

Our ref: 11223719

25 February 2025

Mr. Alfred Bryce
Con-Drain Company (1983) Limited
30 Floral Pkwy,
Concord, ON L4K 4R1

Certificate of Substantial Performance

RE: Block 2&3, Lot 59, 8939 Huntington Road

Dear Mr. Alfred Bryce:

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

Please forward the following documents required for release of the Statutory Holdback for Contract – Site Preparation, Erosion & Sediment Control and Earth Works in accordance with the Form of Agreement between the 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. Post-construction record drawings to be submitted by the Contractor, reviewed and accepted by the Engineer prior to release of the holdback monies.
5. Declaration from the Contractor releasing the Owner from all further claims relating to Contract – Site Preparation, Erosion & Sediment Control and Earth Works of the Agreement (with stated exceptions as appropriate).

Should you have any questions, or require any further information, please do not hesitate to contact the undersigned.

Sincerely,

GHD



Darren Marks
Engineering Leader

+1 905 429-4975
darren.marks@ghd.com

Copy to: Toromont Industries Limited; Garnet Peirson



FORM 9

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

Construction Act

City Of Vaughan

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

Part of Lot 14 Concession 9, Part 1 of Plan 65R-10932, Block 2 & 3 of MPlan (8939 Huntington Road)

(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: Site Preparation, Erosion & Sediment Control and Earth Works

(short description of the improvement)

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

(date substantially performed on)

Date Certificate signed: February 25, 2025

GHD

(payment certifier where there is one - signature required)

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

Name of Owner: Toromont Industries Limited

Address for service: 3131 Hwy 7 West, Building B, Concord, ON L4K 1B7

Name of Contractor: Con-Drain Company (1983) Limited

Address for service: 30 Floral Pkwy, Concord, ON L4K 4R1

Name of payment certifier (where applicable): GHD

Address: 65 Sunray Street, Whitby, ON L1N 8Y3

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

Part of Lot 14 Concession 9, Part 1 of Plan 65R-10932, Block 2 & 3 of MPlan (8939 Huntington Road)

(where liens attach 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 and affidavit 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)