

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

SUPERIOR COURT DEPT.

CIVIL ACTION NO. 23CV00894A

CANDICE WU COUTURE, INC.,
Plaintiff

v.

BOSTON WATER AND SEWER COMMISSION,
Defendant

2023 APR 13 P 1:40
SUFFOLK SUPERIOR COURT
CIVIL CLERK'S OFFICE
JOHN E. POWERS III
ACTING CLERK/MAGISTRATE

COMPLAINT

Now comes the plaintiff, CANDICE WU COUTURE, INC. ("Wu"), through counsel, to allege and complain of defendant as follows:

PARTIES

1. Plaintiff Wu is a Massachusetts corporation, with a usual place of business at 460 Harrison Ave, Boston, MA 02118. Wu is a bridal boutique.
2. Defendant Boston Water and Sewer Commission ("BWSC") is a quasi-government agency of the City of Boston. It was established in 1977 pursuant to a "home rule" petition enacted by the Massachusetts State Legislature as the Boston Water and Sewer Reorganization Act of 1977, Chapter 436 of the Acts of 1977 on July 18, 1977. BWSC's principal place of business is at 980 Harrison Avenue, Boston, MA 02119.

JURISDICTION AND VENUE

3. This Court has jurisdiction over this matter.
4. Venue in this court is proper.

FACTS COMMON TO ALL COUNTS

5. The building located at 460 Harrison Ave is part of a neighborhood in Boston's South End called SoWa. SoWa is the heart of Boston's art and design scene, as well as a chic dining destination and vibrant residential community.
6. On or about April 14, 2020, a 30-inch diameter water main, first installed in 1915 (the "Water Main") failed at 500 Harrison Ave, Boston, MA 02118, causing a flood at Plaintiff's shop at 460 Harrison Ave, where the Plaintiff's inventory and property were located, causing damage to the Plaintiff's inventory and property.
7. At the time of the flood, Wu owned and/or operated a thriving bridal boutique business within the SoWa neighborhood.
8. BWSC owns, operates, and controls the water, sewer, and storm drain systems within the City of Boston pursuant to Chapter 436 of the Acts of 1977 (the "Enabling Act"). This includes the operation and maintenance of the Water Main.
9. The Enabling Act and BWSC's General Revenue Bond Resolution, adopted December 6, 1984, together require BWSC to annually develop a three-year Capital Improvement Program ("CIP").

10. In its CIP for 2020-2022, published in November 2019, BWSC outlined a “Water Main Replacement Program” in which it identified, and prioritized for replacement, water mains “that have reached the end of their useful life.”
11. The Harrison Avenue water mains, including the Water Main, were identified as the top priority for replacement in the Water Main Replacement Program out of all the water mains maintained and operated by BWSC. This priority list was based on “information and recommendations from the 2016 update of the pipe ranking system as well as water main breaks; customer complaints concerning water quality or pressure deficiency; BWSC maintenance records, pressure and fire-flow tests; and construction work planned by other agencies.”
12. Although the CIP was published in November 2019, construction on the Harrison Avenue water mains was not scheduled to begin until April 2021 despite those same water mains being identified as “hav[ing] reached the end of their useful life.”
13. On April 14, 2020 at around 9:30 PM, BWSC received a call from a member of the public reporting that water was surfacing at Harrison Avenue and Perry Street in the South-End of Boston.
14. The Water Main, a 30-inch cast iron water main in the Southern High Service network of BWSC’s water delivery system, had given way and rapidly begun to flood the area at an average rate of over 55,000 gallons per minute.

15. A BWSC crew was dispatched to the area, but did not bring the flow of water to a halt until 12:30 AM, three hours after the initial report of water surfacing.
16. The results of this water main break were immediate and catastrophic. A total of approximately 6.15 million gallons of water flooded the surrounding streets and buildings, buckling the pavement of Harrison Avenue as it went. Residents of nearby apartment and condominium complexes were evacuated from their homes, while cars parked on Harrison Avenue were flooded and, in some cases, completely submerged due to the collapsing pavement and rising water.
17. As a result of the failure of defendant BWSC to secure its premises or maintain it in a safe and satisfactory condition, on or about April 14, 2020, due to the actions or inactions of BWSC, its agents, servants or employees, a 30-inch diameter, cement-lined iron water main failed at 500 Harrison Ave, Boston, MA 02118, causing a flood to occur at Plaintiff's shop, and the Plaintiff sustained water and other damages to its inventory and property.
18. On or around June 26, 2020, Plaintiff presented its claims in writing to BWSC in compliance with the requirements set forth by M.G.L. c. 258, § 4. A true and correct copy of Plaintiff's presentment letter is attached hereto as Exhibit A.
19. Since the date of the Plaintiff's presentment letter, more than six months have elapsed, and BWSC has failed to either deny Plaintiffs' claims in writing or reach final arbitration, settlement, or compromise of those claims.

COUNT I – NEGLIGENCE

20. Plaintiff Wu hereby re-alleges each and every allegation contained within paragraphs 1 – 19, supra, as if specifically set forth herein.

21. Defendant BWSC owed a duty of care to Plaintiff to exercise reasonable care in maintaining, operating and repairing the Water Main.

22. BWSC breached that duty by, without limitation:

- a. failing to properly maintain the Water Main;
- b. failing to repair or replace the Water Main despite knowing that the Water Main was over 100 years old and “past [its] useful life;”
- c. allowing an unusually high volume of water to enter the Water Main on the night of the flood, which exacerbated the damage caused by the flood; and
- d. delaying shutoff of the water supply to the Water Main for three hours, which further contributed to the flood;

23. As a direct and proximate cause from this breach, Plaintiff has suffered damages in an amount to be proven at trial.

24. The damages suffered by Plaintiff were a foreseeable result of BWSC’s negligence.

COUNT II - GROSS NEGLIGENCE

25. Plaintiff Wu hereby re-alleges each and every allegation contained within paragraphs 1 – 24, supra, as if specifically set forth herein.
26. Defendant BWSC owed a duty of care to Plaintiff in maintaining, operating and repairing the Water Main.
27. Defendant BWSC breached its duty of care, causing the Water Main to fail and exacerbating and contributing to the subsequent flood.
28. Defendant BWSC acted with heedless and careless indifference towards its duty of care.
29. Defendant BWSC, its agents, servants or employees were grossly negligent toward the Plaintiff.
30. As a direct and proximate cause from this breach, Plaintiff has suffered damages in an amount to be proven at trial.
31. The damages suffered by Plaintiff were a foreseeable result of BWSC's gross negligence.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests that this honorable Court:

- A. Enter a judgment in favor of Plaintiff in an amount to be proved at trial;
- B. Award costs and reasonable attorneys' fees; and
- C. Award Plaintiff any other relief that is proper and just.

PLAINTIFF HEREBY DEMANDS A TRIAL BY JURY FOR ALL ISSUES SO TRIABLE.

Respectfully submitted,

CANDICE WU COUTURE, INC.,

By its Attorney,

Dated: 4/13/2023

/s/ William C. Parks

William C. Parks (BBO #679820)

100 State St, Suite 900

Boston, MA 02109

(617) 523-0712

will@wparkslaw.com

Exhibit 'A'

100 STATE STREET
SUITE 900
BOSTON, MA 02109

LAMPKELAW LLC
ATTORNEYS AT LAW

DANIEL I. LAMPKE, ESQ.
617-412-4099
daniel.lampke@lampkelaw.com

PRESENTMENT LETTER

June 26, 2020

Henry F. Vitale, Executive Director
Boston Water and Sewer Commission
980 Harrison Avenue
Boston, MA 02119

Via Certified Mail

**RE: Presentment Notice of Massachusetts Tort Claim per G.L. c. 258, § 4
Client-Claimants: Candice Wu and Candice Wu Couture, Inc.
DOI: 04/15/2020
Location: 460-C Harrison Avenue, Suite C-3, Boston, MA, 02118**

Dear Mr. Vitale:

Please be advised that this firm represents claimants Candice Wu ("Wu") and Candice Wu Couture, Inc. ("CWC") (collectively "Claimants") of 460-C Harrison Avenue, Suite C-3, Boston, MA, 02118 in relation to the substantial damages Claimants suffered to their inventory and property due to the flooding of Claimants' wedding dress boutique proximately caused by the Boston Water and Sewer Commission (BWSC)'s negligence in failing to maintain, care for, and repair its defective water main which ruptured overnight in the South End on April 14-15, 2020. An itemized Damages Addendum of Claimants' damaged property totaling \$344,144.00 is attached hereto as Exhibit 1 - Damages Addendum and incorporated by reference. Please accept this letter as formal presentment of Claimants' claims pursuant to G.L. c. 258, § 4 of the Massachusetts Tort Claims Act (MTCA) and a presentment notice of claim.

FACTS & LIABILITY

On the night of April 14, 2020, the Boston Police Department (BPD) was dispatched to 500 Harrison Avenue in Boston. Upon arrival, Officer Kevin Melay, along with Officers McMorro and Canty, and Sargent Wright, were notified by O'Brien and Gillis of the Boston Fire Department (BFD) "that there was a water main break that occurred at the intersection of Harrison Avenue and Perry Street." ("Harrison-Perry Intersection"). Soon thereafter, the BWSC, Boston Emergency Medical Services (BEMS), National Grid, Eversource, BFD Hazmat, and Boston Public Works (BPW) were also dispatched to the scene. There was an excessive amount of water, and BWSC shut off the water main.¹ Early the next morning on April 15, 2020, BPD Officer Garrett Boyle responded to the Harrison-Perry Intersection to assist on the

¹ Off. Kevin Melay (#148285), I#202027122 - Offense/Incident Report, Boston Police Dept. (Apr. 15, 2020, 12:37 A.M.) [hereinafter Exhibit 2 - Off. Melay Report].

water main break, where he was advised that two vehicles had fallen into and had to be towed out of the resulting sink hole. Off. Boyle reported that “[a] large amount of water had flooded the area around the intersection of Perry St and Harrison Ave.”²

BWSC owed Claimants a duty to maintain, care for, and repair the water main.

BWSC owned, controlled, and had responsibility for the aforementioned portion of the water main at the Harrison-Perry Intersection on the date it ruptured and flooded CWC’s place of business, and therefore owed Claimants a duty to maintain, care for, and repair the water main, and “is responsible for damages which accrue to individuals through negligence in the construction, maintenance or operation of its system of sewers.”³

BWSC breached its duty of care by failing to maintain, care for, and repair the water main.

BWSC breached this duty by failing to act to repair and maintain the water main before it ruptured and flooded CWC’s place of business. Significantly, BWSC also had prior actual knowledge that the water main reached its “useful life” which it stated in its own planned project to replace the water main.⁴ BWSC also knew the water main was old and has not been rehabilitated in many years, as later on the same day at the scene of the ruptured water main, BWSC Spokesman Tom Bagley described the ruptured water main to NBC Boston, “it’s an older main, it was put in in 1915, [BWSC] rehabilitated it in 1972.”⁵

BWSC’s breach of duty proximately caused Claimants’ damages.

BWSC’s aforementioned negligent breach of duty was the actual and proximate cause of the substantial damages Claimants suffered to their inventory and property, because but for BWSC’s breach of duty to reasonably maintain, care for, and repair the water main in working order, the water main would not have ruptured and then consequently flooded Claimants’ wedding dress shop with water, and then soaked and

² Off. Garrett Boyle (#135986), I#202027122 – Supplemental - 1 Report, Boston Police Dept. (Apr. 15, 2020, 5:40 A.M.) [hereinafter **Exhibit 3 – Off. Boyle Report**].

³ See Nemet v. Boston Water and Sewer Com’n, 56 Mass.App.Ct. 104, 109 (2002) (emphasis added).

⁴ See Executive Director Henry F. Vitale, Boston Water And Sewer Commission Proposed Capital Improvement Program 2020–2022 31 (2019) [hereinafter **Exhibit 4 – CIP20202**] (Water Main Replacement in Harrison Ave, South End – Contract No. 20-308-001), <https://www.bwsc.org/sites/default/files/2020-01/CIP20202.pdf>.

⁵ Diane Cho, Boston’s South End Recovering After Water Main Break Floods Streets, Buildings, NBC Boston (Apr. 15, 2020) (Bagley’s quote is spoken at the 1:00 mark of NBC’s video report viewable at the following web link) [hereinafter **Exhibit 5 – NBC Report**], <https://www.nbcboston.com/news/local/boston-neighborhood-recovering-after-water-main-break-floods-streets-buildings/2107939/>.

destroyed their inventory and property, which was a reasonably foreseeable risk of injury due to a governmental sewer commission failing to reasonably maintain a large water main in working order located in one of Boston's main business and shopping districts. BWSC's negligence in this case is clear.

As a direct and proximate result of BWSC's aforementioned negligence, Claimants suffered substantial property damages to and destruction of their inventory and property totaling **\$344,144.00** as of the date of this claim as further documented on the attached itemized Damages Addendum and the enclosed photographs corresponding to each damaged item.

Claimants do not have any insurance to cover this damage, and common sense suggests Claimants will be able to establish BWSC was negligent and caused Claimants' damages.

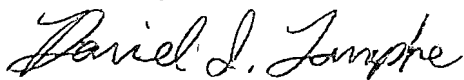
DEMAND

In light of the aforementioned negligence of the BWSC arising from when it breached its duty to reasonably maintain, care for, and repair the water main at the Harrison-Perry Intersection in working order and resulting water main rupture which consequently flooded Claimants' wedding dress shop with water and substantially damaged and destroyed their inventory and property, Claimants respectfully demands the sum of **\$344,144.00** as damages in settlement of this claim.

Please contact me as soon as possible to discuss Claimants' claims. All further contact concerning Claimants and this matter should be directed through this office.

Thank you for your attention to this matter.

Sincerely,



Daniel I. Lampke, Esq.

Cc: Janis Smith, Esq., BWSC General Counsel
James J. Steinkrauss, Esq., BWSC Deputy General Counsel
Corey R. Cutler, Esq., Co-counsel
Candice Wu

Enclosures

EXHIBIT 1 - DAMAGES ADDENDUM***Total Damages: \$344,144.00***

1. Lydia: Swarovski beaded convertible mermaid lace gown	\$5,320
2.celine: sweetheart ball gown with Swarovski beading	\$4,072
3.oceane: illusion neckline ball gown with Swarovski beading	\$3,240
4.Audrey: Swarovski beaded cap-sleeve mermaid dress (S)	\$4,500
5.Genevieve: Swarovski beaded laser cut sweet heat ball gown (XL)	\$6,768
6.Anastasic: Swarovski beaded long cape ball gown	\$5,688
7.Lola: Swarovski beaded off-shoulder ball gown	\$4,700
8.Livia: Swarovski beaded pleated ball gown	\$4,950
9.Genevieve: Swarovski beaded laser cut sweet heart ball gown (M)	\$6,768
10.Lina: Swarovski beaded low-back ball gown	\$4,542
11.Juliana: Swarovski beaded ceramics beaded mermaid dress with train	\$4,205
12.victoire: Swarovski beaded sweetheart flower pattern beaded ball gown	\$5,400
13. Candice: Swarovski beaded sweetheart heavy beading bodies 6 feet train ball gown	\$6,760
14.Frederique: Swarovski beaded deepV ball gown	\$4,192
15.Jennifer: Swarovski beaded off-shoulder mermaid convertible ball gown	\$4,572
16.Veronique: Swarovski beaded sweetheart pearl beaded ball gown	\$4,112
17.Joanna: Swarovski beaded quarter sleeve ball gown	\$5,301
18.Jane: Swarovski beaded long sleeve mermaid dress (M)	\$4,596
19.Jane: long Swarovski beaded sleeve mermaid dress (XL)	\$4,596
20.Elisabeth: Swarovski beaded sweetheart ruffles bottom mermaid convertible ball gown (M)	\$5,812
21.Elisabeth: Swarovski beaded sweetheart ruffles bottom mermaid convertible ball gown (XL)	\$5,812
22.Audrey: Swarovski beaded cap-sleeve mermaid dress (M)	\$4,500
23.Olivie: Swarovski beaded sweetheart mermaid	\$3,780
24.Audrey: Swarovski beaded cap-sleeve mermaid dress (M)	\$4,500
25.Dorothee: Swarovski beaded see through low back beaded mermaid gown (XL)	\$5,472

PRESENTMENT LETTER – CANDICE WU, CANDICE WU COUTURE, INC.

26.Dorothee: Swarovski beaded see through low back beaded mermaid gown (M)	\$5,472
27.Britte: heavy Swarovski beaded mermaid gown	\$7,560
28.Lux: off-shoulder Swarovski beaded pleated ball gown	\$6,850
29. Gabrielle: mermaid Swarovski beaded tutus bottom gown	\$3,582
30.Libby: Swarovski beaded mermaid ruffle bottom gown	\$5,540
31.Isabelle: Swarovski beaded off shoulder mermaid convertible ball gown	\$5,712
32.overskirt long train with Swarovski beading	\$1,700
33. lace beaded overskirt	\$1,200
34. Swarovski beaded long train over skirt	\$1,480
35. Lace beaded overskirt	\$1,100
36.3D printed handmade lace dress	\$3,800
37.Sheryl: low back long train deepV cutout mermaid dress (M)	\$2,300
38. Swarovski beaded lace cap	\$1,950
39. Helene: beaded back cap sleeve A line dress	\$2,270
40.Sheryl: low back long train deepV cutout mermaid dress (L)	\$2,300
41.Sarah: beaded back mermaid lace convertible ball gown	\$2,730
42.Emilie: Swarovski beaded quarter sleeve convertible to sweetheart trumpet dress	\$3,590
43.Sandra: off-shoulder pearl beaded lace mermaid dress	\$2,540
44.Stephanie: quarter lace sleeve satin bottom pocket gown	\$2,270
45.Corinne: sweetheart lace ball gown	\$2,030
46.Claire:cap sleeve skinny A line gown	\$2,095
47. Renee: flower beaded cap sleeve A line gown	\$2,080
48.Josephine: lace bodice ball gown	\$2,430
49. Louis: Illusion off-shoulder mermaid lace dress	\$2,300
50.Juliette: off-shoulder pleating ballgown	\$2,696
51.Francoise: French lace ballgown	\$2,696
52.Allaire: illusion mermaid dress	\$2,200
53.Lucy: V neck ballgown	\$2,530
54.Livia:long-sleeve beaded lace ballgown	\$2,750
55. Lynn: off shoulder Swarovski beaded ball gown with long train	\$4,700
56.Lily: sweetheart see through bodice mermaid dress	\$2,300

PRESENTMENT LETTER – CANDICE WU, CANDICE WU COUTURE, INC.

57.Lynette: off shoulder fringes Swarovski beaded ballgown with long train	\$4,890
58. Larynx: long sleeve beaded mermaid convertible ball down	\$2,850
59. Lilian: beaded back mermaid dress	\$2,560
60.Lea: cap sleeve lace beaded mermaid dress	\$2,800
61.Loreen: long sleeve lace beaded mermaid dress	\$2,450
62.Sabrina: long sleeve flowers beaded mermaid dress	\$2,850
63.Susana: long sleeve lace mermaid deep v dress	\$2,550
64.Sierra: illusion lace mermaid dress with train	\$2,850
65.Suranne: sweetheart flowers mermaid dress	\$2,450
66. Sissy: sequins off shoulder dress	\$980
67.Susanee: off shoulder lace beaded mermaid dress	\$2,300
68. Snowy: lace mermaid dress	\$2,400
69.Sierra: sweetheart mermaid dress	\$2,950
70. Laura: bubble convertible dress with Swarovski beaded	\$3,260
71.Swarovski beaded over skirt with long train	\$2,500
72. Swarovski beaded over skirt with long train	\$2,600
73. Francs: off shoulder Swarovski beaded lace 6 feet train mermaid gown	\$7,620
74. Ladonna: Swarovski beaded off-shoulder ball gown with long train	\$5,800
75.blue sequins off shoulder ball gown	\$3,200
76. Madeleine: Swarovski beaded big ballgown	\$6,552
77. Swarovski beaded lace overskirt with 5 feet train	\$2,800
78. Ines: Swarovski beaded mermaid dress	\$3,582
79. cabinet	\$440
80. Mini fridge	\$106.12
81.mirror	\$3,200
82.ottoman	\$130
83.ottoman	\$102
84.ottoman	\$30
85.jewelry case (3) x \$68 each	\$204
86.build out	\$11,935
87. Beaded belt	\$35

PRESENTMENT LETTER – CANDICE WU, CANDICE WU COUTURE, INC.

88. Beaded belt	\$48
89. Beaded neck pieces	\$89
90. Flower hair pieces	\$69
91. Swarovski jewelry set	\$138
92. Swarovski necklace set	\$145
93. Swarovski necklace set	\$135
94. Swarovski necklace	\$98
95. Pearl earring	\$45
96. Necklace	\$38
97. Necklace set	\$132
98. mirror	\$280
99. Chandelier	\$490
100. Swarovski necklace	\$148
101. Iron	\$120
102. Bottom machine	\$220
103. Chairs (2) x \$60 each	\$120
104. Hangers (55) x \$12 each	\$660
105. sewing machine	\$1,115.63
106. Sewing machine	\$935
107. Sewing machine	\$2,540.63
108. Perfume bottles \$2029.56+\$2084.19	\$4,113.75
109. Mannequin (3) x \$138 each	\$414
110. Wolf dress form	\$980
111. Dress form	\$560
112. Banner	\$107
113. Canvas	\$65
114. sungsung smart TV	\$458
115. Sofas	\$399
116. Curtain	\$246
117. business cards	\$680
118. Steamer	\$68
119. Beaded shoes (2) x \$60 each	\$120
120. Trash can	\$75

PRESENTMENT LETTER – CANDICE WU, CANDICE WU COUTURE, INC.

121. Sign	\$324
122. Glass	\$240
123. Ac duck	\$2,325
124. Wall Painting \$2500+\$255	\$2,755
125. Carpet	\$3,414.48
126. Lighting : 9 switch (9) x \$30 each	\$270
127. 8 plug (8) x \$16 each	\$128
128. 4x2 light box (2) x \$35 each	\$70
129. LED light (7) x \$100 each	\$700
130. Tract lights tract (16) x \$15 each	\$240
131. LED track light head with bulbs (42) x \$18 each	\$756.00
132. electric work	\$5,102.38
133. fire extinguisher	\$101.58
134. dry wall	\$3,978

Total Damages: \$344,144.00



Boston Police Department

202027122 - Offense/Incident Report

REPORTED ON DATE / TIME Apr 15, 2020 00:37	DISTRICT / SECTOR / REPORTING AREA D4 / D411 / 165	OCCURRED FROM DATE / TIME - OCCURRED TO DATE / TIME Apr 14, 2020 21:24
REPORTING OFFICER KEVIN MELAY #148285	WEATHER Clear (Night)	
REPORT TAKEN LOCATION 500 HARRISON AVE, PERRY ST & RANDOLPH ST, BOSTON, MA 02118		

EVENT STATISTICS

- | | |
|---|---|
| <input type="checkbox"/> Gun | <input type="checkbox"/> Drugs |
| <input type="checkbox"/> Sexual Assault | <input type="checkbox"/> NIDV |
| <input type="checkbox"/> Child Present | <input type="checkbox"/> Homeless |
| <input type="checkbox"/> CRU - Hate/Bias | <input type="checkbox"/> Car Jack |
| <input type="checkbox"/> Other Agency/Unit Notified | <input type="checkbox"/> Bicycle |
| <input type="checkbox"/> DVIP | <input type="checkbox"/> Licensed Premise |
| <input type="checkbox"/> Warrant Arrest | <input type="checkbox"/> School |
| <input type="checkbox"/> Juvenile | <input type="checkbox"/> Disabled |
| <input type="checkbox"/> Gang | <input type="checkbox"/> Search Warrant |
| <input type="checkbox"/> Homeland Security | <input type="checkbox"/> Shots Fired |
| <input type="checkbox"/> Sex Offender | <input type="checkbox"/> Elderly |
| <input type="checkbox"/> Homeland Security UASI | <input type="checkbox"/> Victim Shot |
| <input type="checkbox"/> Home Invasion | <input type="checkbox"/> Victim Stabbed |
| <input type="checkbox"/> Human Trafficking | <input type="checkbox"/> Child Abuse |
| <input type="checkbox"/> Body Worn Camera | |

NARRATIVE

About 9:21 PM on Tuesday 04/14/2020, Officer Melay in the D441F responded to a radio call for a Boston Police Response at 500 Harrison Avenue, Boston.

Assisted Unit was Officer McMorrow in the D431F, Officer Canty in the D435F and SGT Wright in the D909.

Upon arrival, officers were notified by the Boston Fire Department (D04, O'Brien, and Gillis) that there was a water main break that occurred at the intersection of Harrison Avenue and Perry street. Per the D909 Sgt Wright, Boston Water and Sewer Commission, BEMS (3D03 Welch) National Grid, Ever source, BFD Hazmat (Hazmat 1 Benson) and Boston public works were dispatched to the scene.

While on the scene Officers were able to tow a White 2020 Subaru forester (M.A reg 284Z60) at the intersection of Harrison Ave and Perry, for Boston Water and Sewer Commission to shut off the water main. Numerous cars were damaged on Harrison ave but were unable to retrieve further information due to the excessive amount of water.

REPORTING OFFICER SIGNATURE / DATE KEVIN MELAY #148285 Apr 15, 2020 00:58 (e-signature)	SUPERVISOR SIGNATURE / DATE TIMOTHY CULLEN #108889 Apr 15, 2020 03:45 (e-signature)
PRINT NAME KEVIN MELAY #148285	PRINT NAME TIMOTHY CULLEN #108889

202027122 - Supplemental - 1 Report

REPORTED ON DATE / TIME Apr 15, 2020 05:40	OCCURRED FROM DATE / TIME - OCCURRED TO DATE / TIME Apr 15, 2020 05:15 - 05:30	REPORTING OFFICER GARRETT BOYLE #135986
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SUPPLEMENT TYPE

Add vehicle, Assisting narrative

NARRATIVE

About 5:00am on 4/15/20 Officer Boyle in the D411A responded to the intersection of Perry St and Harrison Ave to assist on a water main break. Upon arrival Officer Boyle was advised that two motor vehicles had been towed from the scene.

Two vehicles had fallen into a sink hole and required tows from the scene. Cityside Towing had towed MA Reg 96W680 and MA Reg 2VMS91. Tow line contacted spoke with Bynum.(Tow slip #8786 and #8787).

A large amount of water had flooded the area around the intersection of Perry St and Harrison Ave. Several vehicles parked in the area may have suffered mud and water damage. The remaining vehicles were left legally parked at the scene and did not required tows. Officers wanted to note twelve vehicles in the surrounding area that may have suffered unknown damage. MA REG 3ZX718, MA REG 8YT886, MA REG 8PFC90, MA REG 5SR373, MA REG 6HK639, MA REG 194DG1, MA REG 9NW671, MA REG 1LZH61, MA REG 9RL327, MA REG 8RL397, MA REG 4TS465, and MA REG 1LP154.

INVOLVED PERSONS

INVOLVED PERSON-1 NAME (LAST, FIRST MIDDLE) P-1 BURWELL, ANTHONY	DOB / ESTIMATED AGE RANGE 1962-03-26
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SEX Male	HOME ADDRESS 35 FAY ST, 210, BOSTON, MA 02118
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INVOLVEMENT TYPE Victim

INVOLVED PERSON-2 NAME (LAST, FIRST MIDDLE) P-2 Didier, Carette	DOB / ESTIMATED AGE RANGE 1985-05-20
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SEX Male	HOME ADDRESS 460 HARRISON AVE, 430, BOSTON, MA 02118
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INVOLVEMENT TYPE Victim

INVOLVED PERSON-3 NAME (LAST, FIRST MIDDLE) P-3 ANDERSON-SMITS, COLIN	DOB / ESTIMATED AGE RANGE 1985-05-02
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SEX Male	HOME ADDRESS 1200 WASHINGTON ST, 421, E BERKELEY ST & PERRY ST, BOSTON, MA 02118
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INVOLVEMENT TYPE Victim

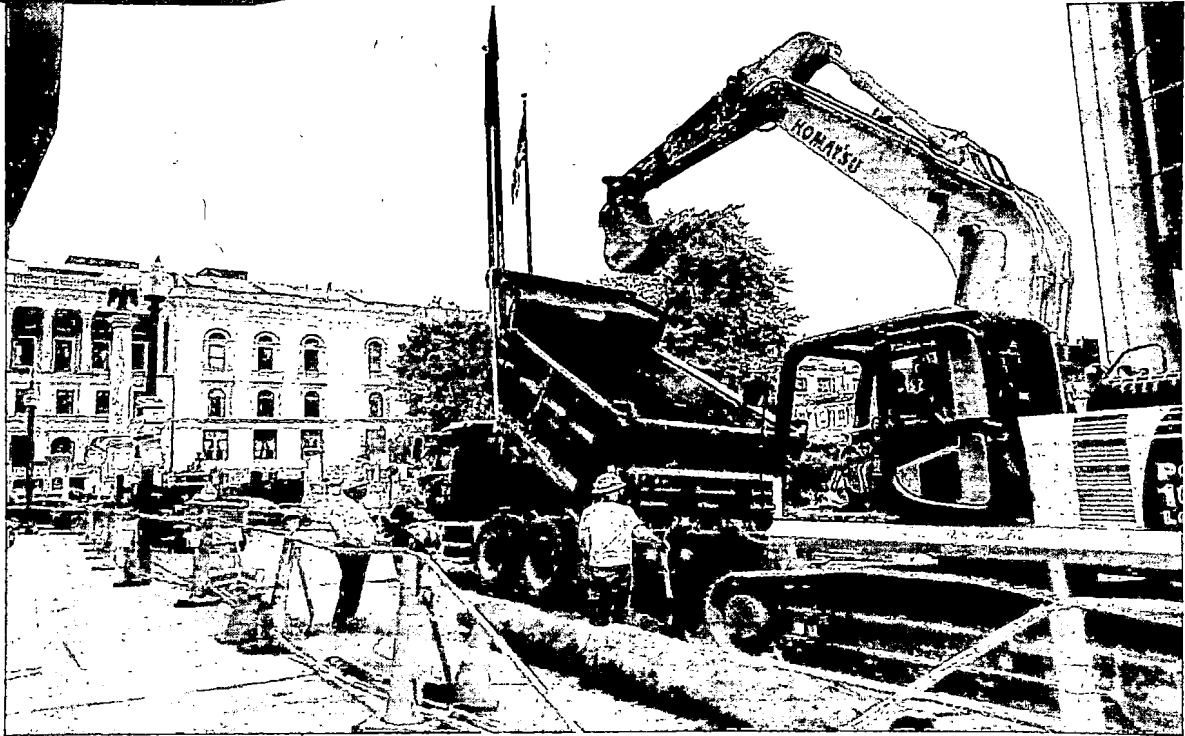
INVOLVED PERSON-4 NAME (LAST, FIRST MIDDLE) P-4 PEDRA, DANIELLE	DOB / ESTIMATED AGE RANGE 1991-09-13
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SEX Female	HOME ADDRESS 345 HARRISON AVE, 1270, BOSTON, MA 02118
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INVOLVEMENT TYPE Victim

REPORTING OFFICER SIGNATURE / DATE GARRETT BOYLE #135986 Apr 16, 2020 00:58 (e-signature)	SUPERVISOR SIGNATURE / DATE BRIAN MCMANUS #056108 Apr 16, 2020 00:58 (e-signature)
PRINT NAME GARRETT BOYLE #135986	PRINT NAME BRIAN MCMANUS #056108

2020-2022 CAPITAL IMPROVEMENT PROGRAM



**BOSTON WATER AND
SEWER COMMISSION**



BOSTON WATER AND SEWER COMMISSION
PROPOSED CAPITAL IMPROVEMENT
PROGRAM
2020-2022

Henry F. Vitale
Executive Director
November 2019

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Prepared by the Finance Division

WATER REPLACEMENT

The following pages contain brief summaries of each on-going and new water replacement projects included in the 2020-2022 CIP.

NEW PROJECTS

Water Main Replacement in Harrison Ave, South End – Contract No. 20-308-001: This project includes the replacement of older cast iron water mains that have reached their useful life in Harrison Ave, South End. Construction is projected to commence April 2021 and be completed by November 2022. The total three-year budget for this project is \$1,000,000.

Water Main Replacement in Shawmut Ave, South End – Contract No. 20-308-002: This project includes the replacement of older cast iron water mains that have reached their useful life in Shawmut Ave, South End. Construction is projected to commence April 2021 and be completed by December 2022. The total three-year budget for this project is \$1,100,000.

Water Main Replacement in Charlestown – Contract No. 20-308-003: This project includes the replacement of older cast iron water mains that have reached their useful life in Charlestown. Construction is projected to commence April 2021 and be completed by November 2022. The total three-year budget for this project is \$1,000,000.

Water Main Replacement in City Proper / Charlestown – Contract No. 20-308-004: This project includes the replacement of older cast iron water mains that have reached their useful life in City proper / Charlestown. Construction is projected to commence April 2021 and be completed by December 2022. The total three-year budget for this project is \$500,000.

Water Main Replacement in City Proper – Contract No. 20-308-005: This project includes the replacement of older cast iron water mains that have reached their useful life in City Proper. Construction is projected to commence April 2021 and be completed by December 2022. The total three-year budget for this project is \$850,000.

Water Pipe Replacement Portion - South Boston Sewer Separation Contract No. 22-309-012 Contract 3: This project includes the water pipe replacement portion of the South Boston sewer separation Contract III. Construction is scheduled to commence in June 2022 and is projected to be completed by September 2023. The three-year budget is \$450,000.

Final Paving - South Boston Sewer Separation Contract No. 20-309-011P Contract 1: This project includes the final Paving for South Boston Sewer Separation Phase I. This project is one of two (2) planned contracts to install final pavement where new storm drains have been constructed in Phase 1 and 2 to separate approximately 400 acres in South Boston along the Dorchester Avenue Corridor. New paving will also be installed where upgrades of the sanitary sewer and water main systems impact the roadway surface. Construction is scheduled to commence in April 2021 and is projected to be completed by July 2024. The three-year budget is \$750,000.



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LOCAL

In-depth news coverage of the Greater Boston Area.

SOUTH END

Boston's South End Recovering After Water Main Break Floods Streets, Buildings

One interior designer estimated \$1 million in damages after the water main break flooded her office, requiring the fire department to free her

By Diane Cho • Published April 15, 2020 • Updated on April 15, 2020 at 5:02 pm



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NBC 10 BOSTON

SOUTH END

CREWS CLEANUP WATER MAIN BREAK 4:13 52 **10**

Repairs continued into Wednesday after a massive water main break caused a mess the night before in Boston's South End.

Boston's South End neighborhood was recovering Wednesday after a water main break flooded streets and buildings and forced residents to evacuate despite social distancing measures in place.

The leak, caused by an overpressurized water line, submerged vehicles and caused the road to buckle near 500 Harrison Ave.

"It's significant. There's probably 10 or 15 cars underwater. Basements that are full of water," said Tom Bagley from the Boston Water and Sewer Commission.

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At least one car had to be pulled out of a sinkhole that formed during the flooding.

"We came out on the deck and there was water everywhere. It was a lake," explained Julie Saidenberg who had to evacuate her home.

Though the water had dissipated and service was eventually restored, crews were working Wednesday to repair the 30-inch pipe. Officials said residents could be without power for at least 24 hours during the repairs.

It's unclear what caused the main to break but authorities said it was on the older side.

"It was put in in 1915. We rehabilitated it in 1972," Bagley explained. "Why it happened needs to be determined."

Meichi Peng, an interior designer, struggled to escape her office after the flood forced the door shut.

"I had to call 911," Peng said. "They put me through to the fire department not knowing they were already standing outside."



People have been forced out of their homes in Boston's South End amid the coronavirus pandemic after a water main break flooded the... [Read more](#)

Also Happening in Boston



APR 15

Cars Submerged as Water Main Break Buckles Boston Road



APR 15

One Boston Day Will Look Different This Year

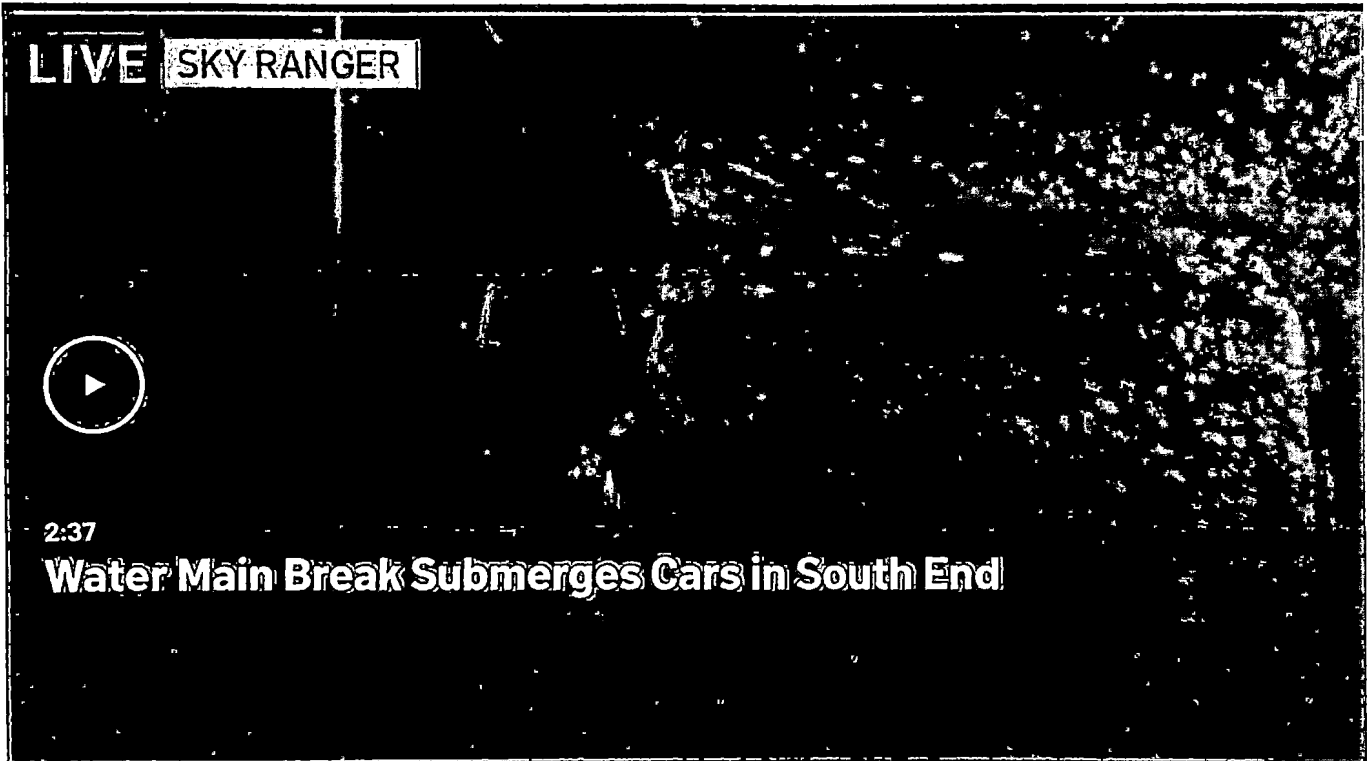
In water up to her waist, Peng, who owns the Meichi Peng Design Studio, wrote her cell phone number down on a sheet of paper and put it up to the window for firefighters to see. They helped her safely out of the building.

Peng was in a meeting when she heard the sound of running water but didn't think much of it until a parking attendant tapped on her window and told her to get out. By the time she turned around, she

said, she saw the water pouring inside but she couldn't get out because the water was already four feet high and the door was forced shut.

The interior designer took a video on her cell phone of the water rushing into her South End business on the basement level. She estimates at least one million dollars in damages.

The city is helping anyone who might be displaced - those who need assistance are asked to call Boston City Hall at 617-635-4500.



Multiple vehicles went underwater after a water main break in Boston.

This article tagged under:

SOUTH END • BOSTON • BOSTON FIRE DEPARTMENT • WATER MAIN BREAK • BOSTON WATER AND SEWER COMMISSION



Taboola Feed

Montana Man Discovers He Has Oldest DNA in America