

January 16, 2025

CDC Contracting Inc.
1501 Creditstone Road, 2nd Floor
Concord, Ontario L4K 5V6

Attention: Mr. Pat Izzo

Dear Sir:

**Re: Substantial Performance
100 Garden Street and 604 Dundas Street
Underground Servicing & Roadworks
Town of Whitby
Our Project No. E19033**

We have attached hereto the Certificate of Substantial Performance of the Contract for the above noted project as per the requirements of the Construction Lien Act, Section 32.

Please forward the following documents required for release of the Statutory Holdback for Contracts I & II in accordance with the Form of Agreement between Contractor and Owner within the contract documents.

1. Proof of publication of the Substantial Performance Certificate.
2. Statutory Declaration that all liabilities incurred by the Contractor and Sub-Contractors in carrying out the Contracts have been paid and there are no liens, garnishes, attachments or claims relating to the work.
3. A Clearance Certificate from the Workplace Safety & Insurance Board.
4. Declaration releasing the Owner from all further claims relating to Contracts I & II (with stated exceptions as appropriate).
5. As-Constructed Record Drawings. (Received)

Should you have any questions regarding the above, please contact the undersigned.

Yours truly,

CANDEVCON EAST LIMITED



Kevin J. Dwyer, C.E.T.
Sr Project Manager, Land Development

KJD/lh

Encl.

cc Brookfield Residential (Ontario) Garden Limited, Attn: Mr. K. Persaud;
Brookfield Residential (Ontario) Garden Limited, Attn: Mr. E. Kallikorm



FORM 9

CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE CONTRACT UNDER SECTION 32 OF THE ACT *Construction Act*

Town of Whitby, Regional Municipality of Durham
(County/District/Regional Municipality/Town/City in which premises are situated)

100 Garden Street & 604 Dundas Street, Town of Whitby, Regional Municipality of Durham
(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:

Contract I – Sanitary, Storm and Water Servicing, Contract II – Roadworks (Base Works)
(short description of the improvement)

TO THE ABOVE PREMISES SUBSTANTIALLY PERFORMED ON

December 9, 2024
(date substantially performed)



DATE CERTIFICATE SIGNED: January 16, 2025

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Kevin J. Dwyer, C.E.T. - CANDEVCON EAST LIMITED
(payment certifier, where there is one)

NAME OF OWNER: Brookfield Residential (Ontario) Garden Limited

ADDRESS FOR SERVICE: 3381 Steeles Avenue East, Suite 100, Toronto, Ontario, M2H 3S7

NAME OF CONTRACTOR: CDC Contracting Inc.

ADDRESS FOR SERVICE: 1501 Creditstone Road, 2nd Floor, Concord, Ontario, L4K 5V6

NAME OF PAYMENT CERTIFIER: CANDEVCON EAST LIMITED

ADDRESS: 1600 Stellar Drive, Whitby, Ontario, L1N 9B2

(Use A or B whichever is appropriate)

A. IDENTIFICATION OF PREMISES FOR PRESERVATION OF LIENS:

100 Garden Street & 604 Dundas Street, Town of Whitby, Regional Municipality of Durham
(if a lien attaches to 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:

3381 Steeles Avenue East, Suite 100, Toronto, Ontario, M2H 3S7
(if a lien does not attach to premises, a concise description of the premises, including addresses, and the name and address of the person or body to whom the claim for lien must be given)