

FORM 9
CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE
CONTRACT UNDER SECTION 32 OF THE ACT

Construction Act

Etobicoke York District

(County/District/Regional Municipality/Town/City in which premises are situated)

270 The Kingsway, Etobicoke, ON

(street address and city, town, etc., or, if there is no street address, the location of the premises)

This is to certify that the contract for the following improvement:

Renovation of an existing mall

(short description of the improvement)

to the above premises was substantially performed on **2024-12-09**

(date substantially performed)

Date certificate signed: **2024-12-18**



(payment certifier where there is one)

(owner and contractor, where there is no payment certifier)

Name of owner: **First Capital REIT**

Address for service: **85 Hanna Avenue, Suite 400, Toronto, ON M6K 3S3**

Name of contractor: **Bachly Construction**

Address for service: **27 Nixon Road, Bolton, ON L7E 1J7**

Name of payment certifier (where applicable): **Turner Fleischer**

Address: **67 Lesmill Road, Toronto, ON M3B 2T8**

(Use A or B, whichever is appropriate)

- ☒ A. Identification of premises for preservation of liens:
BLOCKS C and D, REGISTERED PLAN 3692, St. GEORGES ROAD, REGISTERED PLAN 3692. PART OF THE KINGSWAY BY REGISTERED PLAN 2624, 2774, AND 3009. PART OF ASHLEY AVENUE, REGISTERED PLAN 2624. PART OF ASHLEY AVENUE, REGISTERED PLAN 3692. PART OF THE KINGSWAY BY REGISTERED PLANS 2624 AND 2774. PART OF LOTS 5 AND 6, REGISTERED PLAN 1259, PARTS OF BLOCKS A AND B, REGISTERED PLAN 3692.

(if a lien attaches to the premises, a legal description of the premises, including all property identifier numbers and addresses for the premises)

- ☐ B. Office to which claim for lien must be given to preserve lien:

(if the lien does not attach to the premises, the name and address of the person or body to whom the claim for lien must be given)