

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

*Construction Act*

City of Markham

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

101 Town Centre Blvd Markham, ON L3R 9W3

(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:

Park lighting upgrades

(short description of the improvement)

to the above premises was substantially performed on

Aug 15, 2022

(date substantially performed)

Date certificate signed:

Aug 31, 2022

(payment certifier where there is one)

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

Name of owner: City of Markham

Address for service: 101 Town Centre Blvd, Markham, ON L3R 9W3

Name of contractor: Alheatility Limited

Address for service: 2212 Hwy 35 S Lindsay, ON

Name of payment certifier (where applicable):

Address:

(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:

City of Markham - 101 Town Centre Blvd, Markham ON

(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)

# Statutory Declaration of Progress Payment Distribution by Contractor

Standard Construction Document

**CCDC 9A – 2018**

To be made by the Contractor as a condition for either

- ☐ second and subsequent progress payments; or  
☒ release of holdback.

Application for payment number \_\_\_\_\_  
dated \_\_\_\_\_ is the last  
application for payment for which the Contractor has  
received payment.

## Information Appearing in the Contract Documents

Name of Project City of Markham  
Floodlights, Poles, & Cross Arms Replacements @ Various Parks  
Contract # 172-T-21

Date of Contract: September 15, 2021.

Name of Owner

Lairn Allin

Name of Contractor

Alineutility Ltd.

## Declaration

I solemnly declare that, as of the date of this declaration, I am an authorized signing officer, partner or sole proprietor of the Contractor, and as such have authority to bind the Contractor, and have personal knowledge of the fact that all accounts for labour, subcontracts, products, services, and construction machinery and equipment which have been incurred directly by the Contractor in the performance of the work as required by the Contract, and for which the Owner might in any way be held responsible, have been paid in full as required by the Contract up to and including the latest progress payment received, as identified above, except for:

- 1) holdback monies properly retained,
- 2) payments deferred by agreement, or
- 3) payment withheld by reason of legitimate dispute which has been identified to the party or parties from whom payment has been withheld.

I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me in City of Kawartha Lakes this 31 day of August in the year 2022.  
City/Town and Province

Name

Title

Signature

Sherry Laurine Amacher, a Commissioner, etc.,  
Province of Ontario, for the Corporation of the  
City of Kawartha Lakes. Expires August 18, 2024

Sherry Amacher  
(A Commissioner for Oaths, Notary Public, Justice of the Peace, etc.)

**The making of a false or fraudulent declaration is a contravention of the Criminal Code of Canada, and could carry, upon conviction, penalties including fines or imprisonment.**

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