

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

*Construction Act*

City of Kitchener

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

40 McGee Avenue, Kitchener, 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:

Parking Garage Repairs

(short description of the improvement)

to the above premises was substantially performed on December 20, 2024

(date substantially performed)

Date certificate signed: December 20, 2024



(payment certifier where there is one)

**Marriott Place Investments c/o  
EIWO Canadian Management**

Name of owner: Ltd.

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

Address for service: 82 Weber Street East, Suite 100 Kitchener, ON N2H 1C7

Name of contractor: Xcel Construction Ltd.

Address for service: 255 Carrier Drive Toronto, ON M9W 5Y8

**Leading Edge Building**

Name of payment certifier (where applicable): Engineers

Address: 350 Creditstone Road, Unit 201, Vaughan, ON, L4K 3Z2

(Use A or B, whichever is appropriate)

☐ A. Identification of premises for preservation of liens:

(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:

**Marriott Place Investments c/o EIWO Canadian Management Ltd.**  
**82 Weber Street East, Suite 100 Kitchener, ON N2H 1C7**

(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)