

AGENDA OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, DECEMBER 30, 2021

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD DECEMBER 16, 2021.**
2. **SCHEDULED HEARING AT LIQUOR COMMISSION OFFICES, 50 STORRS STREET, CONCORD, NH:**

January 12, 2022 at 1:00 p.m.:

Opus Lounge, 14 West Hollis Street, Nashua, NH 03060.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1593703 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served alcoholic beverage to a person 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.
Cited for violation of RSA 179:50 – allowed patrons to smoke hookah devices on the premises – 2 counts.
Dates of violation: 1/25/2021, 5/7/ 2021 & 10/30/2021.
Case #: 21-57-OF, 21-258-OF & 21-575-OF.
THE DIVISION OF ENFORCEMENT REQUESTED AND WAS GRANTED A CONTINUANCE ON 11/29/2021; THE HEARING HAS BEEN RESCHEDULED FOR 1/12/2021 AT 1:00 P.M.

Date to be determined:

7-Eleven, 670 Center Street, Wolfeboro Falls, NH 03896.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3198147 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an individual who was under the age of twenty-one – 2 counts.
Cited for violation of RSA 179:8, I – failed to require the purchaser whose age was in question to furnish identification that such person was 21 years of age – 3 counts.
Date of violations: 1/27/2021.
Case #: 21-94-OF.
COUNSEL FOR WASSIM DAABOUL REQUESTED AND WAS GRANTED A CONTINUANCE ON 12/28/2021; NEW HEARING DATE TO BE DETERMINED.

3. **NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:**

Contoocook Cider Company, 656 Gould Hill Road, Hopkinton, NH 03229.
Beverage Manufacturer License #295618 licensed pursuant to RSA 178:12.
Cited for RSA 178:26 – failed to pay required taxes by the 10th of the following month.
Date of violation: July 14, 2021.
Case #: 21-377-OF.
\$100 administrative fine, an additional fee of \$.43 that represents 10% of the total outstanding taxes due and the licensee shall remain in compliance with RSA 178:12 and RSA 178:26 regarding the filing of reports and the payment of taxes by the 10th of the following month.

4. **NON-CONTESTED ADMINISTRATIVE ACTION RECOMMENDED FOR COMMISSION APPROVAL:**

- a. Elie's Hookah Lounge, 433 Amherst Street, Nashua, NH 03063.
Cigar Bar, On-Premises Beverage/Wine/Liquor/Cigar/Tobacco License #404606 licensed pursuant to RSA 178:20-a/RSA 178:9-a.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.
Date of violation: 11/24/2021.
Case #: 21-614-OF.
\$250 administrative fine.

- b. Fredericks Multiservice, 46 West Hollis Street, Nashua, NH 03060.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3381247 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 175/Liq. 404.02 – failed to have and maintain at least \$3,000 wholesale value of groceries commonly found in such stores and readily available to the public.
Date of violation: 11/18/2021.
Case #: 21-604-OF.
Warning.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Back Bay Boathouse LLC, 51 Mill Street, Wolfeboro, NH 03894.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1636103 pursuant to RSA 178:21.
90-Day Temporary License issued 12/15/2021.
- b. Bayberry Juice Bar LLC DBA Bayberry Provisions, 15-21 S. Main Street, Wolfeboro, NH 03894.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3412547 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 12/23/2021.
- c. Clock Shop Beverage LLC DBA Waterbird Spirits,
201 West Water Street, Charlottesville, VA 22902.
To be issued Beverage Vendor License #110431 pursuant to RSA 178:15.
Manufacturer: Waterbird Spirits.
30-Day Temporary License issued 12/20/2021.
- d. Jitters Café LLC DBA The Mansion On Fairview B&B, 44 Main Street, Pittsfield, NH 03263.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1635503 pursuant to RSA 178:21.
90-Day Temporary License issued 12/23/2021.
- e. JP Osaka Sushi, Inc. DBA Osaka, 1077 Elm Street, Manchester, NH 03101.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1636603 pursuant to RSA 178:21.
90-Day Temporary License issued 12/15/2021.
- f. Kastro II LLC DBA Black Forest Café, 212 Route #101, Amherst, NH 03031.
To be issued Combination Conditional License #3403347/Restaurant, On-Premises, Beverage/Wine/Liquor License #1563103 pursuant to RSA 178:17-a/RSA 178:21.
30-Day Temporary License issued 12/15/2021.
- g. Norsk Hospitality Corp. DBA Sugar Hill Inn, 116 Route #117, Sugar Hill, NH 03586.
To be issued Hotel License #375602 pursuant to RSA 178:24, II(b)(1).
90-Day Temporary License issued 12/23/2021.
- h. Oriol's Ako LLC DBA Caribbean Breeze, 233 Main Street, Nashua, NH 03060.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1636403 pursuant to RSA 178:21.
90-Day Temporary License issued 12/20/2021.
- i. Pernod Ricard USA LLC, 445 Hamilton Avenue, Suite #802, White Plains, NY 10601.
To be issued Beverage Vendor License #115031 pursuant to RSA 178:15.
Manufacturer: Pernod Ricard USA.
30-Day Temporary License issued 12/16/2021.

- j. Rising Tides of Plymouth LLC DBA George's Seafood, 588 Tenney Mountain Highway, Plymouth, NH 03264. To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1635903 pursuant to RSA 178:21. 90-Day Temporary License issued 12/16/2021.
- k. Throneberryperkins, Aaron DBA Main Street Affair, 151 Main Street, Berlin, NH 03570. To be issued Restaurant, On-Premises, Beverage & Wine License #1626303 pursuant to RSA 178:20. 30-Day Temporary License issued 12/15/2021.
- l. Wayfarer Coffee Roasters LLC, 626 Main Street, Laconia, NH 03246. To be issued Combination Conditional License #3404647/Restaurant, On-Premises, Beverage/Wine License #1636803 pursuant to RSA 178:17-a/RSA 178:20. 30-Day Temporary License issued 12/16/2021.
- m. Yong Yuan Qiang, Inc. DBA Sake House, 222 Elm Street, Milford, NH 03055. To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1633303 pursuant to RSA 178:21. 90-Day Temporary License issued 12/16/2021.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING DECEMBER 27, 2021: 1,381

- a. ACA Cellars LLC DBA Trois Noix, 588 Zinfandel Lane, Saint Helena, CA 94574. To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27. (Winery)
- b. Belle Pente Wine Cellars LLC, 12470 NE Rowland Road, Carlton, OR 97111. 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. Kelsen Brewing Company, 80 North High Street #3, Derry, NH 03038. Nano Brewery, Beer and/or Specialty Beer License #205422 licensed pursuant to RSA 178:12-a. Requested additional storage, to wit, to add storage at 42 Manchester Road, Derry, NH for beer that is in production for the Cryptic Project as well as beer that is complete pursuant to RSA 179:48, IV.
- b. Panorama SIX82, 40 Clubhouse Lane, Thornton, NH 03223. Sports Recreation Facility License #6019005 licensed pursuant to RSA 178:22, V(u)(1). 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).

- c. Portsmouth Gas Light, 64 Market Street, Portsmouth, NH 03801.
Restaurant, Full Service With Lounge License #235103 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Requested authorization for extension of hours, to wit, to extend the hours of operation on January 1, 2022 to 2:00 am pursuant to RSA 178:21, II, a (2) and pending receipt of a Permit of Assembly from the City of Portsmouth.
- d. Pup's Cider Co., 193 East Road, Greenfield, NH 03047.
Beverage Manufacturer License #288918 licensed pursuant to RSA 178:12.
Requested approval for authorization of other areas for retail sales only at farmers' market, to wit, Bedford/Bedford Fields Garden Center, 331 Route #101, Bedford, NH 03110 on Saturdays between 10:00 a.m. and 3:00 p.m. from 1/22/2022 through 2/20/2022 pursuant to RSA 178:24/RSA 179:44, II-a.
- e. Refinery (The), 4 Mill Road, Andover, NH 03216.
Restaurant, Full Service With Lounge License #1585303 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Requested approval for authorization of other area, to wit, an outside area with a capacity of 80 pursuant to RSA 178:24/Liq. 404.05.
- f. Shaker & Fork Restaurant & Bar, 101 Mulberry Street, Suite D, Claremont, NH 03743.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1403303 licensed pursuant to RSA 178:21.
Requested a waiver to reduce hours of operation, to wit, to be closed on 12/24 & 25/2021 pursuant to RSA 179:21, II.

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 #4631 licensed pursuant to RSA 178:15.
Requests approval of Devil's Backbone Grape Smash, Devil's Backbone Key Lime Smash and Devil's Backbone Tropical Smash, each with an alcohol content of 7.5% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa; samples provided.
- b. Jennings, Justin, LCDR, 14 Drumlin Road, Stratham, NH 03885.
To be issued Transportation License #0133 pursuant to RSA 175:6.
Military serviceman wishes to import his collection of alcohol comprised of 100 bottles to New Hampshire from overseas where he is currently stationed and have the 25% fee waived pursuant to RSA 175.6.
- c. New Belgium Brewing Company, 500 Linden Street, Fort Collins, CO 80524.
Beverage Vendor License #81531 licensed pursuant to RSA 178:15.
Requests approval of New Belgium, Fruit Smash Super Hard Seltzer Pink Lemonade with an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII; sample provided.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

None

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

None

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Concord Hospital Trust @ McAuliffe-Shepard Discovery Center,
2 Institute Drive, Concord, NH 03301.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License
#631241 for 3/18/2022 pursuant to RSA 178:22, V(l).

- b. Medallion Opera House, 20 Park Street, Gorham, NH 03581.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License
#629441 for 11/21/2021, #629841 for 12/4/2021, #629941 for 12/19/2021 and #630041 for
1/8/2022 pursuant to RSA 178:22, V(l).