSA 179:35 – failed to retain sales slips on the premises or readily available for examination by the Commission or its Liquor Investigators for a period of sixty (60) days.
Cited for violation of RSA 179:32, I – purchased supplies of liquor and wine from other than the Commission or as provided by law.
Dates of violations: February 13, 2021, March 12, 2021 & April 8, 2021.
Case #: 21-21-OF.

June 23, 2021 at 12:30 p.m.:

- b. Manchester Adult Lifestyles, 179 Elm Street, Manchester, NH 03101.
Contesting denial of Retail Tobacco License #150917 pursuant to RSA 178.
Case #: 20-357-OF.

3. NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:

- a. Cheddar & Rye, 889 Elm Street, Manchester, NH 03101.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1572203 licensed pursuant to RSA 178:21.
Cited for violation of RSA 178:21, II(a)(1) – failed to meet the food/alcohol ratio of 50% for food sales less than \$75,000.
Date of violation: January 7, 2021.
Case #: 21-27-OF.
\$100 administrative fine suspended for twelve (12) months pending no like violation.
- b. EZ Mart Food of NH, 74 Main Street, Exeter, NH 03833.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3369347 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.
Date of violation: December 10, 2020.
Case #: 20-580-OF.
\$250 administrative fine, all tobacco products shall be purchased from licensed wholesale distributors pursuant to RSA 78:6 and federal laws pertaining to the distribution of tobacco products shall be complied with pursuant to NH Administrative Rules, Chapter Liq. 1000.
- c. EZ Mart Food of NH, 78 Elm Street, Milford, NH 03055.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3369447 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.
Date of violation: December 10, 2020.
Case #: 20-581-OF.

\$250 administrative fine, all tobacco products shall be purchased from licensed wholesale distributors pursuant to RSA 78:6 and federal laws pertaining to the distribution of tobacco products shall be complied with pursuant to NH Administrative Rules, Chapter Liq. 1000.

- d. EZ Mart Food of NH, 779 Lafayette Road, Seabrook, NH 03874.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3369547 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.
Date of violation: December 10, 2020.
Case #: 20-579-OF.
\$250 administrative fine, all tobacco products shall be purchased from licensed wholesale distributors pursuant to RSA 78:6 and federal laws pertaining to the distribution of tobacco products shall be complied with pursuant to NH Administrative Rules, Chapter Liq. 1000.
- e. Industry East, 28 Hanover Street, Manchester, NH 03101.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1605303 licensed pursuant to RSA 178:21.
Cited for violation of RSA 178:2, II - failed to attend a required training program within 45 days of licensure.
Date of violation: February 19, 2021.
Case #: 21-197-OF.
\$100 administrative fine.
- f. Lexie's Dover, 421 Central Avenue, Dover, NH 03820.
Restaurant, On-Premises, Beverage & Wine License #1581603 licensed pursuant to RSA 178:20.
Cited for violation of RSA 178:2, II - failed to attend a required training program within 45 days of licensure.
Date of violation: April 1, 2021.
Case #: 21-201-OF.
\$100 administrative fine.
- g. Salem Vape & Smoke, 436 South Broadway, Salem, NH 03079.
Retail Tobacco License #145917 licensed pursuant to RSA 178:19-a.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.
Cited for violation of Liq. 1003.01 – possessed and/or sold tobacco products, e-cigarettes or liquid nicotine not sold in the original packaging as provided by the manufacturer and bearing all federally required warnings.
Cited for violation of 1004.01 - failed to abide by all federal laws, regulations and rules governing the sale, packaging, distribution and advertising of tobacco products, e-cigarettes and liquid nicotine.
Date of violations: July 23, 2020.
Case #: 20-303-OF.
For violation of RSA 179:50, an administrative fine of \$250; for violation of Liq. 1003.01, an administrative fine of \$100; and for violation of Liq. 1004.01, an administrative fine of \$100, all tobacco products shall be purchased from licensed wholesale distributors pursuant to NH RSA 78:6 and Federal laws pertaining to the distribution of tobacco products shall be complied with pursuant to NH Administrative Rules, Chapter Liq. 1000.
- h. State Line Grocery, 988 Main Street, North Walpole, NH 03609.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3210147 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.
Date of violation: December 29, 2020.
Case #: 20-607-OF.
An administrative fine of \$250, all tobacco products shall be purchased from licensed wholesale distributors pursuant to NH RSA 78:6 and Federal laws pertaining to the distribution of tobacco products shall be complied with pursuant to NH Administrative Rules, Chapter Liq. 1000.

4. RECOMMENDATION FOR NON-CONTESTED ADMINISTRATIVE ACTION FOR COMMISSION APPROVAL:

None

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Benchmark Beverage Company LLC, 31690 Glendale, Livonia, MI 48150.
To be issued Liquor & Wine Vendor License #133845 pursuant to RSA 178:9.
30-Day Temporary License issued 5/19/2021.
- b. Boot Bhavani Corporation DBA Laconia Express, 17 Lexington Drive, Laconia, NH 03246.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3405947
pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 5/21/2021.
- c. Cabana Falls LLC, 174 Concord Street, Peterborough, NH 03458.
To be issued Wine Manufacturer Retail Outlet #20429 pursuant to RSA 178/19.
30-Day Temporary License issued 5/24/2021.
- d. Canned Cocktails LLC DBA Drift Cocktails, 8573 Westview Lane, Pensacola, FL 32514.
To be issued Beverage Vendor License #111731 pursuant to RSA 178:15.
Manufacturer: Next Century.
30-Day Temporary License issued 5/21/2021.
- e. Christmas Lantern LLC (The), 571 Presidential Highway, Jefferson, NH 03583.
To be issued Combination License #3406447 pursuant to RSA 178:18.
30-Day Temporary License issued 5/19/2021.
- f. Classic 132 Ventures LLC DBA Luisa's Italian Pizzeria, 671 Hooksett Road, Manchester, NH 03104.
To be issued Restaurant, On-Premises, Beverage & Wine License #1624403 pursuant to RSA 178:20.
30-Day Temporary License issued 5/20/2021.
- g. DW Sake, Inc. DBA Saka Japanese Restaurant, 495 Center Street, Wolfeboro, NH 03894.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1624903
pursuant to RSA 178:21.
30-Day Temporary License issued 5/19/2021.
- h. Fabrizia Spirits LLC, 2 Industrial Way, Salem, NH 03079.
To be issued Beverage Manufacturer License #295818 pursuant to RSA 178:12.
30-Day Temporary License issued 5/21/2021.
- i. Flamingos Coffee Bar LLC, 27 B Street, Hampton, NH 03842.
To be issued Restaurant, On-Premises, Beverage & Wine License #1621503 pursuant to RSA 178:20.
30-Day Temporary License issued 5/24/2021.
- j. Ghostfish Brewing Company, 2942 1st Avenue South, Seattle, WA 98134.
To be issued Beverage Vendor License #110131 pursuant to RSA 178:15.
Manufacturer: Ghostfish Brewing Co.
30-Day Temporary License issued 5/21/2021.
- k. Nandi & Man, Inc. DBA Hillsborough Market, 519 Lincoln Street, Manchester, NH 03103.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3401347 pursuant
to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 5/17/2021.

- I. Ogontz LLC, 14 Ogontz Road, Lyman, NH 03585.
To be issued Hotel License #374902 pursuant to RSA 178:24, II(b)(1).
30-Day Temporary License issued 5/24/2021.
- m. Park Street Imports LLC, 1000 Brickell Avenue, Suite #915, Miami, FL 33131.
To be issued Beverage Vendor License #111831 pursuant to RSA 178:15.
Manufacturer: Park Street Imports LLC.
30-Day Temporary License issued 5/19/2021.
- n. Rise + Grind LLC, 17 Madbury Road, Suite #140, Durham, NH 03824.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1619403
pursuant to RSA 178:21.
30-Day Temporary License issued 5/19/2021.
- o. Twin Lake Village, Inc., 164 Twin Lake Villa Road, Springfield, NH 03284.
To be issued Seasonal Caterer, Off-Site License #1296734 pursuant to RSA 178:22, V(e).
30-Day Temporary License issued 5/24/2021.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING MAY 21, 2021: 1,353

- a. MS Wines LLC DBA Martha Stoumen Wines,
6780 McKinley Street, Suite #170, Sebastopol, CA 95472.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
- b. Tusk Estates LLC DBA Tusk Estates, 588 Zinfandel Lane, St. Helena, CA 94574.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
- c. WarRoom Ventures LLC DBA WarRoom Cellars, 1010 Industrial Way, King City, CA 93930.
To be issued Direct Shipper, Retailer Permit pursuant to RSA 178:27.
(Retailer)

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Aces + Eights Casino, 169 Ocean Blvd., Hampton, NH 03842.
Restaurant, Full Service With Lounge License #1621303 licensed pursuant to
RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Requested approval for an outside area, to wit, an outside area with a capacity of 82
pursuant to RSA 178:24/Liq. 404.05.
- b. Discount Stateline Store, 534 South Broadway, Salem, NH 03079.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3109347 licensed pursuant
to RSA 178:18/RSA 126-K:4.
Requested to transfer business location, to wit, to transfer the business location from 534 South
Broadway, Salem, NH 03079 to 71 Bridge Street, Pelham, NH 03076 pursuant to RSA 178:29, VIII.

- c. Hermit Woods, 72 Main Street, Meredith, NH 03253.
Restaurant, On-Premises, Beverage & Wine License #1545103 licensed pursuant to RSA 178:20.
Requested approval for extension of service, to wit, to serve alcohol to the third floor loft with a capacity of 74 pursuant to RSA 178:24/Liq. 404.05.
- d. Labelle Winery Events, 345 Route 101, Amherst, NH 03031.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1457103 licensed pursuant to RSA 178:21 and Caterer, Off-Site License #1293434 licensed pursuant to RSA 178:22, V(e).
Requested an exception regarding retention of records, to wit, to retain invoices, sales slips and delivery slips at Alejandro Cesar Events located at 17 Route 111, Derry, NH 03038 pursuant to RSA 179:35.
- e. Labelle Winery, 345 Route 101, Amherst, NH 03031.
Wine Manufacturer License #561730 licensed pursuant to RSA 178:8.
Requested an exception regarding retention of records, to wit, to retain invoices, sales slips and delivery slips at Alejandro Cesar Events located at 17 Route 111, Derry, NH 03038 pursuant to RSA 179:35.
- f. Labelle Winery, 104 Congress Street, Portsmouth, NH 03801.
Wine Manufacturer Retail Outlet #20029 licensed pursuant to RSA 178/19.
Requested an exception regarding retention of records, to wit, to retain invoices, sales slips and delivery slips at Alejandro Cesar Events located at 17 Route 111, Derry, NH 03038 pursuant to RSA 179:35.
- g. Loon Mountain Ski Area, Loon Mountain, Lincoln, NH 03251.
Caterer, On-Site License #1280426 licensed pursuant to RSA 178:22, V(e).
Requested approval for 3 outside areas, to wit, Octagon Patio for summer weddings between May 28, 2021 – October 31, 2021, the slope side area off the Bunyan Room deck in front of The Boyles break room for the summer season and the grassy, slope-side area in front of The Octagon Lodge for the summer season pursuant to RSA 178:24/Liq. 404.05.
- h. Murphy's On The Green, 11 South Main Street, Hanover, NH 03755.
Restaurant, Full Service With Lounge License #1040703 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Requested approval for an outside area, to wit, an outside area with a capacity of 50 pursuant to RSA 178:24/Liq. 404.05.
- i. Wildbloom Beer, 129 Centervale Road, Henniker, NH 03242.
Nano Brewery, Beer and/or Specialty Beer License #208422 licensed pursuant to RSA 178:12-a.
Requested approval for authorization of other area for retail sales only at farmers' market, to wit, Canterbury Community Farmers' Market, 9 Center Road, Canterbury, NH on Wednesdays between 4:00 p.m. and 6:30 p.m. from June 2, 2021 - September 29, 2021 pursuant to RSA 178:24/RSA 179:44, II-a.
- j. Wildbloom Beer, 129 Centervale Road, Henniker, NH 03242.
Nano Brewery, Beer and/or Specialty Beer License #208422 licensed pursuant to RSA 178:12-a.
Requested approval for authorization of other area for retail sales only at farmers' market, to wit, Gilmanton Community Farmers' Market, 1385 NH Route 140, Gilmanton Iron Works, NH on Sundays between 10:00 a.m. and 1:00 p.m. from June 13, 2021 - September 26, 2021 pursuant to RSA 178:24/RSA 179:44, II-a.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

Interboro Spirits & Ales, 942 Grand Street, Brooklyn, NY 11211.
Beverage Vendor License #105731 licensed pursuant to RSA 178:15.
Requests approval of Gin & Juice Lemon & Ginger, Gin & Tonic Goodwin Hill and Gin & Tonic Hibiscus & Lime, each with an alcohol content of 7% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa; samples provided.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Allenstown, NH;
Chichester, NH;
Epsom, NH;
Hampton, NH;
Hudson, NH;
Lincoln, NH;
Pembroke, NH; and
Seabrook, NH.

15. RECOMMENDATION FOR ADMINISTRATIVE ACTION ON COMPLIANCE CHECKS FOR COMMISSION APPROVAL:

ALCOHOL COMPLIANCE CHECKS –

Epping, NH:

- a. Beach Plum 3 Brickyard Square, Epping, NH 03042.
Restaurant, On-Premises, Beverage & Wine License #1520803 licensed pursuant to RSA 178:20.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: April 22, 2021.
Case #: 21-231-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within ninety (90) days from the date of the violation.
- b. Epping Getty, 242 Calef Highway, Epping, NH 03042.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3051747 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: April 22, 2021.
Case #: 21-231-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within ninety (90) days from the date of the violation.
- c. Greg and Jane's Beer and Wine, 63 Main Street, Epping, NH 03042.
Beer Specialty License #4000707 licensed pursuant to RSA 178:19-d.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: April 22, 2021.

Case #: 21-231-OF.

Verbal warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within ninety (90) days from the date of the violation.

- d. Popovers At Brickyard Square, 11 Brickyard Square, Suite #23, Epping, NH 03042.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1473303 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: April 22, 2021.
Case #: 21-231-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within ninety (90) days from the date of the violation.
- e. Railpenny Tavern, 8 Exeter Road, Epping, NH 03042.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1540203 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: April 22, 2021.
Case #: 21-231-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within ninety (90) days from the date of the violation.
- f. Telly's Pizza, 235 Calef Highway, Epping, NH 03042.
Restaurant, Full Service With Lounge License #1302303 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: April 22, 2021.
Case #: 21-231-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager 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. Intown Concord, 49 South Main Street, Concord, NH 03301.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #616441 pursuant to RSA 178:22, V(l).
Event dates: August 19, 2021 – August 21, 2021 from 11:00 a.m. - 9:00 p.m.
- b. Hampton Area Chamber of Commerce at The Victoria Inn, 430 High Street, Hampton, NH 03842.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #615941 pursuant to RSA 178:22, V(l).
Event date: Jun 10, 2021 from 5:00 p.m. – 8:00 p.m.