# AGENDA OF THE NHLC **DIVISION OF ENFORCEMENT & LICENSING MEETING** FOR THURSDAY, JUNE 16, 2022

- RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD 1. JUNE 9, 2022.
- 2. SCHEDULED HEARING AT LIQUOR COMMISSION OFFICES, 50 STORRS STREET, CONCORD, NH:

None

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

None

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

Maddy's Services, 234A North Main Street, Concord, NH 03301. a.

> Combination, Off-Premises, Beverage/Wine/Tobacco License #3396347 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 179:32, III – purchased beverage from other than a licensed wholesale distributor, manufacturer, brew pub or as provided by law.

Date of violation: 6/1/2022.

Case #: 22-307-OF.

Warning.

Newfound Grocery, 408 Mayhew Turnpike, Bridgewater, NH 03222. b.

Restaurant, On-Premises, Beverage & Wine License #1397003 licensed pursuant to RSA 178:20.

Cited for violation of RSA 178:20 – failed to operate business as a restaurant.

Date of violation: 6/2/2022.

Case #: 22-313-OF.

\$100 administrative fine paid.

#### 5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- CMC Hospitality LLC DBA White Birch Eatery & Catering, 571 Mast Road, Goffstown, NH 03045. a. To be issued Caterer, Off-Site License #1301734 pursuant to RSA 178:22, V(e). 90-Day Temporary License issued 6/14/2022.
- Eeskay NH LLC DBA Boston Billiard Club. 55 Northeastern Blvd., Nashua, NH 03062. b. To be issued Restaurant, Full Service With Lounge License #1648703 pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q); replacing Sports Recreation Facility License #6012305. 90-Day Temporary License issued 6/10/2022.
- Four Pines Brewing Company LLC DBA Four Pines Brewing, C. 845 Lafayette Road, Unit #6, Hampton, NH 03842. To be issued Nano Brewery, Beer and/or Specialty Beer License #209222 pursuant to RSA 178:12-a. 30-Day Temporary License issued 6/8/2022.
- d. Gee, Jennifer DBA Weirs Tier 1, 1198 Weirs Blvd., Laconia, NH 03246. To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3417347 pursuant to RSA 178:18/RSA 126-K:4. 30-Day Temporary License issued 6/10/2022.
- River Styx Brewing LLC, 166 Boulder Drive, Suite #112, Fitchburg, MA 01420. e. To be issued Beverage Vendor License #118831 pursuant to RSA 178:15 Manufacturer: River Styx Brewing. 30-Day Temporary License issued 6/8/2022.

- f. Twin Barns Brewing Co. LLC, 20 Cosberg Road, Moultonborough, NH 03254.
   To be issued Beverage Manufacturer License #297118 pursuant to RSA 178:12; replacing Brew Pub License #2004315.
   30-Day Temporary License issued 6/6/2022.
- g. Vida Cantina LLC, 2456 Lafayette Road, Unit A-1, Portsmouth, NH 03801. To be issued Caterer, Off-Site License #1301834 pursuant to RSA 178:22, V(e). 90-Day Temporary License issued 6/13/2022.

# 6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

# 7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

### TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING JUNE 10, 2022: 1,396

ONEHOPE, INC., 8301 Saint Helena Highway, Napa, CA 94558. 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. Aces + Eights Casino, 169 Ocean Blvd., Hampton, NH 03842.
   Seasonal Restaurant, Full Service With Lounge License #1621303 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
   Requested a waiver for authorization of reduction of hours, to wit, to reduce the hours of operation to three (3) days a week from 6/10/2022 through 6/23/2022 pursuant to of RSA. 178:22, V(k).
- Appalachian Mountain Club, Route #302, Bretton Woods, Carrol, NH 03575.
   Restaurant, On-Premises, Beverage & Wine License #1251603 licensed pursuant to RSA 178:20.
   Requested approval for extension of service, to wit, for a fenced-in area in front of AMC's Highland Center with a capacity of 950 from 7/9/2022 through 8/21/2022 pursuant to RSA 178:24/Liq. 404.05.
- c. Buckey's Restaurant & Tavern, 240 Governor Wentworth Highway, Moultonborough, NH 03254. Restaurant, Full Service With Lounge License #1217703 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q). Requested approval for extension of service, to wit, for a tent at the south end of the restaurant from 6/10/2022 through 6/19/2022 pursuant to RSA 178:24/Liq. 404.05.
- d. Cabana Falls, 80 Peterborough Street, Unit #2, Jaffrey, NH 03452.
   Wine Manufacturer License #569430 licensed pursuant to RSA 178:8.
   Requested approval for authorization of other areas for retail sales only at farmers' market, to wit, Jaffrey Farmers' Market at Jaffrey Town Common, 22 Main Street, Jaffrey, NH on Fridays between 4:00 p.m. and 6:00 p.m. from 6/24/2022 through 9/30/2022 pursuant to RSA 178:24/RSA 179:44, II-a.
- e. High Octane Saloon, 1072 Watson Road, Laconia, NH 03246.
  Restaurant, On-Premises, Beverage/Wine/Liquor License #1614803 licensed pursuant to RSA 178:21.
  Requested approval for a temporary extension of service, to wit, for an area depicted in a diagram with a capacity for 2,640 from 6/10/2022 through 6/19/2022 pursuant to RSA 178:24/Liq. 404.05.

- f. High Octane Saloon, 1072 Watson Road, Laconia, NH 03246.
  Restaurant, On-Premises, Beverage/Wine/Liquor License #1614803 licensed pursuant to RSA 178:21.
  Requested approval for a permanent extension of service, to wit, for an area depicted in a diagram with a capacity for 774 pursuant to RSA 178:24/Liq. 404.05.
- g. Makris Lobster & Steak House, 354 Sheet Davis Road, Concord, NH 03301. Restaurant, Full Service With Lounge License #479503 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q). Requested approval for a temporary extension of service, to wit, to extend the deck service area for 142 seats from 6/10/2022 through 6/20/2022 and 7/11/2022 through 7/17/2022 pursuant to RSA 178:24/Liq. 404.05.
- h. Mount Sunapee Resort, Route #103, Newbury, NH 03255.
   Sports Recreation Facility License #571405 licensed pursuant to RSA 178:22, V(u)(1).
   Requested approval for a permanent extension of service, to wit, for the Summit deck and surrounding grassy area with a capacity of 200 seats from 6/18/2022 through 10/11/2022 pursuant to RSA 178:24/Liq. 404.05.
- Newfound Grocery, 408 Mayhew Turnpike, Bridgewater, NH 03222.
   Restaurant, On-Premises, Beverage & Wine License #1397003 licensed pursuant to RSA 178:20.
   Requested approval for permanent extension of service, to wit, for 20 seats outside of the indoor seating area pursuant to RSA 178:24/Liq. 404.05.
- j. Riley's Place, 29 Mont Vernon Street, Milford, NH 03055. Restaurant, Full Service With Lounge License #1643203 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q). Requested approval for an outdoor area, to wit, for a patio with a capacity for 36 pursuant to RSA 178:24/Liq. 404.05.
- k. Shanghai Osaka Restaurant, 295 DW Highway, Nashua, NH 03070.
   Restaurant, On-Premises, Beverage/Wine/Liquor License #1427702 licensed pursuant to RSA 178:21.
   Requested approval for an outdoor area, to wit, for a patio with a capacity for 26 pursuant to RSA 178:24/Liq. 404.05.
- I. Tinoenterprizes LLC, 8 Mill Street, New Boston, NH 03070.
  Wine Manufacturer License #565430 licensed pursuant to RSA 178:8.
  Requested approval for authorization of other areas for tasting and retail sales at farmers' market, to wit, New Boston Farmers' Market at One Meeting House Hill Road, New Boston, NH on Saturdays between 10:00 a.m. and 1:00 p.m. from 6/1/2022 to 10/8/2022 pursuant to RSA 178:24/RSA 179:44, II-a
- m. Triad Winery, 413 Lane Road, Chester, NH 03036.
   Wine Manufacturer License #568330 licensed pursuant to RSA 178:8.
   Requested to transfer business location, to wit, to transfer the business location to 417 First Turnpike,
   Northwood, NH 03261 pursuant to RSA 178:29, VIII; approved for manufacturing only until the Permit of Assembly has been issued.

### 10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

#### 11. TABLED ITEMS:

None

## 12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- a. American Spirits Exchange Limited, 408 East 4<sup>th</sup> Street, Suite #209, Bridgeport, PA 19405.
   Beverage Vendor License #110631 licensed pursuant to RSA 178:15.
   Requests approval of Fisher's Island Lemonad Pink Flamingo and Fisher's Island Lemonade Spiked Tea, each with an alcohol content of 7% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa.
- Boston Beer Company, 1 Design Center Place, Suite #850, Boston, MA 02210.
   Beverage Vendor License #29931 licensed pursuant to RSA 178:15.
   Requests approval of Angry Orchard Hardcore Dark Cherry Apple that has an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII/RSA 179:15.
- E & J Gallo Winery, 600 Yosemite Blvd., Modesto, CA 95354.
   Beverage Vendor License #13131 licensed pursuant to RSA 178:15.
   Requests approval of New Amsterdam Wildcard Lemon Hard Tea, New Amsterdam Wildcard Classic Hard Punch and New Amsterdam Wildcard Original Hard Lemonade, each with an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa.
- d. Fermented Sciences II DBA Flying Embers, 6067 Olivas Park Drive, Units A-C, Ventura, CA 93003.
   Beverage Vendor License #95131 licensed pursuant to RSA 178:15.
   Requests approval of Cherry Hibiscus Lime Hard Kombucha that has an alcohol content of 7.2% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII.

# 13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Alstead, NH; Bristol, NH; Canaan, NH; Dublin, NH; Gilsum, NH; Marlborough, NH; Roxbury, NH; Troy, NH; and Westmoreland, NH.

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

### Alcohol Compliance Checks -

#### Concord, NH:

A1. Maddy's Services, 234A North Main Street, Concord, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3396347 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: 10/18/2021.

Case #: 21-538-OF.

Warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.

A2. Milano's Mini Market, 3 Broadway, Concord, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3369147 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: 10/18/2021.

Case #: 21-538-OF.

\$500 administrative fine, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.

A3. River Hill Market, 189 Carter Hill Road, Concord, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3383147 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: 10/18/2021.

Case #: 21-538-OF.

Warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.

A4. Tokoos International Market, 374 Loudon Road, Concord, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3410447 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: 10/18/2021.

Case #: 21-538-OF.

\$500 administrative fine, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.

A5. Village Street Discount Beverage, 308 Village Street, Penacook, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3382047 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: 10/18/2021.

Case #: 21-538-OF.

Warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.

#### **Tobacco Compliance Checks –**

# **Hillsborough County:**

B1. Country Corner Mile, Route #31, Greenville, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3112647 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check. Date of violation: 5/24/2022.

Case #: 22-291-OF.

Warning and mandatory completion of a Retail Tobacco Management Training Seminar by a manager within thirty (30) days from the date of the violation.

B2. Delay's Harvester Market, 783 Forest Road, Greenfield, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3212147 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check. Date of violation: 5/24/2022.

Case #: 22-291-OF.

Warning and mandatory completion of a Retail Tobacco Management Training Seminar by a manager within thirty (30) days from the date of the violation.

# Rochester, NH:

B3. City Vapor & Glass #1, 5 Signal Street, Rochester, NH.

Retail Tobacco, Tobacco Only License #132817 licensed pursuant to RSA 126-K:4.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check. Date of violation: 9/22/2021.

Case #: 21-498-OF.

\$250 administrative fine and mandatory completion of a Retail Tobacco Management Training Seminar by a manager within thirty (30) days from the date of the violation.

B4. Cumberland Farms 5525, 1 Knight Street, Rochester, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #865247 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check. Date of violation: 9/22/2021.

Case #: 21-498-OF.

\$250 administrative fine and mandatory completion of a Retail Tobacco Management Training Seminar by a manager within thirty (30) days from the date of the violation.

B5. Discount Borderline Beverage, 58 Highland Street, Rochester, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3296447 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check. Date of violation: 9/22/2021.

Case #: 21-498-OF.

Warning and mandatory completion of a Retail Tobacco Management Training Seminar by a manager within thirty (30) days from the date of the violation.

B6. Friendly Stop Store, 164 Charles Street, Rochester, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3129247 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check. Date of violation: 9/22/2021.

Case #: 21-498-OF.

\$250 administrative fine and mandatory completion of a Retail Tobacco Management Training Seminar by a manager within thirty (30) days from the date of the violation.

B7. 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 126-K:4 - sold tobacco to an underage person during a compliance check. Date of violation: 9/22/2021.

Case #: 21-498-OF.

\$250 administrative fine and mandatory completion of a Retail Tobacco Management Training Seminar by a manager within thirty (30) days from the date of the violation.

# 16. <u>ADMINISTRATIVE HEARING DECISION PENDING:</u>

None

# 17. <u>ADMINISTRATIVE HEARING DECISION</u>:

None

# 18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None