



PEDESTRIAN KILLED IN CITY HIT-AND-RUN

LOCAL 11

LEBANESE FESTIVAL A BIG DRAW

LOCAL 12

The Enterprise

ENTERPRISENEWS.COM

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\$1.00

NATION

SURVEY FINDS ATM, CHECKING ACCOUNT OVERDRAFT FEES SURGE

Banks are reaping bigger fees whenever customers overdraw their checking accounts or use ATMs that are not affiliated with their lender, a new survey shows.

The average fee for using an out-of-network ATM climbed 5 percent over the past year to a new high of \$4.35 per transaction, according to a survey released by Bankrate.com.

Overdraft fees also surged, rising on average over the past 12 months to \$32.74.

Checking account fees have been increasing as lenders adjust to federal banking laws.

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LOCAL

BRIDGEWATER STATE HOSPITAL GUARDS FIRED AFTER INMATE'S DEATH

Massachusetts officials have fired three correctional officers in connection with an inmate's death at Bridgewater State Hospital in 2009.

The guards were fired Thursday after an internal investigation into the death of 23-year-old Joshua Messier, state Department of Correction officials said. Messier suffered a heart attack after a half-dozen guards strapped him to a small bed at the prison for mentally ill inmates.

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REGIONAL

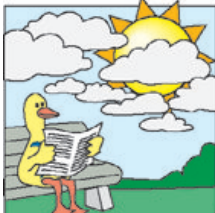
TINY, INVASIVE INSECT KILLING RED PINES

When they're healthy, it's hard to discern them from other varieties of pine trees in our local forests and along our highways.

But when they are dying, as many local red pines (*Pinus resinosa*) are now, their needles and even their bark begin to visibly redden. They are dying because they're afflicted with "red pine scale," a tiny, invasive insect.

PAGE 9

WEATHER



Tonight
Mostly cloudy
Low: 54



Tomorrow
Rain showers
High: 63 Low: 54

DETAILS, INSIDE | PAGE 8

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Stonehill students 'scared' after campus sex assault

College boosts patrols after student is attacked on pathway near library early Sunday morning

By Maria Papadopoulos
ENTERPRISE STAFF WRITER

EASTON – Sophomores Carolyn Penny and Katie Connolly were using the buddy system as they walked off Stonehill College's campus to get iced coffees Sunday afternoon.

They also plan to sign up for self-defense classes and may buy pepper spray, after a student reported to campus police that she was sexually assaulted on a campus pathway near the College's MacPhaidin Library shortly before 2

a.m. Sunday.

"I'm scared. We were just talking about it. It's, like, terrifying," said Penny, 19, a New Hampshire native who transferred from another school to Stonehill this year. "I'm just afraid to walk alone at night right now."

The victim, who was taken to a local hospital, described her assailant as a man with strawberry blond hair. Officials provided no further description of the attacker on Sunday.

Campus and Easton police are investi-

gating, and the Massachusetts State Police Crime Scene Services Unit responded to the Easton campus to process the scene, said Stonehill spokesman Martin McGovern.

Gregg Milote, spokesman for Bristol County District Attorney Sam Sutter, said in an email Sunday that the case is not in the district attorney's hands at this time.

The Stonehill attack is the latest sex assault to be reported on a local college campus. In the past 10 days, two sexual

assaults were reported at Curry College in Milton, and two were also reported at Massasoit Community College in Brockton. Brockton police on Wednesday charged a 22-year-old Massasoit student with rape in connection with one of the two assaults reported at Massasoit.

There were also three attacks reported on Stonehill's campus last year. Stonehill is boosting campus police patrols after Sunday's incident, McGovern said.

STONEHILL/PAGE 3

TRAINING DAY



SCOTT EISEN/THE ENTERPRISE

■ Bridgewater fire Lt. Tom Luckman, right, demonstrates to trainees how to use a chemical fire extinguisher during a class on putting out small fires. The class was held behind the Highway Department building in Bridgewater earlier this month. Community Emergency Response Team training prepares citizens to deal with various emergencies.



INSIDE & WEB EXTRA

■ View all the photos from the training exercises at enterpriseneews.com

■ Story, more photos, Page 10

Stoughton man promotes awareness of disorder that robs people of hearing, vision

Randall DeWitt, who has Usher Syndrome, is working to get more funding to combat it

By Adam Roberts
ENTERPRISE STAFF WRITER

STOUGHTON – When Randall DeWitt opens his eyes, it's like peering through a paper towel roll.

At night, that tube seems covered with a blanket.

DeWitt, 32, was born deaf and his vision has been deteriorating since he was a teenager. The Stoughton resident is one of just 45,000 Americans with Usher Syndrome, a rare genetic disorder that affects hearing

and vision.

There are currently no universally agreed upon treatments for Usher Syndrome.

While DeWitt has struggled to find a job and will never be completely independent, he's worked to find others like him and protect funding for deaf-blind people in Massachusetts.

DeWitt, who has an information technology degree from Rochester Institute of Technology and a graphic design degree from Northeastern University, spoke to The Enterprise through sign language.

His mother, Karen Duke, who lives with him, trans-

■ Awareness/PAGE 4



SCOTT EISEN/THE ENTERPRISE

■ Randall DeWitt, 32, of Stoughton wears his night-vision goggles that allow him to see after dark.

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1	5	6			3		
2	9		5				1

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LOTTERY masslottery.com

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1-0-3-7	\$3,767	\$527	\$45	\$5	\$157	\$88	\$88	EVENING
6-5-8-3	\$3,844	\$538	\$46	\$5	\$160	\$90	\$90	MID-DAY

Sunday's Mass Cash
12-13-20-31-34

Saturday's Megabucks
16-27-33-37-38-45

Saturday's Powerball
2-11-35-52-54
Powerball: 13

Saturday's Mass Cash
10-16-18-31-35

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FILE PHOTO

■ Brian Creedon, Brockton's water systems manager, is shown at the water filtration plant on the banks of Silver Lake in Pembroke, the city's primary water supply. Creedon said he could not speak in-depth about the potential costs of operating the desalination plant in Dighton the city is considering purchasing. "It's something that is going to be looked at," he said.

State reports offer insight into true cost of water plant deal

WATER/FROM PAGE 1

Yet the company spends millions of dollars operating the plant. In 2013, for instance, Aquaria bought nearly \$125,000 worth of electricity, \$50,000 worth of boiler fuel and spent more than \$500,000 maintaining its water supply facilities.

All of this information is publicly available, but has largely been absent from the public discussion of the Aquaria deal. As Mayor Bill Carpenter's proposal sits before the Water Commission – its first stop in a months-long approval process – officials have said they are working to gather information but have yet to provide detailed operational costs at two public meetings.

"They're not telling people the truth, the whole truth and nothing but the truth," said Ron Matta, a city activist and former mayoral candidate. "They're telling people what they want people to know and hiding the rest."

In just one day this week, The Enterprise was able to gather copies of Aquaria's annual reports to the state Department of Public Utilities for 2011, 2012 and 2013. A state official provided two of the three by email, within a few hours of the newspaper receiving one from a concerned resident.

The reports, each about 30 pages, offer detailed accounts of how much it costs to turn saltwater from the Taunton River into drinking water. They also describe how the company values its property and infrastructure, and lay out the flat fees Brockton has been paying

each year as part of a 20-year contract officials signed more than a decade ago.

Brockton has 14 years left on the contract, which will cost the city \$6 million this year and as much as \$10 million annually in the years ahead. The fees do not include water itself, prompting Carpenter to describe the contract as an "albattross" around the city's neck and the reason he proposed the \$88 million purchase.

A tentative agreement with Aquaria requiring approvals from the Water Commission, City Council and state Legislature would void the contract. Instead, the city would get a 20- or 30-year loan and pay \$5 million or \$5.5 million per year in financing costs, saving at least \$1 million annually, according to the city's CFO John Condon.

Critics question those numbers, however, arguing that operational and financial costs would eat into potential savings.

"Once the contract is over, it's over," City Council President Robert Sullivan said. "You buy this thing and never mind the operating expenses, what about the liability expenses?"

Water commissioner Kate Archard has been the most vocal critic of the proposal on the board. She brought up Aquaria's annual expenses during the first public meeting on the deal in early August.

Condon said at the time that the \$88 million price tag was the result of financial negotiations and that officials were still putting together

operational details. During a second meeting Tuesday, Condon said he was still not sure of the operational costs.

"You don't agree to a price and then do the fact finding," Archard said. She plans to ask for an outside financial audit of the proposal at the commission's next meeting in October.

The information provided by the state filings offers insight into whether the city could save money by buying the plant versus sticking with the existing contract.

Condon has said that within a few years the city will pay \$10 million annually for water it does not use. Financing would cost approximately \$5 million per year.

Aquaria listed total operating expenses of \$4.5 million or \$4.6 million each of the last three years.

A significant portion of that – \$2.5 million for depreciation each year – would likely not be included on the city's balance sheet because it is a "paper cost" describing the declining value of a property that private entities use to reduce their income tax burden, said Walter Matisewski, a certified public accountant and the president of the Rhode Island and Massachusetts chapter of the National Association of Tax Professionals.

But even without depreciation, Aquaria pegged its annual operating costs at nearly \$2 million. Included in the 2013 report is \$233,000 for insurance, \$240,000 to pump water and \$616,000 for the labor, supplies and maintenance that goes into water purification.

tion – all as the plant is producing on average less than 10 percent of the water the city is seeking.

The mayor's office referred questions about the operating costs to Condon, who did not respond to a request for comment Wednesday and was out of the office and unavailable Thursday and Friday.

Water Systems Manager Brian Creedon said he could not speak in-depth about the potential costs, saying "it's something that is going to be looked at." He referred further questions to commission Chairman Ossie Jordan, who did not return a message.

Moises Pariente, a general manager with Aquaria, could not be reached Friday. He has not responded to previous messages about the proposed deal.

Several city councilors, who would also need to approve the deal, said they are eager to learn more information about the desalination plant.

"Everything has to be looked into, the operational cost, the infrastructure," Ward 2 Councilor Thomas Monahan said. "We don't want to get ourselves trapped in a bad deal."

Ward 7 Councilor Shirley Asack said she has yet to receive the state reports and would like to be able to examine the numbers.

"The more information we have the better we'll be able to make a decision," she said.

Joseph Markman may be reached at jmarkman@enterpriseneews.com.

California's crop harvest much smaller because of water shortage

SACRAMENTO, Calif. (AP) – With harvest time across California, many of the state's once-robust crops – from the grapes that make world-famous wines to popular almonds – are anticipated to be smaller than usual this year due to the state's historic drought.

The water shortage has also led to shrinking orange and pistachio crops as well, the Sacramento Bee reported Sunday. Farmers in rural California are expected to feel the effect as an estimated 420,000 acres of farmland, or about 5 percent of the total, has gone unplanted this year, according to the newspaper.

Also, economists at the University of California, Davis said that agriculture, once a \$44 billion annual business in California, will suffer a

financial hit of \$2.2 billion due to revenue losses and higher water costs.

Another important crop affected by the drought is rice, which is served in restaurants across the country and exported to Asia. About 140,000 acres, roughly one-fourth of California's rice fields went fallow this year, according to the California Rice Commission.

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The Enterprise

NATION

OBAMA SAYS POLITICS NOT FACTOR IN DELAY ON IMMIGRATION REFORM

President Barack Obama said Sunday that he did not postpone his highly anticipated executive actions on immigration because of November's congressional elections, but because he wanted to build support for his plan.

"It's going to be more sustainable and more effective if the public understands what the facts are on immigration," Obama said on NBC's "Meet the Press." "I want to spend some time, even as we're getting all our ducks in a row for the executive action."

PAGE 4

LOCAL

MANY EXPERTS EXPECT VOTERS TO STAY AWAY FROM POLLS TUESDAY

Many local voters are waiting until November to weigh in on statewide races such as governor and attorney general.

Secretary of State William Galvin is predicting less than a 20-percent turnout for tomorrow's state primary, and on Sunday, many voters said they were passing on the polls this week.

"I let the primaries figure themselves out," said Jerry Morrelo of Brockton.

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REGIONAL

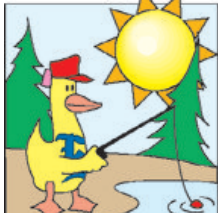
ANOTHER SHARK SIGHTING BRINGS NEW WARNINGS

Ocean swimmers and bathers south of Boston are being warned to take extra precautions as a recent shark sighting in Scituate and a shark encounter with kayakers in Plymouth drive home a simple lesson in marine biology: Seals mean sharks.

The Scituate harbormaster has sent an email about a possible great white shark spotted hunting a seal.

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WEATHER



Tonight
Mostly clear
Low: 58



Tomorrow
Slight chance of rain
High: 68 Low: 59

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IT MUST BE THE SHOES

Several local violent robberies caused by pursuit of expensive sneakers that have become status symbols



MARC VASCONCELLOS/THE ENTERPRISE

■ Troy Dolan, district manager at Expressions at Westgate Mall in Brockton, shows a Michael Jordan sneaker on Saturday.

By Benjamin Paulin
ENTERPRISE STAFF WRITER

BROCKTON

When Brockton police detectives execute search warrants in the city during drug raids, Lt. Kenneth LeGrice said, they aren't surprised when they see 50 to 100 boxes of sneakers in someone's home.

Air Jordan, Nike, Reebok and New Balance are just some of the brand names they see.

The shoes can range in price from hundreds to thousands of dollars per pair.

"We go into many places where there's brand new sneakers in boxes," LeGrice said. "Sneakers are a big lure for these kids for some reason. They've become a status sym-

bol. They've become something that people covet."

In some recent incidents in the Brockton area, the popularity of the athletic shoes has led to violent crimes where people are robbed of their sneakers or money or both.

On Wednesday, a 16-year-old who had arranged to buy a pair of sneakers through someone on Facebook ended up getting robbed of his money at knifepoint and beaten by a group of seven youths in Brockton. The Facebook page was subsequently deleted by the user, police said.

On Aug. 26, an 18-year-old Stoughton youth was left beaten, bloody and standing in his socks with his shirt ripped after police said he was robbed by four men of his white

SNEAKERS/PAGE 2

Local women on mission to erect memorial stones at unmarked graves of babies

Trustees at Middleboro cemetery want to transform 'babies section' into healing place to mourn loss of child

By Alice Elwell
ENTERPRISE CORRESPONDENT

MIDDLEBORO – In a neglected corner of the Nemasket Hill Cemetery lies more than 70 unmarked graves, their tiny occupants largely forgotten except, perhaps by the mothers who carried them.

These graves hold the bodies of babies who didn't survive to full term or died shortly after birth. The graves are from the 1930s to the 1980s,

when those babies were buried with very little fanfare without caskets or headstones.

It's heartbreaking to walk through the "babies section," said Carol Damon. She said many mothers still visit. Even though they don't know exactly where their baby is buried, they leave flowers, plants and cards.

Joan Gladu and Damon, members of Nemasket Hill Cemetery trustees, hope to erect memorial stones in the babies section, but they lack funding. Nemasket Hill, established in 1661, is one of the oldest burial grounds in the country. It isn't owned by a corporation but by the families who have loved ones buried there. There are no employees,

BABIES/PAGE 2

Idea of regional water authority floated many times over last five decades

Latest plan comes after half-dozen failed attempts at regionalizing water and sewer services in Brockton area

By Joseph Markman
ENTERPRISE STAFF WRITER

BROCKTON – Paul Collis, an attorney from Halifax, sits on a board founded 50 years ago to manage the region's water problems.

The Central Plymouth County Water District and its oversight boards were created in 1964 by an "emergency law" in response to a severe drought. The district represents several area communities, including Brockton, and was designed to extend the city's water supply by diverting water from two nearby ponds into Silver Lake, the city's main drinking water source.

But like many attempts over the past 100 years to fix the area's water inequities, the district fell short of expectations.

"They actually envisioned that the district would become a regional water authority and charge people for water," Collis said.

Instead, Brockton acts as the "de facto" water authority for the region because of its tap on Silver Lake, its wastewater treatment facility, the Aquaria desalination plant and the resulting water and sewer connections to several area towns, Collis said.

Pine duBois, executive director at the Jones River Watershed Association, said the result is poor water quality management, leading to the continued degradation of regional water sources.

"The costs associated with poor management are now being felt," duBois said. "The city really does have to emerge from its past."

Last month, a tentative plan surfaced that proponents say could facilitate such a change.

WATER/PAGE 3



MARC VASCONCELLOS/THE ENTERPRISE

■ Carol Damon, a trustee of Nemasket Hill Cemetery in Middleboro, is shown in the "babies section" of the cemetery, where many of the graves are unmarked.



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WORLD BRIEFS

GOVERNMENT SAYS SMALL METEORITE STRIKES NICARAGUA

MANAGUA, Nicaragua — Nicaragua's government said Sunday that a mysterious boom heard overnight in the capital was made by a small meteorite that left a crater in a wooded area near Managua's airport.

Government spokeswoman Rosario Murillo said a committee formed by the government to study the event determined it was a "relatively small" meteorite that "appears to have come off an asteroid that was passing close to Earth."

Murillo said Nicaragua will ask international experts to help local scientists in understanding what happened.

The crater left by the meteorite had a radius of 39 feet and a depth of 16 feet, said Humberto Saballos, a volcanologist with the Nicaraguan Institute of Territorial Studies.

SHELLS HIT MOGADISHU AFTER AL-QAIDA-LINKED MILITANT LEADER'S DEATH

MOGADISHU, Somalia — A Somali police officer says mortar shells have struck a Mogadishu neighborhood a day after the al-Qaida-linked militants named a new leader and vowed to avenge the death of the previous leader killed by a U.S. airstrike.

Mohamed Abdi said Sunday the shells landed in residential areas in Hamarjajab neighborhood, wounding five residents. No group has claimed responsibility for the attack.

But al-Shabab militants, while naming Ahmad Umar, also known as Abu Ubaidah, as their new leader, vowed to avenge the killing of their previous spiritual leader, Ahmed Abdi Godane, killed in a U.S. airstrike last Monday. Somalia's government said Friday night that it has credible intelligence al-Shabab is planning attacks in retaliation for Godane's death.

10 KILLED WHEN PLANE CRASHES IN COLOMBIAN JUNGLE

BOGOTA, Colombia — Officials say a plane crashed in Colombia's southwestern jungle, killing 10 people on board.

The director of operations for Colombia's civil aeronautics agency said Sunday that the bodies have been recovered from the flight, which was going from Aracacara to Florencia in the country's southwest.

Col. Juan Carlos Rocha said the plane was reported missing at about 3 p.m. Saturday. Officials are trying to determine why it crashed in the Puerto Santander region as well as the identities of the dead.

Officials said the cause of the crash had not yet been determined.

— THE ASSOCIATED PRESS



ASSOCIATED PRESS

■ Jamaican Marine Police return to the Port Antonio Marina after a fruitless search for a plane that crashed into the ocean near Port Antonio, Jamaica, on Friday.

Search for plane off Jamaica suspended

KINGSTON, Jamaica (AP) — After scouring an expanse of white-capped waters off Jamaica for three days, rescuers lost hope of finding a prominent New York couple or recovering wreckage of their small plane that traveled on a ghostly journey last week after the pair was apparently incapacitated.

On Sunday, the Jamaican military and the U.S. Coast Guard both decided to suspend air-and-sea searches for Laurence and Jane Glazer, whose single-engine plane flew on its own for 1,700 miles Friday before running out of fuel and slamming into deep waters some 14 miles off Port Antonio on Jamaica's northeast coast.

U.S. Coast Guard Capt. Todd Coggeshall, chief of response management, said the agency called off search-and-rescue operations with "extremely great care and deliberation." He said a decision is made to suspend a search only after the "area is saturated several times with a maximum number of assets, resources and crew effort, and persons in distress are still not located."

cated."

Later Sunday, Maj. Basil Jarrett said the Jamaica Defense Force ended its sea search after reassessing the diminishing probability of having any success. But he stressed that the Caribbean country's military "will be vigilant along the coastline to see if any debris washes up" in coming days. On Friday, crew of a Jamaican military plane photographed floating material they believed was consistent with a high-impact debris field, but it apparently sunk before it could be recovered at first light Saturday.

Jamaican rescuers on Sunday shut down an emergency operation center in Port Antonio, an off-the-beaten-track place with a smattering of luxury villas.

The next steps, if any, for locating the New York couple's remains or wreckage from their single-engine turboprop Socata TBM700 were not immediately clear. The Caribbean waters where the high-performance plane went down has depths of roughly 6,560 feet.

Ukraine cease-fire threatened as two sides trade accusations

By Sergei L. Loiko
LOS ANGELES TIMES

MARIUPOL, Ukraine — A 2-day-old cease-fire between pro-Russia separatists and Ukrainian government troops was violated several times early Sunday as Ukrainian positions were bombarded with artillery and missile fire.

The barrage, which began shortly after midnight, destroyed a gas station near a checkpoint on the outskirts of Mariupol.

In another violent incident, unknown attackers with automatic weapons fired on a car in the city's center about 1 a.m. and killed two people. The car was carrying three adults and two children. The two slain were adults; the others in the vehicle were injured and taken to a hospital.

Another post-midnight attack on a civilian car elsewhere in

Mariupol left two people wounded, said a spokesman for the Azov Battalion, a volunteer Ukrainian militia.

"It looks as if enemy infiltrators were trying to stage these random attacks to sow panic in the city," said the spokesman, whose code name is Baida.

Separatist leaders in the Donetsk region, meanwhile, accused Ukrainian troops of violating the truce and threatened retaliation.

"By all accounts, (Ukraine President Petro) Poroshenko is not completely in charge of his troops," Vladimir Kononov, a defense official of the self-proclaimed Donetsk People's Republic, said in a statement on the group's website. "For Kiev, the goal of the truce is to regroup and deal us a strike. We are ready for it. If provocations continue, I will have to give an order to shoot to kill."

Idea of regional water authority floated many times

WATER/FROM PAGE 1

The Metro South Chamber of Commerce is pushing for the creation of a regional water authority, and is expecting a report exploring options by the end of the year.

The idea of the authority would be to achieve greater water-rate stability, make rates more consistent among communities and improve cost management, infrastructure investment and water quality.

Chris Cooney, president and CEO of the chamber, said the idea, in part, is to "shine a light" on the region's water issues. The chamber has hired the University of Massachusetts Donahue Institute to look at options.

"The study may come back and say we don't see it," Cooney said. "But we don't want to keep on talking about it without actually studying it and seeing if it's possible."

There have been at least a half-dozen attempts at regionalizing water and sewer services in the Brockton area over the last 50 years, and all of them failed.

The Old Colony Planning Council tried three or four times throughout the 1970s, 1980s and early 1990s, according to executive director Pasquale Ciarabella.

Ciarabella said the biggest sticking point has been concern among towns about water and sewer rates rising with regionalization.

"You always get some communities that either didn't want to participate or voted it down," Ciarabella said. "Now the timing might be right. It would give them a lot of economic opportunity."

Some towns, such as Easton, with its industrial park bordering the city, have expressed interest in using Brockton's recently increased capacity at its wastewater treatment plant to spur development.

Whitman, on the other hand, is comfortable right now with its current water and sewer connections to Brockton, Whitman Town Adminis-

trator Frank Lynam said.

"If something's working why would you change it?" Lynam said. "We're not necessarily looking for additional capacity at this time."

The last significant attempt at regionalization coincided with the effort to build a desalination plant in Dighton. Brockton officials are considering purchasing that plant for \$88 million to get out of a 20-year contract with plant owner Aquaria.

The plant was never supposed to be built by a private company. Initially it was supposed to be operated by a regional water authority, said Jeff Hanson, an engineer who helped mastermind construction of the desalination plant to boost water availability in the region.

"It was an outgrowth of the desalination plant," Hanson said of the regional authority. "In my original concept, it would serve not only Brockton but towns around it."

State Sen. Marc Pacheco, D-Taunton, sponsored the regionalization bill, introduced in 1999, to establish the Southeast Water Supply District.

"A lot of communities were a bit hesitant," Pacheco said. "They didn't necessarily want to create another MWRA."

Jack Yunits was Brockton's mayor at the time. He said the city and surrounding towns would be better off if a regional authority had been created and sold water from the plant to area towns.

Instead, Aquaria built the plant, relying on Brockton's multi-million dollar contract. In the six years since it opened, the plant has provided little to no drinking water to the city and the company never upheld its promise to market water to other towns, Yunits said.

"I applaud the chamber for putting regionalization back on the charts," Yunits said. "It doesn't have to be complicated. Someone just needs to take the lead on it."

Joseph Markman may be reached at jmarkman@enterpriseneews.com.

The history of Brockton's water woes

By Joseph Markman
ENTERPRISE STAFF WRITER

BROCKTON — The city's water troubles date back more than 100 years.

After the Civil War, Brockton became an industrial center, attracting shoe factories and textile mills and its water demands eventually outpaced its supply from the Brockton Reservoir.

In 1899, the state Legislature allowed the city to tap Silver Lake, a 640-acre lake in Pembroke, Kingston and Plympton.

Half a century later, a severe drought prompted the creation of the Central Plymouth County Water District and allowed Brockton to divert water from Monponsett Pond and Furnace Pond into Silver Lake.

Despite those measures, Brockton faced another water shortage in the 1980s, which eventually led to the construction of the Aquaria desalina-

tion plant.

The state banned new water connections in the city and decreed that Brockton find alternative sources of water. The city established new local sources and took conservation measures.

A decade later, the hook-up ban was dropped, but the city still needed access to more water.

City officials explored several options, including connecting to the Massachusetts Water Resources Authority, but, as another drought lashed Silver Lake in the early 2000s, Brockton officials signed a 20-year contract with Aquaria and its desalination plant in Dighton for access to water.

The plant was originally conceived as being part of a regional water authority, but that plan stalled in the state Legislature.

Eventually, Aquaria built the plant with a heavy reliance on

Brockton's financing. Since then, the company has not provided a significant amount of drinking water to the city and has not sold water to other towns.

Mayor Bill Carpenter is proposing that the city buy the plant for \$88 million to get out of its contract, which will cost the city \$6.3 million this year. A tentative deal needs approval from the Water Commission, City Council and state Legislature.

And within the next several months, area officials could be considering another water and sewer regionalization plan being explored by the Metro South Chamber of Commerce. A report on potential options is expected from the University of Massachusetts Donahue Institute by the end of the year.

Joseph Markman may be reached at jmarkman@enterpriseneews.com.

Syrian rebels lament lack of weaponry from U.S.

By Raja Abdulrahim
LOS ANGELES TIMES

ATARIB, Syria — As the Syrian government warplane flew overhead, Malik Abu Iskandaroon ran to a storage room and grabbed a Russian-made surface-to-air missile.

Moments later, on the roof of the three-story villa, which serves as air force headquarters for the Harakat Hazm rebel group, he squinted at the threat in the sky.

Missile launcher resting on his shoulder, Abu Iskandaroon prepared to fire. But in the end he refrained, as the Sukhoi fighter jet flew by, miles out of range of his older-generation weapon. As he stood by helplessly, the plane fired one rocket toward the town, killing four people.

The Russian-made Igla missiles "can strike a target up to (1.2 miles) away," said Abu

Iskandaroon, who defected from a nearby government battalion. But the government warplanes "don't fly under 4 kilometers."

Months ago, Harakat Hazm, along with several other Western-backed Syrian rebel groups, appeared on the verge of receiving a strong boost in firepower they hoped would tip the balance of the civil war. In the spring, Harakat Hazm, with an estimated 7,000 fighters, became one of the first Syrian opposition militias to receive a shipment of American-made BGM-71 TOW antitank missiles.

But the U.S. weapons shipments proved to be very few. The advanced weaponry they'd hoped for never arrived.

"It was supposed to be a positive sign for additional American aid," Harakat Hazm commander 1st Lt. Abdullah Awda said. "But as a missile, it is just a missile like what we were al-

ready using."

Islamic State's recent advances in northern and eastern Syria have added urgency to the question of delivering new arms to Syrian rebels, to help combat an extremist group now seen as a significant international threat. But the firepower supplied by the West has proved inadequate, and so has the pace of supply.

As the U.S. considers the possibility of launching airstrikes in

Syria against the Al Qaeda breakaway group Islamic State, President Obama this week emphasized the need to more effectively support moderate rebels in Syria. But commanders on the ground say they have not been included in any discussion of U.S. airstrikes or additional weapons, underscoring the shaky and limited partnership the Americans have with their only Syrian allies.

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NATION

ACTOR AND COMEDIAN ROBIN WILLIAMS DEAD IN APPARENT SUICIDE

When Robin Williams graduated from Redwood High School in Marin County, Calif., his classmates couldn't help themselves: They voted him both "most humorous" and "least likely to succeed." He topped them.

Williams became one of the world's most successful entertainers, an actor and comedian whose manic energy animated characters who, like himself, seemed to be spinning hilariously out of control. Williams, 63, was found dead in his Tiburon, Calif., home Monday in an apparent suicide.

PAGE 5

LOCAL

SUSPECT IN AVON KIDNAPPING CASE AVOIDS CAMERAS

Scott Morrison was in Norfolk Superior Court for his arraignment on kidnapping and conspiracy charges Monday, but no one from the public saw his face.

The 46-year-old Norfolk man is one of four men allegedly involved in the January kidnapping of James Robertson, 37, of Avon.

Morrison stayed out of the courtroom, waiving his right to appear, after the judge denied his attorney's request to remove cameras from the proceeding. "ID of the defendant is an issue in this case," said attorney Edward J. McCormick.

PAGE 9

STATE

THREE MARKET BASKET BOARD MEMBERS URGE END TO STANDOFF

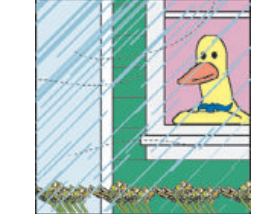
Three independent Market Basket board members have called again for the supermarket chain's protesting employees to return to work, and customers to return, and said they are available to negotiate an end to a battle over control of the company.

PAGE 6

WEATHER



Tonight
Mostly cloudy, chance of rain
Low: 65



Tomorrow
Rain
High: 76 Low: 61

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If accused wife beater gets help, she will take him back

Middleboro woman calls ex-UFC fighter charged with brutally assaulting her a 'great father'

By Maria Papadopoulos
ENTERPRISE STAFF WRITER

MIDDLEBORO — Kaitlyn Grispi wants her dog back.

She also wants the man that she married three years ago,

INSIDE

Neighbor says wife confided to her about the abuse

PAGE 2

Joshua Grispi, back in her life — but only after he's gotten help.

He is accused of brutally beating her in a case that one Middleboro police officer called "the worst case of domestic violence I've ever seen."

Joshua Grispi, 25, a professional cage fighter and former

Ultimate Fighting Championship (UFC) competitor, was arrested twice in four days, Aug. 1 and 4, and he faces a string of domestic abuse, firearm, drug

"I'm not just going to throw away a marriage."

Kaitlyn Grispi
wife in domestic violence case

and animal cruelty charges after allegedly assaulting his wife.

Court documents detail brutal abuse of Kaitlyn at the hands of her husband — including allega-

tions that he punched and kicked her repeatedly, pulled her off the ground by her hair, trained the family dog to attack her and sent her recent texts threatening to choke and kill her.

Kaitlyn told police that her husband — who has a tattoo reading "Break jaws not hearts" — had sicced the family dog, Buddy, on her weeks earlier.

Despite the documented abuse and her reported and visible injuries, she said Monday that she loves her husband, who is being held without bail at the Barnstable County Correctional

WIFE/PAGE 2



■ Kaitlyn Grispi talked on Monday outside her house in Middleboro about her relationship with her husband.

BARREL OF FUN



■ Lisa Barone takes her horse Muffy around a barrel during the Brazilian rodeo and concert at the Brockton Fairgrounds on Sunday that drew thousands of people.



INSIDE & WEB EXTRA

■ View all the photos from the rodeo at enterpriseneews.com

■ More photos from the rodeo and concert, [Page 12](#)

BROCKTON

Police probe three more shootings in 35 minutes

By Benjamin Paulin
ENTERPRISE STAFF WRITER

BROCKTON — Thomas McDonnell heard 12 gunshots outside his Linwood Street house early Saturday morning.

After the shooting was over, he heard two people yelling back and forth to one another.

"They were screaming, 'Is that you? Is that you?' and the other guy screamed 'No, mine's on safety mode. Mine's on safety mode,'" McDonnell said.

The shooting was just one in an eruption of gun violence in the city over the last three days that saw one man killed and a woman shot in the

GUNFIRE/PAGE 3

Brockton mayor pitches \$88 million desalination plant purchase

By Joseph Markman
ENTERPRISE STAFF WRITER

BROCKTON — Since 2008, Brockton has been paying millions of dollars a year for drinking water it does not use.

On Monday, Mayor Bill Carpenter said he would like to change that by having the city spend \$88 million to purchase the Aquaria desalination plant, canceling a 20-year water contract that has been an

"albatross" for Brockton.

"We are stuck in a bad deal now," Carpenter said. "It is in the best interest of the ratepayers of Brockton to buy the plant."

Brockton has been spending \$4 million to \$6 million annually as part of a contract city officials signed in 2002, when the state required the city to find an alternative to its Silver Lake water source.

INSIDE

■ Power plant opponents wary of desalination deal, [PAGE 3](#)

Since the plant in Dighton opened in 2008, it has been pulling a minimal amount of water from the Taunton River to keep the plant's machinery in working order.

If the city bought the plant, Carpenter said, it could tap into millions of gallons per day for its own use and be able to sell drinking water to other communities, even though the current owners have been unable to do so.

But even without the sale of water to other towns, the city would save at least \$1 million annually

PLANT/PAGE 3

VIEWS

How do you feel about the city's proposal to buy the desalination plant?

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Brockton mayor pitches \$88 million desalination plant purchase

PLANT/FROM PAGE 1

just by getting rid of the contract and taking on bond financing, said John Condon, Brockton’s chief financial officer.

“This represents an opportunity to save millions of dollars,” Condon said. “This is the best option we have of walking out on an arrangement no one is satisfied with.”

The announcement of a potential deal – presented Monday morning to the Water Commission – was met with skepticism by some city councilors and residents.

They wondered why the contract has not been voided already and how much more in operating costs the city would have to pay beyond \$88 million. Several also questioned the timing of the deal, coming less than two weeks after a state Supreme Judicial Court decision denied drinking water for cooling at the proposed Brockton power plant.

“Special interests control this city,” former mayoral candidate Ron Matta said. “If this goes through it will be the biggest scam ever perpetrated against the city of Brockton.”

Paul Beckner, a city resident running for state representative, asked why the contract was not dissolved after Aquaria failed to show it was spending enough money marketing its water to

other communities, as required by its contract with the city.

Water Commissioner Kate Archard said she was concerned about how much the city would spend to operate the plant, biting into the proposed savings.

She also said the commission should hire an outside engineering firm to examine the plant, especially considering the breakdown of key equipment when its operations were

“We are stuck in a bad deal now. It is in the best interest of the ratepayers of Brockton to buy the plant.”

Mayor Bill Carpenter on desalination plant

ramped up for testing this summer.

“There’s a difference between looking at the price and the cost,” Archard said.

Because of the many unresolved issues, Ward 7 Councilor Shirley Asack said she would like to see a public forum held before the agreement moves forward.

“I’m hoping they’ve tried everything and this is their last re-

sort,” Asack said.

Under the terms of a tentative agreement reached with Aquaria officials last week, the city would buy the plant through a bonding measure, only if the owner proves it can deliver an average of 5 million gallons of water per day.

This year, the city will pay \$6.3 million to Aquaria. Brockton’s contract is through 2028, with annual payments rising to as much as \$10 million a year, Carpenter said, whether or not the city uses any water.

A deal would scrap the contract altogether. Instead, the city would pay either \$5 million or \$5.5 million per year in bonding costs, depending on whether it sought a 20- or 30-year bond.

Before the deal can be finalized, it must be approved by the Water Commission and the City Council, and a home rule petition must be passed in the state Legislature.

City Council President Robert Sullivan said he is completely against the idea of buying the plant.

“Brockton is in the people business, the government business, not the water business,” Sullivan said. “Once you own it, you own it. You own the good and the bad, the liability and the infrastructure repairs.”

Joseph Markman may be reached at jmarkman@enterpriseneews.com.

Power plant foes wary of desalination deal

By Joseph Markman
ENTERPRISE STAFF WRITER

BROCKTON – Opponents of the proposed Brockton power plant are questioning the timing of an Aquaria water plant deal Mayor Bill Carpenter presented Monday.

Less than two weeks after the state Supreme Judicial Court ruled that the power plant developer cannot use the city’s drinking water for cooling, Carpenter said he has a tentative agreement in place to buy the desalination plant in Dighton for \$88 million.

In its ruling July 31, the court said the state Energy Facilities Siting Board was right to deny Brockton Power Company LLC the use of drinking water from Silver Lake, citing environmental concerns.

The only approved cooling option now for the plant is wastewater, allowed by the siting board but denied to this point by city councilors, who stand unanimously against the power plant.

That leaves water from the Taunton River, processed by the Aquaria plant for drinking.

Loretta Murray, a longtime opponent of the 350-megawatt electricity generating plan proposed for Oak Hill Way, said Monday that she believes the Aquaria deal is another way for Brockton Power to get around residents’ opposition.

“They can walk right into a perfect deal and dislodge everything the city fought against,” Murray said.

City officials Monday insisted that was not the case.

“This has nothing to do with the power plant,” said Ossie Jordan, chairman of the Water Commission. “This is water the power plant cannot use.”

Brockton Power can seek to use the desalination water, however, if it goes through the city and state approval processes.

If the developer acquired the right to use the water, Brockton Power could then return to the siting board with a request to alter its permit, said attorney Lisa Goodheart, who has represented residents opposed to the power

plant.

That decision could then be reviewed by the SJC using the same standard applied in the previous appeal over drinking water, Goodheart said.

Ward 3 Councilor Dennis Eaniri said he understands the concerns of opponents, but does not anticipate the power plant getting its cooling water anytime soon.

“As far as the power plant issue, both sides are handcuffed right now,” he said.

Joseph Markman may be reached at jmarkman@enterpriseneews.com.

Police probe three more shootings in 35 minutes

GUNFIRE/FROM PAGE 1

leg.

Brockton police responded to four incidents where shots were fired early Saturday morning and another three early Monday morning.

City officials, activists and residents say the spike in gun violence has put a black eye on what has been a relatively blemish-free summer – at least when it comes to violent crimes. Many believe everyone in the community is responsible for helping to quell the violence.

“You never want to go through a spat of violence like that,” said Ollie Spears, a community activist in Brockton. “It sounds like a war in the city. That’s what it sounds like if you have that many shootings.”

Brockton police are investigating each incident, and as of Monday afternoon, do not believe any of them are related. No arrests have been made and police are actively searching for the person who shot and killed Quentin Phillips, 28, of Mattapan on Saturday.

Phillips was sitting in a car in a parking lot behind 11 Crescent St. early Saturday morning when he was shot in the chest. He died a short time later in the hospital.

The killing is the city’s ninth homicide this year.

“Any time that something like this happens it’s concerning,” Brockton police Lt. John Crowley said of the gun violence over the weekend. “Once that bullet leaves the firearm you can’t control where it travels to.”

McDonnell said Saturday’s

CITY GUNFIRE

The shootings in Brockton early Monday all happened within a span of 35 minutes:

■ **12:29 a.m.** – Shots were fired at a white SUV at 952 Montello St. Two handguns were recovered in the area of 932 Main St. It was unknown Monday morning if they were related to the incident.

■ **12:35 a.m.** – A person got out of a dark SUV and walked up to a driveway at 477 Warren Ave. The person fired at a black Kia that was parked in the driveway. Seven shell casings were found at the scene, police said.

■ **1:04 a.m.** – A man was sitting in his car at 382 North Main St. when a group of five men approached him. The man told police he heard two shots. One of them shattered his driver’s side window and he drove off and called police.

shooting, where a woman was shot in the leg, was not the first in his typically quiet neighborhood.

“We’re always concerned about the idea of retaliation. I’m afraid somebody might be driving by someday and doing a drive-by and saying, ‘That’s the house where my cousin got shot,’” McDonnell said.

The gunfire can take its toll on residents of the city, said the Rev. Steve Rahn, pastor at Grace Church on Main Street.

“It just tires people out. There’s this fatigue. It makes them feel hopeless like the city is a lost cause. It makes people

say, ‘This is Brockton, we’re never going to get better,’ and we need to fight that as hard as we can,” Rahn said. “Getting rid of violence is something that we have to work hard for. We should try to encourage people to stick it out here and to make their homes better, their neighborhoods better.”

Councilor-at-Large Shaynah Barnes believes it’s up to residents to keep a vigilant eye on what happens in their community.

“If you see something going on and if you think something is going to erupt, call the police,” Barnes said. “You have to not be afraid to do that. Don’t stay quiet. Be responsible for your neighbor; be responsible for your community. We have to have our own personal responsibility.”

In June, Barnes was driving in Brockton when she saw people arguing on the sidewalk. She called police because the situation seemed to be escalating. Police responded to help quell the situation.

Last year, Spears thought people were dealing drugs on his street. He called police and said he hasn’t seen the dealers back since.

“It definitely takes a community to be involved. If you see something, say something,” Spears said.

Brockton Mayor Bill Carpenter said police have stepped up patrols and additional detectives and state police troopers have been deployed.

“We’re got our work cut out for us but we’re up to the challenge,” Carpenter said.

Benjamin Paulin may be reached at bpaulin@enterpriseneews.com.

[Lens]

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NATION

MISSOURI GOVERNOR DECLARES EMERGENCY IN WAKE OF POLICE SHOOTING

Missouri Gov. Jay Nixon declared a state of emergency and imposed a curfew Saturday in a St. Louis suburb where police and protesters have clashed in the week since a black teenager was shot to death by a white police officer.

Nixon said that though many protesters were making themselves heard peacefully, the state would not allow looters to endanger the community where 18-year-old Michael Brown was shot in a street. The curfew will run from midnight to 5 a.m. today.

PAGE 3

LOCAL

TEEN ON BIKE STRUCK BY CAR IN BROCKTON

Police said a teenager was hit by a car on Forest Avenue Friday night, marking the second time in two days that a youth was hit by a vehicle in the city.

The 17-year-old was riding a bike when struck, police told WCVB. The incident occurred shortly after 9 p.m.

Police said the driver remained at the scene and the car was later towed away.

The teenager was taken to South Shore Hospital. Police told WCVB that he was alert and conscious when he was transported.

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STATE

ATTORNEY GENERAL RACE CLOSELY WATCHED

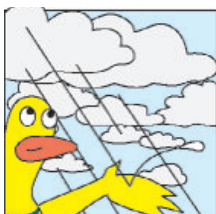
The Democratic race for attorney general may be the state's second most closely watched contest in the Sept. 9 primary, with candidates Warren Tolman and Maura Healey scrambling to distinguish themselves to voters.

Tolman has the higher political profile. He's a former state senator.

Healey has served for seven years under current Attorney General Martha Coakley.

PAGE 4

WEATHER



Today

Rain showers
High: 79



Tonight

Clear
Low: 65

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Afraid to leave batterers, victims suffer in silence

Recent Middleboro case spurs discussion about dynamics of domestic violence

By Maria Papadopoulos

ENTERPRISE STAFF WRITER

She has since covered up the bruises with a spray tan.

And nearly every day, Kaitlyn Grispi has talked by telephone with her husband of three years, 25-year-old Joshua Grispi, who is being held without bail in a Barnstable jail.

A professional cage fighter and former Ultimate Fighting Championship (UFC) competitor, he is accused of brutally beating her in a case that one

Middleboro police officer called "the worst case of domestic violence I've ever seen."

Yet Kaitlyn Grispi downplayed the abuse last week, saying her situation has been blown out of proportion in police and media reports. She said she loves her husband and she would take him back, but only after he's gotten help.

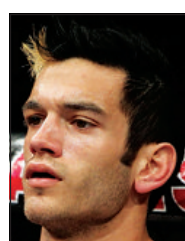
"I love him. I do love him," Kaitlyn said outside her Middleboro home last week. "I can get past that if he can get the help. I

know it can get better, because I know who he is."

The case illustrates how it can be difficult for a victim of domestic violence to get out of an abusive relationship – and why victims, who are often caught up in a cycle of violence, manipulation and fear, may re-



Kaitlyn Grispi



Joshua Grispi

peatedly go back to an abuser, experts say. "The most common reason why people do not leave their abusive partner is fear of retribution," said Elizabeth Englander, a Bridgewater State University psychologist and author of "Understanding Violence."

"They already know very well that this person is capable of real violence, and threatening worse violence if the victim leaves is very common," Englander said. "It's also a fact that when a victim plans to leave or leaves is often the period when they're in the greatest danger."

Kaitlyn Grispi began confiding in her neighbor Ashley Gallagher about the abuse eight months ago – after Gallagher

VICTIMS/PAGE 2

Tracking special deliveries



MARC VASCONCELLOS/THE ENTERPRISE

■ West Bridgewater firefighter/paramedic Patrick Picher, left, holds Cody Anderson, 1, while West Bridgewater firefighter/paramedic Corey Silva, right, holds Craig Anderson, 1, on Saturday at the West Bridgewater fire station.

EMTs get visit from 'miracles' they helped deliver

By Edward Donga

ENTERPRISE STAFF WRITER

WEST BRIDGEWATER It was a reunion one year in the making on Saturday as Meredith and Shawn Anderson brought their daughter, Melanie, 4, and their twin baby boys, Cody and Craig, to the West Bridgewater fire station to meet the firefighter-paramedics who helped deliver them.

On Aug. 15, 2013, Meredith was only 29 weeks preg-

nant when she gave birth to the two boys at her West Bridgewater home.

"I was in pain that day, but I was expecting twins. Pain is a relative term," Anderson joked, while recounting the experience.

A week before, she had been sent home from the hospital after being told she would not be having the babies for at least another six weeks but, as she soon found out, Craig and Cody had other plans.

As the pain got worse, Meredith called her husband, Shawn, at work, telling him that he had to come home and take her to the hospital. When he arrived back at their house, he found his wife sitting in the bathroom holding Craig with Cody still on the way. "I was the one out of control who didn't know what to do, and everything was great with her like she's done it before," Shawn said.

Meanwhile, a pair of firefighter-paramedics, Patrick

Picher and Corey Silva, were en route to the house.

"If I remember correctly, I think me and Corey were heading into Cumberland Farms getting snacks and stuff like that when the call came in that a woman was in labor," Picher said.

Then, as if that wasn't nerve-racking enough, they learned that it wasn't just one baby, but twins.

When they arrived, Shawn

TWINS/PAGE 5

BROCKTON

Water contract draining city's coffers

By Joseph Markman

ENTERPRISE STAFF WRITER

BROCKTON – It began with a drought.

A severe water shortage in the 1980s decimated Silver Lake, a longtime source of Brockton's drinking water, causing the state to ban new water connections in the city.

The order also decreed that Brockton find alternative sources of water. The city established new local sources and took conservation measures. A decade later, the hook-up ban was dropped, but the city still needed access to more water.

City officials explored several options, including connecting to the Massachusetts Water Resources Authority, but, as another drought lashed Silver Lake in the early 2000s, the city eventually settled on a radically different plan.

By 2002, former Mayor John T. Yunits and other city leaders were endorsing a contract with Aquaria, a company that had for several years been planning to build a plant along the Taunton River to turn salt



TAKE
THE
POLL

.....

■ Do you think Brockton should buy the Aquaria desalination facility?

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WATER/PAGE 2

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LOTTERY

masslottery.com

Massachusetts Lottery roundup						
SATURDAY EVENING NUMBERS GAME						
3-8-9-1 Payouts (based on a \$1 bet)						
EXACT ORDER				ANY ORDER		
All four	First or last 3	Any two	Any one	All four	First three	Last three
\$5,902	\$826	\$71	\$7	\$246	\$138	\$138
SATURDAY MID-DAY NUMBERS GAME						
5-2-6-0 Payouts (based on a \$1 bet)						
EXACT ORDER				ANY ORDER		
All four	First or last 3	Any two	Any one	All four	First three	Last three
\$5,275	\$738	\$63	\$6	\$220	\$123	\$123
INSTANT GAMES: GRAND PRIZE UPDATE						
(Through Aug. 15)						
Game	Claimed	Total	Top Prize			
\$800 Million Spectacular 2006	75	80	\$1,000,000			
Billion Dollar Blockbuster 2007	119	130	\$1,000,000			
Billion Dollar Blockbuster 2007	9	10	\$10,000,000			
Max A Million 2008	23	25	\$1,000,000			
Billion Dollar Bonanza 2008	7	10	\$10,000,000			
Billion Dollar Bonanza 2008	102	150	\$1,000,000			
Ruby Red 2008	9	10	\$1,000,000			
Boston Red Sox 2009	9	10	\$1,000,000			
\$100,000 A Year For Life 2009	23	25	\$1,000,000			
Harley Davidson 2009	6	10	\$1,000,000			
New England Patriots 2009	9	10	\$1,000,000			
Mega Cash 2009	37	40	\$1,000,000			
Red Sox Monster Money 2010	6	7	\$1,000,000			
Mega Monopoly 2010	14	18	\$1,000,000			
Mega Monopoly 2010	5	6	\$4,000,000			
Lifetime Spectacular 2010	28	30	\$50,000 Yr/Life			
Lifetime Spectacular 2010	4	5	\$400,000 Yr/Life			
\$1,000,000 Cashword 2011	16	24	\$1,000,000			
Wheel of Fortune 2011	6	10	\$1,000,000			
\$10,000,000 Diamond Mill. 2011	22	32	\$1,000,000			
\$2,000,000 Jingle Jackpot 2011	7	8	\$1,000,000			
\$5,000 A Week For Life	7	10	\$5,000 Wk Life			
\$10,000 Week For Life	3	6	\$10,000 Wk Life			
40th Anniv. Millions 2012	23	35	\$1,000,000			
40X The Cash 2013	4	6	\$1,000,000			
50X The Cash 2013	14	15	\$1,000,000			
100X The Cash 2014	11	15	\$1,000,000			
Cadillac Riches 2013	1	5	\$1,000,000			
4,000,000 JACKPOT	9	15	\$1,000,000			
Platinum Millions	16	35	\$1,000,000			
World Class Millions 2014	11	36	\$1,000,000			

MEGA MILLIONS	
ODDS. MEGA MILLIONS (Pick 5 of 75)	
Match	Odds
5 plus Mega Ball	1:258,890,850
5 match ONLY	1:18,492,204
4 plus Mega Ball	1:739,688
4 match ONLY	1:52,835
3 plus Mega Ball	1:10,720
3 match ONLY	1:473
2 plus Mega Ball	1:844
1 match plus Mega Ball	1:766
Mega Ball ONLY	1:75

MASS CASH	
(Pick 5 of 35)	
Match	Odds
All 5	1 in 324,632
4 of 5	1 in 32,164.21
3 of 5	1 in 74.63

WEEK DAILY NUMBERS		
Day	Night	Midday
Friday	9-0-4-2	5-0-8-6
Thursday	1-2-3-4	4-8-2-1
Wednesday	6-5-5-6	5-6-3-7
Tuesday	2-7-3-9	5-7-6-7
Monday	5-1-9-1	7-0-2-6
Sunday	5-2-4-8	7-8-4-2

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VOLUME 33 — NO. 47

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Water deal drains city coffers

WATER/FROM PAGE 1

water into fresh drinking water through a complex filtration process.

That year, the city entered into a 20-year contract to buy water from Aquaria, and the rest is history.

Today, as city officials grapple with a proposal made by Mayor Bill Carpenter to purchase the desalination plant for \$88 million, nearly everyone agrees that the contract did not turn out well for the city.

“What can we do about it has always been a question,” Councilor-at-large Jass Stewart said. “The city had to find a way to have access to an additional water source.”

Under the agreement, the city pays a fixed fee. It started at \$3.2 million in 2008 when the plant opened, stayed flat for three years, and then increased. This year the city will pay \$6.3 million for water it does not use.

Brockton’s participation was a key factor in Aquaria winning backing from investors for the plant.

In 2004, the city successfully sought a home-rule petition from the state Legislature allowing it to bypass local restrictions. Banks that had been asked to finance the construction project had said they did not want the contract dependent on annual votes of the City Council, required under a state

law regulating the purchase of services.

“They tied our hands by waiving our rights,” Ward 3 Councilor Dennis Eaniri said of the former city officials.

Richard Wainwright, a mayor of Brockton in the early 1970s, said Yunits and his top advisers pushed through the deal even though it was not beneficial to the residents of the city.

“The whole thing was a fraud from day one,” Wainwright

Ward 5 Councilor Dennis DeNapoli is the only current city councilor who was serving when the deal was struck. He said at the time he went along with advice from more senior officials.

“If I had to look back, I believe I would have voted against it,” DeNapoli said. “At the time, everyone was telling us we needed water.”

But it turned out the water crunch was only temporary.

“If I had to look back, I believe I would have voted against it. At the time, everyone was telling us we needed water.”

Dennis DeNapoli
Ward 5 city councilor

said. “Everybody knew it. I fought it from the beginning to the end.”

Yunits could not be reached for comment last week.

Wainwright said the city could still find a way out of the contract. The City Council, for example, could announce that any law firm able to break the contract would get \$5 million or \$10 million.

“It’s time to put a bounty in every legal newspaper in America,” he said.

Some, like Wainwright, were against the deal from the start. Others grew to oppose it later, after the burden of the mandated costs became clear.

Afraid to leave, victims suffer in silence

VICTIMS/FROM PAGE 1

said she kept noticing marks on the young mother.

“There’s been a lot of threats which has scared her from talking or seeking help,” said Gallagher, 29.

Late in the evening on Aug. 4, a partially clothed Kaitlyn ran from her home and her husband to her neighbor’s home for help. Gallagher said she locked the front door and armed her house with her security system. She shuffled Kaitlyn into a back room. She pulled out a large kitchen knife “in case (Joshua) came through.” She called 911.

Kaitlyn suffered a concussion, dog bites, bruises and scratches, and she said she spent the night in the hospital.

Court documents detail brutal abuse of Kaitlyn at the hands of her husband, including allegations that he punched and kicked her repeatedly, pulled her off the ground by her hair, trained the family dog to attack her and sent her recent texts threatening to choke and kill her.

Joshua Grispi was arrested twice in four days, Aug. 1 and 4, and he faces a string of domestic abuse, firearm, drug and animal cruelty charges after allegedly assaulting his wife.

Kaitlyn told police that her husband, who has a tattoo reading “Break jaws not hearts,” had sicced the family dog, Buddy, on her weeks earlier.

When asked last week how many times she had been beaten before Aug. 4, Kaitlyn turned quiet.

“I don’t know,” she said. “I’m not going to say beat, but you could tell by the pictures. I’m not going to use words.”

Sometimes, victims of abuse may emotionally bond with their abuser as a survival strategy, also known as “Stockholm Syndrome,” according to the Rape, Abuse, and Incest Na-

DWARNING SIGNS

Is your partner someone who:

- is jealous and possessive toward you, won’t let you have friends or family contact, checks up on you constantly via phone, email or in person, won’t accept breaking up?
- tries to control you by being very bossy, giving orders, making all the decisions, without taking your opinion seriously?
- puts you down, critical of whatever you do and undermines everything you say?
- threatens you, uses or owns weapons?
- is violent and has a history of fighting, loses temper quickly and brags about mistreating others?
- pressures you for sex, is forceful or scary with regard to sex?
- thinks of you as a sex object?
- attempts to manipulate or guilt-trip you by saying “If you really loved me you would...”
- gets too serious about the relationship too fast?
- abuses drugs or alcohol and pressures you to take

them?

■ blames you when they mistreat you by saying you provoked them, pressed their buttons, made them do it, led them on?

■ has a history of bad relationships and blames the other person for all the problems?

■ believes that men should be in control and powerful and that women should be passive and submissive?

■ has hit, pushed, choked, restrained, kicked or physically abused you?

■ your family and friends have warned you about and told you they were worried for you safety?

■ If you answered “yes” to any of these questions about someone you know, help is available through local programs for victims of domestic violence. If you need immediate help, call police at 9-1-1.

Source: Jane Doe Inc., The Massachusetts Coalition Against Sexual Assault and Domestic Violence

DHELP

Where to get help:

South Shore Women’s Resource Center: 24-hour hotline – 888-746-2664 or 508-746-2664

Family and Community Resources: 24-hour hotline: 508-583-6498

A New Day: 24-hour hotline: 508-588-8255 or 800-293-7273

SAFEPLAN: Hingham – 781-749-7000; Plymouth – 508-746-2664

Safelink: statewide Domestic Violence Hotline: 877-785-2020

National Domestic Violence Hotline: 800-799-7233

National Sexual Assault Hotline: 800-656-HOPE

On the page, Kaitlyn wrote that she “started this fund in hopes for my family to get well while we recover from domestic abuse.”

When asked last week what she plans to use the funds for, Kaitlyn said she needs to pay her utility and other household bills. When asked if she had ever funded any bail amount for her imprisoned husband, she said, “No.”

Kaitlyn, who has met with a woman who counsels domestic violence victims, said she believes her husband’s aggression may be a result of concussions he suffered during his fights.

Their two children, ages 1 and 3, were placed in the custody of Kaitlyn’s parents after her husband’s arrest.

Kaitlyn remains steadfast in her commitment to her marriage to Joshua, a man she has known since age 13.

“It’s plain and simple. ‘If you get help, I will stay and make this work,’ ” she said.

Maria Papadopoulos may be reached at mpapa@enterpriseneews.com or follow on Twitter @MariaP_ENT.



MONDAY

■ Reports says when it comes to produce, consumers in the region are not buying locally.

NEWS



■ Watch a video of a historic building in West Bridgewater being demolished.

enterpriseneews.com



HIGH SCHOOL RUNNING BACKS TO WATCH

SPORTS 13



UKULELE CAMP HITS RIGHT NOTE

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NATION

MORE OUTRAGE OVER POLICE SHOOTING

FERGUSON, Mo. — Police breaking a weeklong silence and revealing the name of the officer involved in the fatal shooting of an unarmed black teenager was supposed to be a step toward healing a fractured community.

Instead, the decision by Ferguson Police Chief Thomas Jackson to accompany the release of the officer's name with a police report alleging that the teenager took part in a robbery shortly before the shooting sparked more outrage in the St. Louis suburb.

PAGE 8

LOCAL

BROCKTON ROLLOVER ACCIDENT INJURES THREE

A 50-year-old woman was flown to a Boston hospital and two other victims were taken to Good Samaritan Medical Center after being injured in a three-car accident in front of the Madrid Square condominium complex on Friday.

The collision, between two cars and an SUV, happened about 4:45 p.m. in front of 685 Oak St. and resulted in a Blue 2000 Mercury Mountaineer rolling over on its roof.

PAGE 4

REGIONAL

FIREWORKS SET OFF AT POLICE STATION LEAD TO CHARGES FOR PAIR

Fireworks set off on the front lawn of the police station led to charges against two men this week.

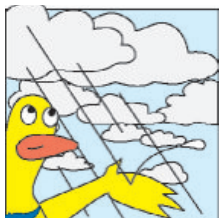
Officer James Cooledge was driving to work at 11:48 p.m. when he noticed a black SUV parked outside the station, Lt. Paul Taber said.

About the same time, fireworks went off on the lawn, causing some damage, he said.

"The newly manicured lawn of the police station was burnt by fireworks," Taber said.

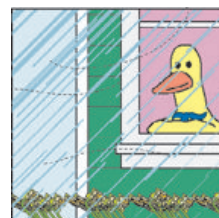
PAGE 3

WEATHER



Today

Partly cloudy
High: 77



Tonight

Rain showers
Low: 65

DETAILS, INSIDE | PAGE 12

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Brockton boy's death hits city, neighborhood hard

Little League coach says Nazair's 'smile could light up a room'

By Benjamin Paulin
ENTERPRISE STAFF WRITER

BROCKTON — When coach Adam Portrait didn't have anybody to play catcher on his Little League baseball team this spring, Nazair Nunes-Escobar came to him right away and offered to fill the position.

"He couldn't catch a ball being a catcher," Portrait, 22, of Brockton said, laughing. "He couldn't stop a ball from getting by him, but the effort was there. He suited up and did it more than anyone else could do."



Nazair
Nunes-Escobar

Tragically, 12-year-old Nunes-Escobar died Thursday after being struck by a tractor-trailer on Battles Street in Brockton.

Thursday was the youngster's 12th birthday. He was skating down the street on the new pair of Rollerblades he received as a birthday present when he was fatally struck.

Portrait was at a makeshift memorial on Battles Street Friday morning where dozens of candles were placed on the sidewalk a few feet from where the boy lost

INSIDE

Truck that killed 12-year-old Brockton boy ordered off the road because for violations

PAGE 2

his life.

Many of the candles were melted onto the sidewalk, remaining from a vigil the night before. Wax dripped down off the curb onto the street before hardening.

Stuffed animals, toys and rosary beads were scattered next to the candles. A lone balloon reading "Birthday Boy" flutered in the breeze.

NAZAIR/PAGE 2



BENJAMIN PAULIN/THE ENTERPRISE

Adam Portrait, Nazair Nunes-Escobar's Little League coach, holds up the medal Friday morning on which he wrote a farewell message.

FAMILY MATTERS

Middleboro man finds surprises while researching his family tree

By Seth Jacobson

A feeling of abandonment is what led Kristian Pedersen to discover he was related to several prominent families of Olde Abington and other South Shore towns and had ties to four U.S. presidents — George Bush and George W. Bush, Thomas Jefferson and Abraham Lincoln.

That empty feeling also fueled Pedersen's determination to produce "The Descendant," a genealogy TV show about his roots.

He is also working on a book on the same subject.

A Hanover native, Pedersen said he spent a great deal of his time with his grandparents because his father abandoned him when he was 4 years old.

"The concept of 'The Descendant' started three years ago when I decided to start researching my father's family," Pedersen said. "Several developments in 2010 pertaining to himself and his family brought back many emotions and feelings I had buried. I joined a genealogical website and began researching and found that I had a half-brother in Alaska along with nieces and nephews and now even great-nephews. A son without a father has no direction, no identity, so I was determined to find the history that had been denied me."



SETH JACOBSON PHOTO

Kristian Pedersen's research of his family tree led him to Mt. Zion Cemetery on the Abington-Whitman line.

He found out a lot about his history.

And more.

He discovered he had more family in Denmark and in other parts of the world.

His research also revealed some pretty startling revelations.

Pedersen found out he was

related to several old South Shore families, including the Olde Abington-based Dyer, Whitmarsh, Branch, Gurney and Jenkins clans.

He also discovered he was related to the Barstow family, who helped found Hanover and Norwell.

As he dug deeper, Pedersen

discovered his ties to presidents of the United States and traced his roots back to several people who came to America aboard the Mayflower.

"At some point on the Mayflower voyage, a man named John Howland fell

FAMILY TREE/PAGE 2

BROCKTON

Filing buoys power plant foes

By Joseph Markman
ENTERPRISE STAFF WRITER

BROCKTON — Despite repeated warnings about the potential financial damage of a \$68 million civil rights lawsuit, city officials claimed the opposite in a recent public filing.

In 2012, Brockton Power Company LLC sued the city and several individuals alleging they denied the company its civil and due process rights while trying to build a 350-megawatt electricity generating plant on Oak Hill Way.

That lawsuit, pending in federal district court, was named by both the developer and Mayor Bill Carpenter as the remaining path forward for the power plant after the Massachusetts Supreme Judicial Court ruled on two appeals July 31.

The two decisions simultaneously upheld a state agency's decision to approve the plant, but also ruled the developer can-

LAWSUIT/PAGE 5

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Obituaries appearing in this section are paid for and written by families, often through the services of a funeral director.

John F. Carroll Jr.

CANTON – John F. Carroll Jr., a lifelong resident of Canton, died peacefully August 14, 2014. He was 89 years old.

Born in Canton, John attended Canton elementary schools and graduated from Mission Church High School in Roxbury.

He proudly served in the U.S. Navy during World War II and Korea. John was a member of the American Legion Post 24 in Canton.

He worked for AT & T for over 30 years and after retirement started his own telephone service business “Jack’s Contracting” in Canton.

He was the devoted husband of the late Rose M. (Fahey); loving father of John Carroll and his late wife Andrea of Wis., Robert Carroll and his wife Kathleen of

Canton, Thomas Carroll and his wife Roberta of Brockton, William Carroll of Canton, and James Carroll and his wife Sue of W.Va.; brother of the late Eleanor James, Mary Ronan, Sister Caroline Carroll, Elizabeth Cash; proud grandfather of 12 grandchildren and 5 great-grandchildren.

A Mass of Christian burial will be celebrated Monday, August 18, 2014, in St. John the Evangelist Church, Washington St., Canton, at 10:30 a.m. Relatives and friends are respectfully invited to attend visiting hours in the Pushard Family Funeral Home, 210 Sherman St., Canton, Sunday from 2-6 p.m. Interment in St. Mary’s Cemetery, Canton. Pushard Family Funeral Home www.Roache-Pushard.com 781-828-2929



John F. Carroll Jr.

Report buoys Brockton power plant opponents

LAWSUIT/FROM PAGE 1

not use Brockton’s public water supply to cool the facility.

Without a settlement in which the council allows the plant to use wastewater for cooling, Carpenter said the city was likely to lose the \$68 million lawsuit.

“Our attorneys and experts say we have little chance to prevail,” Carpenter said at the time. “We are placed in a position to put residents in liability of tens of millions of dollars.”

Yet, just one day before the high court rulings came down, the city issued a document signed by Carpenter and City Treasurer Martin Brophy that stated the opposite.

On Page 65 of a 144-page municipal bond filing – seeking investors for \$7.3 million in tax-free loans – the city acknowledged there are “various cases pending in various courts through the Commonwealth where the City of Brockton is a defendant.”

However, the document goes on to read, “In the opinion of the City Solicitor for the City of Brockton, none of the pending litigation is likely to result, either individually or in the aggregate, in final judgments against the City that would materially affect its financial position.”

Opponents of the power plant called this a “clear contradiction.”

“The mayor has an agenda and it’s clear his agenda is selling public health down the river,” Ward 6 Councilor Michelle DuBois said. “They will say one thing if it supports one case and say another if it supports another case.”

Ed Byers, CEO of Cindy’s Kitchen and Stop the Power organizers, said the document shows Carpenter was trying to scare the council into settling the lawsuit while also maintaining a positive outlook for investors.

“This is perpetuating a fraud one way or another,” Byers said.

The July 30 document offers the sale of municipal bonds, which are issued by governmental entities to finance capital projects and regulated by the U.S. Securities and Exchange Commission.

John Condon, the city’s chief financial officer, said the document was drafted before the SJC

“It’s a situation of individuals pushing their agenda forward at all costs.”

Moises Rodrigues
city councilor-at-large

decisions, which have since made him more concerned about the outcome of the lawsuit because of the council’s stance.

Previously, when discussing how important it was for the city to settle the lawsuit, Condon said he believed the city would either win the suit or allow Brockton Power to go ahead with construction.

Neither of those outcomes would have had a significant negative financial impact on the city, he said.

Condon also said he spoke with Brockton’s bond rating agency, Standard & Poor’s, about the lawsuit before the bond issuance.

In a July 28 credit profile, Standard & Poor’s said the power plant lawsuit “could result in significant payments by the city as it currently accounts for roughly 19 percent of total government funds revenue.”

Carpenter said his take on the financial risk also shifted with the high court decisions.

“Everything’s changed now,” Carpenter said, also referring to the council’s stance against providing wastewater. “We’re making a conscious decision to block their ability to operate the power plant.”

Even before the high court rulings, however, Carpenter was taking steps to show the City Council how important a settlement was to city finances.

A week before the bond document was issued, Carpenter distributed a packet of “confidential” legal documents that showed the city could spend \$2 million more in the future litigating the power plant suit.

Councilor-at-large Moises Rodrigues said he was not surprised by the conflicting messages.

“It’s a situation of individuals pushing their agenda forward at all costs,” he said.

Joseph Markman may be reached at jmarkman@enterpriseneews.com.

RECENT DEATHS

Bowden, John J. Jr.	ABINGTON
Broadbent, Janet	PLYMOUTH
Carroll, John F. Jr.	CANTON
Crean, Robert A.	STOUGHTON
Scott, Robert C.	HANOVER
St. Jacques, Linda L.	SEBRING, FLA.
Willis, Viola J.	PHOENIX, ARIZ.

Robert A. Crean

STOUGHTON – Robert A. Crean, 68, died Wednesday, August 13, 2014, at Good Samaritan Medical Center in Brockton.

Son of the late Judith M. (Puljanowski) Crean and Albert E. Crean, he was born, raised and educated in Stoughton and was a graduate of Stoughton schools.

He continued his education by attending Bridgewater State College, Curry College and was a graduate of Fitchburg State College in Fitchburg.

He was a veteran of the U.S. Army.

Mr. Crean was a resident of Easton for over 35 years. He worked at Hal-Mark Systems in Stoughton for several years, retiring in 2008.

Prior to that, he was the owner of Abby’s Donut Shop in Lakeville from 1984-1993 and was a shop teacher at the Hanover Middle School for over 10 years.

He was a life member of the American Legion in Stoughton.



Robert A. Crean

In his free time, he enjoyed traveling, carpentry, playing pool and cards and watching bullfights.

Mr. Crean is survived by his children, Robert A. Crean Jr. of Jamaica Plain and Allyson Crean of Easton. He was the longtime companion of Theresa Russell; and was the brother of Abigail Lewis of Maine, David M. Crean of Stoughton and the late Judith Patrick and Edwin A. Crean. He is also survived by several nieces and nephews.

Funeral prayers will be offered in the Farley Funeral Home, 358 Park St. (Rte. 27), Stoughton, Tuesday at 10 a.m. Visiting hours Monday from 5-8 p.m. Interment will take place at Evergreen Cemetery.

Donations in Bob’s memory may be made to the American Heart Association, 30 Speen St., Framingham, MA 01701. Directions and obituary at www.farleyfh.com. Farley Funeral Home 781-344-2676

Robert C. Scott

HANOVER – Robert C. Scott, 60, of Hanover, formerly of Rockland, died August 14, 2014, at Beth Israel Deaconess Medical Center in Boston, after a long courageous fight with cancer.

He was born in Milford, son of Edward and Marilyn (Bliss) Scott. Bob was raised in Hopedale. He graduated from Hopedale High School and earned a bachelor’s degree from Fitchburg State University. He was a member of Epsilon Pi Tau.

Bob had been a teacher of technical education and engineering at Silver Lake Regional High School for 35 years. He was also the owner and operator of RCS Construction where he employed his sons and many former students.

Bob was a past president of the Old Colony Model T Club and former Scoutmaster of Troop 57 in Rockland.

He was devoted to his family and friends.

He is survived by his wife Lee A. (Reinhalter) Scott; and his sons, Jason R. Scott and his wife Jennifer of Braintree and Gary C. Scott of Hanover. He was the

brother of Mark L. Scott and his wife Krissy of Upton and Douglas E. Scott of Milford; the brother-in-law of Mark Reinhalter and his wife Dori of Md., and David Reinhalter of Pembroke. Also surviving are several nieces and nephews and a much awaited soon to be born grandchild.

The Scott family welcomes friends and loved ones to celebrate his life Monday, August 18, 2014, in the Magoun-Biggins Funeral Home, 135 Union Street, Rockland, from 4-7 p.m. A funeral service will be held Tuesday, August 19, 2014, at 11 a.m. in the funeral home. Burial will follow in the Hanover Center Cemetery in Hanover.

In lieu of flowers, donations in memory of Bob may be made to the Robert Scott Memorial Scholarship Fund, c/o Rockland Trust Co., 288 Union St., Rockland, MA 02370.

For directions or to share a memory on his “Tributes” page, visit www.magounbiggins.com.



John J. Bowden Jr.

ABINGTON – John J. Bowden Jr., 86, of Abington, passed away August 14, 2014.

Born September 30, 1927, in Brockton, he was the son of the late John J. Sr. and Helen (Foley) Bowden.

Raised and educated in Abington, he was a food service clerk at Stop & Shop.

John proudly served our country in the Army during World War II and Korean War.

John was the devoted husband of Priscilla (Newberg) Bowden; loving father of Bonnie Adams and her husband David of Upton, Gregory Bowden of Abington, Timothy Bowden and his wife Juli of Pa., and Kyle Hogan of Taunton; dear brother of Jane Valler and her husband James of Abington and the late

PHOENIX, Ariz. – Viola J. (Laphorn) Willis, of Phoenix, Ariz., passed away August 5, at the age of 84.

Born and raised in Brockton, Viola was a longtime resident of Easton, and worked in the Easton school system for many years before moving to Texas in 1998.

She was the daughter of the late James and Lillian (Scott) Laphorn. She was predeceased

Mary Burbine, Patricia Rose, and Thomas Bowden; cherished grandfather of Benjamin and Owen Adams.

Visiting hours in the Sullivan Funeral Homes, 45 East Water St., Rockland, Monday from 4-7 p.m. Funeral Mass will be celebrated in St. Bridget Parish, 455 Plymouth St., Abington, Tuesday at 9 a.m. Burial in St. Patrick Cemetery in Rockland.

In lieu of flowers, donations may be made to the MSPCA, 1300 W. Elm St. Ext., Brockton, MA 02301, or www.mpsca.org.

For directions or to share a guest book, visit SullivanFuneralHomes.com.

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Viola J. Willis

by her husband, Roy E. Willis Sr., sisters, Helen and Alberta Laphorn, and brother, James Laphorn Jr.

She is survived by her children, Roy E. Willis Jr. of Norton, Karen Rego of Boyd, Texas, and Steven Willis of Phoenix, Ariz.; grandchildren, Tracey, Shannon, Jackson, Casey, Thomas, Cary, James, and Catherine; and several great-grandchildren.

Linda L. St. Jacques

SEBRING, Fla. – Linda L. (Garden) St. Jacques, 67, formerly of Whitman, passed away Wednesday, July 30, 2014, in Sebring, Fla. She was the beloved wife of John St. Jacques.

Prior to her move to Florida in 2000, Linda had been a longtime resident of Whitman where she had worked for fifteen years as a secretary at the Conley School and for three years as secretary for the Whitman Town Selectman.

Linda had also been the owner and operator of “Linda’s Total Yard Care” of Sebring, Fla.

She was a member of the Tanglewood Quilting Club, the Red Hat Society, and during her years in Florida, Linda had been a member of the Bible Fellowship Church of Sebring.

In addition to her husband John, she is survived by her loving children, Lisa (Garden) Harper and her husband

Stephen of East Bridgewater and Michael Garden and his wife Sandra of Whitman; her grandchildren, Kelcey and Kristin Harper and Karlie and Colby Garden. She was predeceased by her daughter Jennifer Garden, and will be missed by her faithful dog “Max”.

Family and friends are invited to attend her visiting hours to be held Monday, August 18, from 4-7 p.m. in the Blanchard Funeral Chapel, Plymouth Street (Rte. 58 at the rotary), Whitman.

By request of the family, all other services will be private.

Donations in her name may be made to the Multiple Sclerosis Foundation, 6520 North Andrews Ave., Fort Lauderdale, FL 33309-2130, or online to www.msfocus.org.

For online condolences and directions, please visit www.blanchardfc.com.



Linda L. St. Jacques

Janet Broadbent

PLYMOUTH – Janet Broadbent of Plymouth died peacefully August 14, at the age of 93.

Born in Plymouth, September 15, 1920, she was a daughter of the late Edgar N. and Mary F. (Cassady) Broadbent. She was a graduate of Plymouth High School, Class of 1938, and North Adams State College, Class of 1942, and Boston University, Class of 1946.

Janet was an educator working in Plymouth, Sudbury, Duxbury and Bridgewater State College and an editor and educational consultant for Ginn & Co.

Janet had been a member of the Church of the Pilgrimage since 1938.

She belonged to the Order of Eastern Star, Delta Kappa Gamma-Educators Honor Society and the Plymouth Antiquarian Society.

After her retirement in 1982, she volunteered at the Lutheran

Nursery in North Plymouth, the Plymouth Public Library and did readings for the blind.

She is survived by her niece, Helen Niemi of Plymouth; her nephews, Francis Broadbent of Florida and Herbert Broadbent of W.Va. She was the aunt of the late Carol Reid and John Broadbent. Also survived by several great-nieces and nephews. She was the sister of the late Edgar Frances Broadbent.

A graveside service will be held Monday, August 18, at 1:30 p.m. at Vine Hills Cemetery.

Visiting hours in the Cartmell Funeral Home, 150 Court St., Plymouth, Monday from 12:30 - 1:15 prior to the graveside service.

Memorial donations may be made to Cranberry Hospice, 36 Cordage Park Circle, Suite 326, Plymouth, MA 02360.

For more info and online guest book, please visit www.cartmellfuneralhome.com.



Janet Broadbent

NOTICES

IN MEMORIAM
In Loving Memory Of
ROY YONKER
1996 18th Anniversary, August 16th 2014
God saw you getting tired,
A cure was not to be,
So He put His arms around you
And whispered "Come To Me".
A golden heart stopped beating,
Hard working hands at rest;
God broke our hearts to prove to us,
He only takes the best.
*With All My Love, Barbie
"Say hello to Ma for me"*



NOTICES

IN MEMORIAM



In Loving Memory Of
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To a KING
Played an ACE
Won a QUEEN!
Love always, Wes and family

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NATION

YOUNGER ADULTS COOL TO LOTTERY TICKETS

Getting younger adults interested in a 40-year-old industry – where arguably the biggest product innovation was the advent of the scratch card in 1987 – is a challenge for lottery leaders worldwide. “It’s being constantly talked about,” said North Carolina Education Lottery Director Alice Garland. Even when the power ball jackpot hit \$500 million, Garland couldn’t excite her three kids, ages 29, 30 and 33 at the chance to win big. **PAGE 4**

LOCAL

DISTRICT ATTORNEY PRAISES GUN REFORM BILL

A provision in the gun reform bill that the Legislature passed just before their session ended Thursday night will make it easier for prosecutors to convict and secure longer prison sentences for defendants who shoot at someone, officials said. “It was a late victory (Thursday) night for the people of Massachusetts and for law enforcement,” said Bristol County District Attorney Samuel Sutter, who lobbied lawmakers for more than seven years to enact legislation that creates two new criminal charges: assault and battery by means of discharging a firearm, and attempted assault and battery by means of discharging a firearm. **PAGE 12**

WORLD

ISRAEL SAYS SOLDIER WAS KILLED IN COMBAT

Israel’s military concluded early today that a soldier thought to have been captured by Palestinian militants was actually killed in combat in the Gaza Strip. The news came after a day in which Israeli forces raked the southern tip of Gaza with airstrikes and shelling and the country’s leaders said they were closing in on their goal of eliminating tunnels built by the militant group Hamas. **PAGE 5**

WEATHER



Today
Mostly cloudy
High: 72



Tonight
Partly cloudy
Low: 63

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POWER PLAY

City Council won’t back down over power plant

First of two parts

By Joseph Markman
ENTERPRISE STAFF WRITER

BROCKTON – Early on in the fight against the proposed Brockton power plant, activist Ed Byers turned his sights to Gene Benson, an attorney pushing back against a Chelsea power plant.

When the developer in Chelsea backed down, Benson, an environmental law expert with a Boston

nonprofit, agreed to work with Brockton residents opposing the 350-megawatt electricity generating plant proposed for Oak Hill Way.

“It was a major moment,” said Byers, CEO of Cindy’s Kitchen and Stop the Power organizer. “Certain moments you can say are defining, and that was one of them.”

For Byers, Benson’s arrival was one of a few turning points in a seven-year battle against the plant.

There was also the decision by the

state in 2009 to allow local authorities jurisdiction over the plant’s permitting, and, of course, Thursday’s dual rulings by the Massachusetts Supreme Judicial Court.

The two decisions simultaneously upheld a state agency’s decision to approve the plant, but also said that the developer cannot use Brockton’s public water supply to cool the facility.

Without drinking water, the only path forward for the developer is to

tap into Brockton’s wastewater.

“It’s their only resort should the city agree to allow them,” said Kate Archard, a plant opponent and member of the city’s Water Commission. “The wastewater was always understood to be under the city’s control and discretion.”

Brockton Power Company LLC, a subsidiary of Swiss-based Advanced Power AG, originally pro-

POWER PLANT/PAGE 3

INSIDE

.....

■ Lawsuit is final gambit for Brockton power plant developer **PAGE 3**

■ Brutal power plant brawl intensifies as it enters later rounds **PAGE 9**

PRAYERS FOR PEACE



MARC VASCONCELLOS/THE ENTERPRISE

■ Jacob Tagger, a longtime friend of murder victim Lee Harmon’s family, comforts Michaela Rosa, 16, center, and Brigitte Tagger during the second annual Peace March and Unity Festival on Saturday at Keith Playground in Brockton.



INSIDE & WEB **EXTRA**

■ View more photos from Saturday’s peace rally online enterpriseneews.com

■ Story, more photos **PAGE 13**

No quit in Brockton police chief

By Joseph Markman
ENTERPRISE STAFF WRITER

BROCKTON – He has battled cancer, recovered from a face-first fall while hiking, and survived emergency surgery for internal bleeding following a serious bicycle accident.

By now, most of Brockton knows interim

Chief Bob Hayden is a survivor.

But how has he handled the city’s crime problem? And as he recovers from his challenges, has he been able to devote enough time to the job?

Hayden, a retired Lawrence police chief, was brought in by Mayor Bill Carpenter this January to help execute a Brockton

turnaround.

Residents of the city have responded with enthusiasm to Hayden’s larger-than-life persona, and now, halfway through his 12-month appointment, city officials weigh in on his contribution.

DETAILS | PAGE 11

EAST BRIDGEWATER

Police task force shows its value

By Benjamin Paulin
ENTERPRISE STAFF WRITER

Several heavily armored SWAT members surrounded East Bridgewater Police Chief John Cowan as he referred to a large map of the town taped to the side of his SUV.

In body armor, helmets and sporting automatic rifles, they seemed more suited for a war zone than the woods of East Bridgewater as they prepared to search for several armed men.

They weren’t alone.

In the parking lot of the TJ Smith Victorian House on nearby Cross Street, dozens of police cruisers and vehicles from two dozen communities had gathered as men suited up, K9 officers and their dogs prepared, and officers from various agencies coordinated their search.

SEMLEC/PAGE 2



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Council won't back down on power plant

POWER PLANT/FROM PAGE 1

posed using wastewater for the project but was denied that use by city officials, prompting its request to use the public drinking water.

“At this point in time, the municipal water system is not a viable alternative for us,” project director Jonathan Winslow said. “The wastewater connection is a viable source that we will continue to pursue through the lawsuit.”

The lawsuit Winslow refers to is a \$68 million civil suit Brockton Power filed against city officials in 2012. It alleges that the officials denied the company its civil and due process rights during the permitting process by conspiring to deny requests like the wastewater use.

Along with the money, Brockton Power is asking a federal judge to require city officials to enter into an agreement to sell the wastewater.

Mayor Bill Carpenter said opponents of the plant are “trying to block the inevitable.”

“These guys have a valid license for the plant,” Carpenter said of the developer’s state permit, which relied on wastewater for cooling, and which was upheld by the state’s top court Thursday. “This was the city’s last bite at the apple to overturn the permit.”

A city ordinance, however, puts the final say on wastewater

“The wastewater connection is a viable source that we will continue to pursue through the lawsuit.”

Jonathan Winslow
project director

in the hands of the 11-member City Council

“Any sale, use, or agreement to provide or transfer the effluent discharge from the wastewater treatment facility owned by the city shall require approval of the city council by two-thirds vote of the entire council,” the 2007 ordinance says.

All 11 councilors have said they are opposed to the power plant, and the majority of the council – those who were reached following Thursday’s supreme court decision – said they stick by that stance.

“I remain steadfast in my position regarding the plant being here,” Councilor-at-Large Shannah Barnes said. “It’s not appropriate. The costs outweigh the benefits.”

Paul Studenski represents Ward 4, where the plant is proposed and where, Studenski said, residents are adamantly against its construction.

“We have a rate of breathing problems that’s double the state average,” Studenski said. “We can’t afford to have more stuff on top of us.”

Winslow, the project director,

THE ISSUE

The benefits of the power plant, as outlined by the developer:

- More than \$30 million in tax revenue for the city over 30 years
- Enough electricity to power 250,000 homes when it is plugged into the national power grid
- \$4.4 million of indirect economic stimulus for the city
- \$2.1 million in extra regional economic stimulus, including 14 new operation-related and services jobs and \$1 million in new wages

disputes claims that the plant would damage the environment and endanger residents. He points to a report issued by the state Department of Environmental Protection calling the plant’s potential air impact “de minimis.”

“We do not impact the health of individuals with our project,” Winslow said.

The plant’s opponents have been arguing the opposite case

\$68M lawsuit against city is developer’s final gambit

By Joseph Markman
ENTERPRISE STAFF WRITER

BROCKTON – After years of fighting over a proposed Brockton power plant, it appears the final battle will be over a \$68 million civil rights lawsuit.

Now that the Massachusetts Supreme Judicial Court has allowed the plant to be permitted but denied it the use of city drinking water for cooling, the developer is using the threat of that lawsuit against its opponents.

Last month, Mayor Bill Carpenter sent out a packet of confidential documents to the City Council detailing \$307,066 spent to date on legal fees over the lawsuit. It also showed that the city could spend another \$2 million on lawyers and experts taking the case to trial.

In the suit, Brockton Power Company LLC is also asking the presiding federal judge to require the city to enter into an agreement to sell its wastewater.

“The real issue is that the city has a huge problem in the form of a \$68 million civil rights lawsuit,” Carpenter said.

City Solicitor Lawrence Siskind said he believes the City Council should be negotiating a settlement. The council is named in the suit as a defendant, along with the city itself, the Planning Board and several former and current city officials.

“The costs are going to skyrocket now,” Siskind said. “It doesn’t make sense why we are not actively negotiating.”

Opponents say there is no point to negotiation, since they believe the developer has no case, evidenced by a lack of movement in court over the last year.

Several attorneys and defendants in the suit have said no depositions have been completed, and the court docket shows a series of pushed-back deadlines and rescheduled conferences.

The latest hearing, meant to provide the judge an update, was moved from July 29 to Sept. 16.

“In my view, it feels like the lawsuit should be dead,” said Veronica Eady, a vice president with the Conservation Law Foundation. “It’s a real shame when a corporation equates it-

self with a protected class that should be able to use a civil rights claim. That’s crazy and ridiculous.”

Carpenter said he believes the judge will tell both parties to prepare for trial when they meet in September.

“Our attorneys and experts say we have little chance to prevail,” the mayor said. “We are placed in a position to put residents in liability of tens of millions of dollars.”

But even if the developer were to succeed, forcing the city to pay \$68 million, it remains a question whether the plant will be able to obtain the wastewater.

“They can’t force the city to give them the water, said Stop the Power attorney Paul Glickman.

He sees only one way for the developer to win over the city and get the water it needs.

“The traditional way,” Glickman said. “You win elections.”

Joseph Markman may be reached at jmarkman@enterpriseneews.com.



FILE PHOTO

■ A Stop Brockton Power Plant sign covers the windshield of a vehicle parked outside an information session in 2008.

for years, ever since a previous version of the plant proposal that was approved in 2000 was resurrected in 2006.

Virginia Jeppson, a co-founder of Citizens for a Better Brockton and a Plain Street resident, has been pushing for environmental justice in the city for two decades.

She recalls when attorney

Gene Benson and the nonprofit Alternatives for Community and Environment joined the fight against the power plant. Jeppson and neighbors signed onto an appeal of the project and Benson and other attorneys working pro-bono developed strategies like using water as a roadblock.

“It was a godsend because we

did not have that kind of money,” Jeppson said. “We would never have been able to legally pursue it.”

Joseph Markman may be reached at jmarkman@enterpriseneews.com.

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SJC ruling historic in terms of environmental justice

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NATION

COLORADO TIGHTENING EDIBLE POT RULES

Alarmed by booming sales of highly potent edible marijuana products, Colorado regulators have drafted an emergency rule making it easier for new users to tell how much pot they're eating. The result? Weaker pot brownies and cookies on store shelves, and new packaging requirements. Colorado's rules already require edible pot to be sold in "servings" of 10 milligrams of THC. **PAGE 4**

LOCAL

PAN-MASS CHALLENGE TO PASS THROUGH AREA

Thousands of cyclists will be pedaling through Middleboro, Bridgewater, West Bridgewater and Easton on Sunday as part of the 35th annual Pan-Mass Challenge. The Pan-Mass Challenge raises money for the Dana-Farber Cancer Institute. Cyclists ride up to 190 miles on multiple courses that stretch across 46 towns in the state this Saturday and Sunday. Altogether they expect nearly 6,000 riders from 34 states and nine countries to participate. **PAGE 9**

SPORTS

RED SOX ROLL DICE AND TRADE FOR THE FUTURE

It's an extraordinary piece of baseball business when a team changes the addresses of its two top pitchers in separate trades just hours apart. Jon Lester hardly had time to catch his breath when John Lackey began feeling the same way. In making those moves Thursday, the Red Sox are putting the future in the hands of their young arms: Allen Webster, Brandon Workman, Rubby De La Rosa, Henry Owens, Anthony Ranaudo and anyone else under 30 who might step it up. **PAGE 15**

WEATHER



Tonight
Chance of rain
Low: 67



Tomorrow
Chance of rain
High: 72 Low: 63

DETAILS, INSIDE | PAGE 8

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Brockton holds the cards after power plant rulings

Opponents say SJC ruling is death knell for project; supporters say not so fast

By Joseph Markman
ENTERPRISE STAFF WRITER

BROCKTON – Opponents of a proposed Brockton power plant pegged their hopes to a single, natural chemical compound: H₂O.

Without water for cooling, developer Advanced Power cannot move ahead with its plans to build a 350-megawatt, electricity generating plant on Oak Hill Way in Brockton. For years, the company has been fighting with the communities of Brockton and West Bridgewater and local residents over the proposal.

"It seems pretty clear to me," Councilor-at-Large Jass Stewart said, "if there's no water, there's no

power plant."

On Thursday, the opponents got their water wish.

Two decisions by the Massachusetts Supreme Judicial Court simultaneously upheld a state agency's decision to approve the plant, but also said that the developer cannot use Brockton's public water supply to cool the facility.

"It's huge," said Justin Kane, an organizer with Stop the Power. "It's what we've been saying for eight years. It affirms everything."

In one ruling, the court said the state Energy Facilities Siting Board was right to approve the project. That approval, in

POWER PLANT/PAGE 2



■ A computer rendering shows the 350-megawatt power plant proposed for Oak Hill Way in Brockton.

INSIDE

- Highlights of Thursday's rulings **PAGE 2**
- Timeline of the power plant proposal **PAGE 2**

FRONT AND CENTER



MARC VASCONCELLOS/THE ENTERPRISE

■ Alexis Kotsiopoulos performs Thursday as the master of ceremonies in the opening act of "A Year With Frog and Toad" for Act One, Scene I, the Brockton Community Schools' drama camp. More than 100 school-age performers have taken part in the four-week program under the direction of Carol Thomas while learning the fundamentals of staging a show from dramatics and dialogue to set design, costuming and promotions. On Friday and Saturday at 7:30 p.m., the students will perform the musical in Brockton High's Nelson Auditorium.

Mobile home park not a pretty picture

By Susan Parkou Weinstein

EASTON – The potholes and dilapidated trailers described by residents of the Easton Mobile Home Park aren't the only blots on the landscape at the Turnpike Street facility.

The park owner's own ledgers also do not "paint a pretty picture," Town Counsel

Jay Talerman told selectmen last week.

That could be a problem as the town weighs a request for a rent reduction.

"If they're not making much money because of a poor business decision to buy a park for too much money, I'm not sure if that's our issue," Talerman

said of owner Morgan Management.

Acting as the town's Mobile Home Park Rent Control Board, selectmen have been taking testimony on the residents' request to roll back a 33-percent rental spike and reduce the \$468 a month rent to \$293.

Residents say the rent ex-

ceeds the formula used for fair rent, fair operating income and reasonable profit under Massachusetts' mobile home park law and that shoddy conditions also do not merit the high fee.

Sandra Anderson compared the Easton facility to a slum with deep potholes, unsanitary

RENT/PAGE 3

BROCKTON

Rider killed trying to avoid crash

By Benjamin Paulin
ENTERPRISE STAFF WRITER

BROCKTON – When Jamila Miranda heard her older brother was in a bad accident, she and her family immediately rushed to Boston Medical Center to be by his side.

"The whole family was there at the hospital. Everybody was there. We were there until they finally unplugged him and that was it," she said weeping.

Jason Miranda, 25, of Brockton suffered fatal injuries Wednesday afternoon when he crashed his motorcycle trying to swerve out of the way of an SUV that was pulling out onto Oak Street.

"He tried to avoid it as much as he could. He was scared to



Jason Miranda

FATAL/PAGE 3



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Fill in the grid so that every row, every column and every 3x3 grid contains the digits 1 through 9. That means that no number is repeated in any row, column or box.Solution below. Solutions, tips and computer program at sudoku.com

LOTTERY masslottery.com

The winning numbers drawn Thursday in the “Massachusetts Daily Lottery”

Winning Number	Exact 4	Exact 3	Exact 2	Exact 1	Any 4	First 3 Any	Last 3 Any	Draw Type
4-9-2-7	\$5,576	\$781	\$67	\$7	\$232	\$130	\$130	Evening
7-0-5-5	\$6,225	\$871	\$75	\$7	\$519	\$145	\$290	Mid-Day

Lucky for Life
4-11-15-33-38
Lucky Ball: 30

Mass Cash
8-16-22-24-34

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8	1	9	4	7	6	5	3	2
7	5	3	9	2	1	4	8	6
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9	3	2	5	1	4	7	6	8

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Brockton holds the cards after SJC rulings on power plant

POWER PLANT/FROM PAGE 1

2009, included the use of city wastewater rather than drinking water for the facility’s cooling tower.

However, in its other decision Thursday, the SJC said that the siting board was right to deny Advanced Power the use of drinking water, which the company later proposed to use after officials did not make the city’s wastewater available.

That decision on the water, the court said, “appears to preclude construction of the facility as currently proposed.”

That means if Advanced Power chooses to continue the project, it must reach an agreement with the city on wastewater use, said Sean Kealy, a clinical associate professor of law at Boston University, who specializes in government policy and federal and state constitutional law.

“The bottom line is the power plant developer has to renegotiate with the city to get wastewater,” Kealy said. “The city now holds the cards.”

Advanced Power shifted its proposal to using drinking water for cooling in 2010, after city councilors indicated they would not agree to the use of wastewater.

Following the rulings Thursday, several city councilors said they remain staunchly opposed to the plant and its use of wastewater. All 11 current councilors have said in the past that they op-



FILE PHOTO

■ Power plant manager Jonathan Winslow says the company will continue to pursue the project through litigation.

pose the project. Ward 6 Councilor Michelle DuBois called the water ruling the “death knell of the power plant.” Councilor-at-Large Moises Rodrigues vowed to fight any further attempts to build the plant. “Whatever we are allowed under the law, it’s going to be a definite no, no matter what they propose,” Rodrigues said. Council President Robert Sullivan said the court made the right decision. “My stance is in opposition and I will not deter from my stance,” Sullivan said. Yet despite the court’s ruling on water, plant

“The bottom line is the power plant developer has to renegotiate with the city to get wastewater. The city now holds the cards.”

Sean Kealy
B.U. law professor

supporters said the fight is not over. “This is a slam dunk for the power plant people,” Mayor Bill Carpenter said. “This was the city’s last bite at the apple to overturn the plant permit.” Both Jonathan Winslow, director of development for Advanced Power, and Carpenter said Thursday that the water ruling means re-approaching the use of wastewater. As leverage, Winslow said, the developer will use a \$68 million lawsuit it filed against city officials in 2012. The company alleges that the city itself and several current and former officials violated its due process and civil rights when it was going through the plant permitting process. That lawsuit is currently before a judge in U.S. District Court in Boston and both parties plan to meet for a status conference Sept. 16. “We wish and attempted to find common ground but haven’t,” Winslow said. “A wastewater connection is a viable source that we will continue to pursue through the lawsuit.” Joseph Markman may be reached at jmarkman@enterpriseneews.com.

Timeline of the power plant legal battle

By Edward Donga
ENTERPRISE STAFF WRITER

A year-by-year breakdown of key events in the Brockton power plant battle:

■ **1998:** Brockton Power is formed and receives the necessary permits to construct a power plant in the city. However, the plan is shelved by developers after they learn that the state does not have a need for any more power.

■ **2003:** Brockton Power renews their efforts to bring a power plant to Brockton and purchase 13 acres of land off Oak Hill Way near the city’s wastewater treatment facility.

■ **2007:** In March, Brockton Power unveiled its plans for the proposed power plant sparking opposition from concerned residents, notably Ed Byers, the owner of Cindy’s Kitchen, which operates a manufacturing plant near the site of the proposed plant.

Byers would go on to become a prominent leader of Stop the Power, a group of local activists opposed to the power plant’s development, who would play a significant role in the legal battle against the plant.

In July, Brockton Power filed a petition with the state’s Energy Facilities Siting Board, which licenses the construction of major energy infrastructure projects in Massa-



■ Ed Byers, owner of Cindy’s Kitchen, has been a vocal opponent of the proposed plant.

chusetts. ■ **2009:** In August, the Energy Facilities Siting Board approves Brockton Power’s petition prompting the City of Brockton, the Town of West Bridgewater and a group of residents from both communities to appeal the siting board’s decision to the Supreme Judicial Court. In the appeal, Brockton, West Bridgewater and the residents argue that the siting board did not properly apply the state’s environmental justice policy in their approval of the power plant project. ■ **2010:** Brockton Power files a “project change filing” with the

Energy Facilities Siting Board seeking to amend their proposal. The filing makes three requests: that Brockton Power be allowed to make several changes to the design of the facility, that they be allowed to eliminate the use of diesel fuel as an alternative fuels source at the plant and they be allowed to change the source of the water for the plant’s cooling tower from Brockton’s wastewater to the city’s potable drinking water supply. ■ **2011:** In September, the Energy Facilities Siting Board approved Brockton Power’s requests to modify the facility’s design and eliminate the use of diesel fuel, but

denied Brockton Power’s request to use the city’s drinking water. In October, Brockton Power appealed the siting board’s decision on the use of Brockton’s drinking water to the Supreme Judicial Court. Also in October, the city of Brockton filed an appeal to the Supreme Judicial Court appealing the siting board’s approval to allow changes to the facility’s design and elimination of diesel fuel based on air pollution and zoning issues. ■ **2012:** In June, Brockton Power filed a \$68 million lawsuit against the city of Brockton in U.S. District Court alleging that the city had violated its civil rights as a landowner by conspiring to illegally block the plant. The litigation is still ongoing. ■ **2014:** In February, all parties to the appeal of the Energy Facilities Siting Board decisions file briefs to the Supreme Judicial Court. In March, the Supreme Judicial Court hears oral arguments from both sides in the case. On Thursday, July 31, the Supreme Judicial Court releases its decisions in the case. Edward Donga may be reached at edonga@enterpriseneews.com.

Highlights from Thursday’s SJC decisions

By Edward Donga
ENTERPRISE STAFF WRITER

The Supreme Judicial Court released a decision on Thursday blocking Brockton Power LLC from using the city’s potable drinking water to cool a 350-megawatt gas-fired power plant it is seeking to develop on the city’s south side.

The decision “appears to preclude construction of the facility as currently proposed,” according to the Supreme Judicial Court decision.

In the original plan Brockton Power submitted to the state’s Energy Facilities Siting Board, the agency which licenses the construction of major energy infrastructure projects in Massachusetts, the developers planned to use

wastewater from the city’s wastewater treatment facility to cool the plant. However, after Brockton’s City Council denied the developer access to the city’s wastewater, Brockton Power requested permission from the siting board to change their plans to use the city’s potable drinking water in their cooling tower. The siting board denied the request and Brockton Power appealed the decision to the Supreme Judicial Court, prompting Thursday’s ruling. While Brockton Power argued that Brockton’s water system would be able to accommodate the large amount of drinking water the plant would need, the siting board found that the developer did not

provide sufficient evidence to prove the “environmental impacts of the proposed change would be minimized consistent with the minimization of related costs” as required by law. The city draws a majority of its drinking water from Silver Lake, and has had significant environmental impacts on the lake in the past due to the use of its water. If built, the siting board found that the power plant’s cooling tower “would account for more than 10 percent of the city’s current water demand.” In their appeal to the Supreme Judicial Court, Brockton Power argued that the siting board overreached in their decision and “impermissibly intruded” on the state’s Department of Environ-

mental Protection’s “statutory and regulatory authority” by denying the change. Brockton Power argued that the DEP had previously set up “protection factors,” which the developer’s proposed plan would have met, and that the siting board must defer to those standards. However, in its ruling, the Supreme Judicial Court upheld the Energy Facility Siting Board’s decision, finding that the siting board did not intrude on Department of Environmental Protection’s jurisdiction and went on to state the siting would have “abdicated its statutory duties” if it had based its decision solely on the DEP’s determinations. Edward Donga may be reached at edonga@enterpriseneews.com.

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