



COLM ENGINEERING LTD.

File: 18-14

VIA EMAIL

October 04, 2021

Trans Power Utility Contractors Inc.
585 Applewood Crescent,
Concord, ON L4K 5V7

Attn: Cosmo Facciolo

**Re: Electrical Servicing Contract for the Joshua Creek Ph 1A&B, Oakville
Requirements for Statutory Holdback Release**

Dear Sir,

The work covered under the Contract for the above noted project has been substantially performed, agreement has been reached on the final value of the work, and the process for release of the statutory holdback may now commence. In accordance with section 4.19 of the Contract, please provide the following documentation to this office:

- 1) Proof of publication of the enclosed Substantial Performance Form by The Daily Commercial News, under section 32 of the Construction Lien Act, 1983, with copies to this office and the Owner.
- 2) A Statutory Declaration attested to by a Notary Public that all accounts for labor, subcontracts, products, construction machinery and equipment and other indebtedness which may have been incurred by the Contractor in the substantial performance of the work and for which the Owner might in any way be held responsible have been paid in full except holdback moneys properly retained, and that there has been no labor on the site for forty-five (45) days.
- 3) A letter of clearance from the Workplace Safety & Insurance Board.
- 4) "As constructed" drawings signed by an authorized representative of your company, satisfactory to and with sufficient information for our office and Oakville Hydro **(received)**.

The holdback becomes due and payable sixty days after the publishing of the above noted Substantial Performance Form, provided we are in receipt of all the above items. If you have any questions regarding the foregoing, please do not hesitate to call.

Yours truly,

Shehroze Qureshi,
Project Manager
Colm Engineering Ltd.

SQ/
Attachment (1)

cc: Trevor Kearns, Mattamy (Joshua Creek) Ltd.
Dale Palmer, Mattamy (Joshua Creek) Ltd.
Karl Kuru – Trans Power

FORM 6
CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE
CONTRACT UNDER SECTION 32 OF THE ACT

Construction Lien Act

Town of Oakville, Regional Municipality of Halton

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

20M-1229, Oakville (Mattamy Joshua Creek Phase 1A&B)

(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:


Underground Electrical Distribution and Street Lighting Systems

(short description of the improvement)

to the above premises was substantially performed on **March 11, 2021**

(date substantially performed)

Date certificate signed: **October 04, 2021**



(payment certifier where there is one)

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

Name of owner: **Mattamy (Joshua Creek) Ltd. c/o**
Mattamy Homes

Address for service: **433 Steeles Avenue East, Milton, ON L9T 8Z4**
Transpower Utility Contractors

Name of contractor: **Inc.**

Address for service: **585 Applewood Crescent, Concord, ON L4K 5V7**

Name of payment certifier (where applicable): **Colm Engineering Ltd.**

Address: **400 Main Street East, Suite 214, Milton, ON L9T 4X5**

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

20M-1229, Oakville (Mattamy Joshua Creek Phase 1A&B)

(where liens attach to premises, reference to lot and plan number or instrument registration number)

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

(where liens do not attach to premises)