

AGENDA OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, OCTOBER 27, 2022

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD OCTOBER 20, 2022.

2. TABLED ITEMS:

None

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

Date to be determined:

Soho Bistro & Lounge, 20 Old Granite Street, Manchester, NH.
Restaurant, Full Service With Lounge License #1628703 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:5, I – Aggravated - served or sold alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated resulting in a fatality – 2 counts.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor – 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 – 2 counts.
Date of violations: 11/12/2021.
Case #: 21-465-OF & 21-599-OF.
9/1/2022 – LICENSEE REQUESTED AND WAS GRANTED A CONTINUANCE.

4. NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:

Throwback Brewery, 7 Hobbs Road, North Hampton, NH 03862.
Brew Pub License #2002415 licensed pursuant to RSA 178:13.
Cited for violation of RSA 178:13, IV/RSA 178:26 – failed to file a monthly tax report and pay required taxes by the 10th of the following month.
Cited for violation of RSA 179:57Liq. 603.05 – failed to comply with the requirements of a Commission order.
Dates of violations: 7/14/2021 & 11/15/2021.
Case #: 21-380-OF.
For violation of RSA 178:13, IV/RSA 178:26, a \$100 administrative fine and an additional fee of \$26.97 which represents 10% of the total outstanding taxes due for June, 2021; for violation of RSA 179:57/Liq. 603.05, a \$2,000 administrative fine with \$1,750 suspended for twelve (12) months pending no like violation.

5. NON-CONTESTED ADMINISTRATIVE ACTION RECOMMENDED FOR COMMISSION APPROVAL:

- a. American Legion Post #13, 3 River Street, Greenville, NH 03048.
Veterans Club License #21839 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a financial statement by the 15th of the following month.
Date of violation: 4/29/2022.
Case #: 22-262-OF.
Warning.
- b. American Legion Post #48, 37 Central Street, Hudson, NH 03051.
Veterans Club License #17739 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a financial statement by the 15th of the following month.
Date of violation: 10/10/2022.
Case #: 22-587-OF.
Warning.

- c. American Legion Post #20, 4 Amonoosuc Street, Woodsville, NH 03785.
Veterans Club License #18639 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a financial statement by the 15th of the following month.
Date of violation: 10/10/2022.
Case #: 22-589-OF.
Warning.
- d. Backyard Brewery, 1211 South Mammoth Road, Manchester, NH 03109.
Brew Pub License #2002715 licensed pursuant to RSA 178:13.
Cited for violation of RSA 178:13/RSA 178:26 - failed to pay required taxes by the 10th of the following month.
Date of violation: 10/4/2022.
Case #: 22-563-OF.
Administrative fine of \$100 and an additional fee of \$71.61 that represents 10% of the tax due.
- e. Coos Brewing, 30 Bill Bromage Drive, Colebrook, NH 03576.
Beverage Manufacturer License #296518 licensed pursuant to RSA 178:12.
Cited for violation of RSA 178:12/RSA 178:26 - failed to pay required taxes by the 10th of the following month.
Date of violation: 10/4/2022.
Case #: 22-574-OF.
Administrative fine of \$100 and an additional fee of \$23.58 that represents 10% of the tax due.
- f. Flying Goose Brew Pub, 40 Andover Road, New London, NH 03257.
Brew Pub License #2000915 licensed pursuant to RSA 178:13.
Cited for violation of RSA 178:13/RSA 178:26 - failed to pay required taxes by the 10th of the following month.
Date of violation: 10/4/2022.
Case #: 22-565-OF.
Administrative fine of \$100 and an additional fee of \$41.85 that represents 10% of the tax due.
- g. Fraternal Order of Eagles, 8 Green Square, Berlin, NH 03570.
Social Club License #9301 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial report by the 15th of the following month.
Date of violation: 10/10/2022.
Case #: 22-590-OF.
Administrative fine of \$100.
- h. Garrison City Beerworks, 455 Central Street, Dover, NH 03820.
Brew Pub License #2006615 licensed pursuant to RSA 178:13.
Cited for violation of RSA 178:13/RSA 178:26 - failed to pay required taxes by the 10th of the following month.
Date of violation: 10/4/2022.
Case #: 22-576-OF.
Administrative fine of \$100 and an additional fee of \$35.06 that represents 10% of the tax due.
- i. Iron Furnace Brewing, 115 Main Street, Franconia, NH 03580.
Beverage Manufacturer License #293818 licensed pursuant to RSA 178:12.
Cited for violation of RSA 178:12/RSA 178:26 - failed to pay required taxes by the 10th of the following month.
Date of violation: 10/4/2022.
Case #: 22-580-OF.
Administrative fine of \$100 and an additional fee of \$25.67 that represents 10% of the tax due.

- j. Laconia Lodge of Elks #876, 17 Sugarbush Lane, Gilford, NH 03247.
Social Club License #14601 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial report by the 15th of the following month.
Date of violation: 10/10/2022.
Case #: 22-591-OF.
Administrative fine of \$100.
- k. Le Davignon, 218 Wilson Street, Manchester, NH 03103.
Social Club License #10901 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial report by the 15th of the following month.
Date of violation: 10/10/2022.
Case #: 22-593-OF.
Warning.
- l. Mast Landing, 920 Main Street, Westbrook, ME 04092.
Beverage Vendor License #86531 licensed pursuant to RSA 178:15.
Cited for violation of RSA 178:15, II – failed to file Forms 258 & 334 by the 10th of the following month.
Date of violation: 4/28/2022.
Case #: 22-248-OF.
Warning.
- m. Plaistow Fish & Game Club, 18 May Ray Avenue, Plaistow, NH 03865.
Social Club License #5101 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial report by the 15th of the following month.
Date of violation: 4/29/2022.
Case #: 22-259-OF.
Warning.
- n. Polish American Club, 138 Main Street, Claremont, NH 03743.
Social Club License #14301 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial report by the 15th of the following month.
Date of violation: 10/10/2022.
Case #: 22-595-OF.
Administrative fine of \$100.
- o. Rimmon Club, 595 Dubuque Street, Manchester, NH 03102.
Social Club License #12001 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial report by the 15th of the following month.
Date of violation: 4/29/2022.
Case #: 22-260-OF.
Warning.
- p. Sea Dog North Conway, 1976 White Mountain Highway, North Conway, NH 03860.
Brew Pub License #2002215 licensed pursuant to RSA 178:13.
Cited for violation RSA 178:13/RSA 178:26 - failed to pay required taxes by the 10th of the following month.
Date of violation: 10/4/2022.
Case #: 22-570-OF.
Administrative fine of \$100 and an additional fee of \$.27 that represents 10% of the tax due.

- q. Topwater Brewing, 748 Calef Highway, Barrington, NH 03825.
Brew Pub License #2004915 licensed pursuant to RSA 178:13.
Cited for violation of RSA 178:13/RSA 178:26 - failed to pay required taxes by the 10th of the following month.
Date of violation: 10/4/2022.
Case #: 22-571-OF.
Administrative fine of \$100 and an additional fee of \$12.86 that represents 10% of the tax due.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Catholic Medical Center at Bedford Village Inn, 2 Olde Bedford Way, Bedford, NH 03102.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #655241 for 10/27/2022 between 5:30 p.m. – 8:00 p.m. pursuant to RSA 178:22, V(l).
- b. Heartwood Public Charter School at Lancaster Fairgrounds,
516 North Main Street, Lancaster, NH 03583.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #654441 for 10/22/2022 between 4:00 p.m. – 7:00 p.m. pursuant to RSA 178:22, V(l).
- c. John Hay Estate At The Fells, 456 Route #103A, Newbury, NH 03255.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #656241 for 11/4/2022 between 5:30 p.m. – 7:30 p.m. pursuant to RSA 178:22, V(l).
- d. Leduc Family LLC DBA Sabatino's North, 1 East Broadway, Derry, NH 03038.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1654603 licensed pursuant to RSA 178:21.
90-Day Temporary License issued 10/24/2022.
- e. LT. COL. Ryan E. Robinson, 6 Mizoras Drive, Nashua, NH 03062.
To be issued Transportation License #0139 to import 2,847 bottles of alcohol from overseas and have the 25% fee waived pursuant to RSA 175.6.
- f. Mount Washington Distillers LLC DBA New Hampshire Standard Vodka,
270 Hounsell Avenue, Gilford, NH 03249.
To be issued Liquor Manufacturer License #289819 pursuant to RSA 178:6.
30-Day Temporary License issued 10/18/2022.
- g. Seabrook Harbor Holdings LLC DBA Ernie's Seaside, 209 Ocean Blvd., Seabrook, NH 03874.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1654503 licensed pursuant to RSA 178:21.
90-Day Temporary License issued 10/19/2022.
- h. Sushki LLC, 1857 White Mountain Highway, North Conway, NH 03860.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1655003 licensed pursuant to RSA 178:21.
90-Day Temporary License issued 10/19/2022.
- i. Twelve Percent LLC, 341 State Street, North Haven, CT 06473.
To be issued Beverage Vendor License #123431 pursuant to RSA 178:15.
Manufacturer: Eredita.
30-Day Temporary License issued 10/24/2022.
- j. Veano's Italian Kitchen II LLC DBA Beanie's Bar and Grill, 58 Route #129, Loudon, NH 03307.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1655903 licensed pursuant to RSA 178:21.
90-Day Temporary License issued 10/20/2022.

- k. Vulgar Brewing Co., 378 Central Street, Franklin, NH 03235.
To be issued Beer Festival License #4015714 for 10/29/2022 between 1:00 p.m. – 4:00 p.m.
pursuant to RSA 178:30.

7. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING OCTOBER 21, 2022: 1,391

B.A.A., Inc., 700 W. Pete Rose Way, E1, Suite #124, Cincinnati, OH 45203.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Retail)

9. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

10. NOTIFICATION OF APPROVED PETITIONS:

- a. Earth Eagle Brewings, 350 Route #108, Unit #4, Somersworth, NH 03878.
Beverage Manufacturer License #294718 licensed pursuant to RSA 178:12.
Requested approval for a permanent extension of service, to wit, for a storage warehouse within
the same industrial park to store finished product pursuant to RSA 178:24/Liq. 404.05.
- b. Gusto Italiano Market, 254 Wallace Road, Bedford, NH 03110.
Restaurant, On-Premises, Beverage & Wine License #1626903 licensed pursuant to RSA 178:20.
Requested approval to increase capacity, to wit, to increase the seating capacity from 20 to 40
pursuant to RSA 178:20.
- c. Jugtown Country Store, 31 Village Road, Waterville Valley, NH 03215.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3381847 licensed pursuant to
RSA 178:18/RSA 126-K:4.
Requested approval for a temporary extension of service, to wit, directly outside the store with
standing room only for two brewery vendors serving beer samples on 10/23/2022 between
1:00 p.m. – 3:00 p.m. pursuant to RSA 178:24/Liq. 404.05.
- d. Nolan's Brick Oven Pizza, 39 North Main Street, Wolfeboro, NH 03894.
Restaurant, Full Service With Lounge License #1649203 licensed pursuant to
RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Requested to upgrade the license, to wit, to upgrade the license from a Beverage/Wine/Liquor License
pursuant to RSA 178:22.

11. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

Twelve Percent Abomination Brewing Co., 341 State Street, North Haven, CT 06473.
Beverage Vendor License #99631 licensed pursuant to RSA 178:15.
Requests approval of Under the Cover of Night with an alcohol content of 12.5% at 60 degrees
Fahrenheit by volume pursuant to RSA 175:1, LXIV-a.

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:

Alcohol Compliance Checks –

Durham, NH:

- a. Hannaford Supermarket #8440, 7 Mill Road, Durham, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3334247 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: 9/22/2022.
Case #: 22-521-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.
- b. Hop & Grind, 17 Madbury Road, Durham, NH.
Restaurant, On-Premises, Beverage & Wine License #1551503 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: 9/22/2022.
Case #: 22-521-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.

Nashua, NH:

- c. Main Street Shell, 301 Main Street, Nashua, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3117147 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: 5/3/2021.
Case #: 21-242-OF.
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.

Tobacco Compliance Checks –

Belknap County:

E M Heath, Inc. 12C Main Street, Center Harbor, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #679847 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: 9/25/2022.
Case #: 22-497-OF.

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

16. ADMINISTRATIVE HEARING DECISION PENDING:

Smoke & Flame Hookah Lounge, 10 Bridge Street, Unit #5, Pelham, NH 03076.
Temporary Cigar Bar, On-Premises Beverage/Wine/Liquor/Cigar/Tobacco License #406906 licensed pursuant to RSA 178:20-a/RSA 178:9-a.
Denial of Permanent License.
HEARING WAS HELD 10/17/2022.

The Licensee was issued a 90-day temporary Cigar Bar license on 6/17/2022 and was denied a permanent license based on public safety issues and failure to follow its business plan that had been approved by the Commission. Consequently, the NH Liquor Commission denied the license for Smoke and Flame Hookah lounge on 9/23/2022.

A hearing on the denial was held on 10/17/2022 at the request of the licensee who sought a continuance for that hearing and an extension of the liquor license pending the outcome of the license denial hearing.

17. ADMINISTRATIVE HEARING DECISIONS:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None