

File 419489

May 10, 2021

Mike Giovannelli
Nelli Construction
200 Landsbridge Street
Bolton, Ontario L7E 2A3
mgiovannelli@nelliconstruction.com

Re: Innisfil Beach Road – Industrial Park Road Watermain Relocation, Town of Innisfil
Certificate of Substantial Performance

Dear Mike:

We have attached the Form 9 – Certificate of Substantial Performance of the Contract under Section 32 of the Construction Act. The date of Substantial Performance is April 13, 2021. The Certificate must be published in the Daily Construction News, to initiate the 60-day lien notice period and the Statutory Holdback will be released accordingly.

Tatham Engineering (Tatham) and InnServices will complete a deficiency inspection in the next two weeks. An initial deficiency check has been completed and there are no major known issues at this time and the new watermain has been operational since January 2021. Once identified, all deficiency repairs shall be completed in a timely manner (before June 30, 2021).

It will be the responsibility of Nelli Construction to advertise in the Daily Construction News and provide reference to Tatham Engineering of advertisement.

We require the following supporting documentation in support of the release of the Statutory Holdback:

1. A release by the Contractor in a form satisfactory to Tatham releasing InnServices from all further claims relating to the Contract;
2. Standard Statutory Declaration using InnServices Template;
3. Updated WSIB certificate;
4. Certificate of Publication; and
5. Confirmation of no-liens.

April 13, 2021 is deemed the start of the 12-month warranty period, which will expire on April 13, 2022.

Yours truly,

Tatham Engineering Limited



Matt Brace, P.Eng.

Senior Project Manager

MB:klc

copy: Jeff Capling, InnServices Utilities Inc., jcapling@innservices.co

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

Construction Act

Town of Innisfil

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

Town of Innisfil Right of Way Fronting 2100 and 2059 Industrial Park 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:

Relocation of 300mm watermain from Innisfil Beach Road to Industrial Park Road.

(short description of the improvement)

to the above premises was substantially performed on April 13, 2021
(date substantially performed)

Date certificate signed: May 10, 2021



(payment certifier where there is one)

Tatham Engineering Limited

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

Name of owner: InnServices Utilities Inc.

Address for service: 7251 Yonge Street, Innisfil, Ontario, L9S 0J3

Name of contractor: 2708268 Ont. Inc o/a Nelli Construction

Address for service: 200 Landsbridge Street, Bolton, Ontario, L7E 2A3

Name of payment certifier (where applicable): Tatham Engineering Limited

Address: 41 King Street, Unit 4, Barrie, Ontario, L4N 6B5

(Use A or B, whichever is appropriate)



A. Identification of premises for preservation of liens:

Town of Innisfil Right of Way Fronting 2100 and 2059 Industrial Park Road

(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)