



September 8, 2022

United Building Restoration Ltd.
1935 Silicone Drive
Pickering, ON L1W 3V7

Attention: Josh Hanek

Dear Josh,

**Subject: Tim Hortons Field –64 Melrose Ave North, Hamilton
2021 Guard Replacement – Certificate of Substantial Performance**

Please find enclosed a copy of the Certificate of Substantial Performance for this project. Provided no liens have been registered against the property, statutory holdback for the project will become due 60 days after publication of Substantial Performance. Receipt of the following information will also be required:

- Invoice for Release of Holdback with:
 - WSIB Clearance Certificate; and
 - Statutory Declaration.
- Confirmation of Publication of Substantial Performance
- A better understanding of the parties involved is required to assist in potential future disputes or warranty claims. Please provide the name, address, telephone number, and contact person of:
 - general contractor
 - sub-contractors
 - material manufacturers
 - material suppliers

Upon receipt of the required information, we shall issue a Certificate for Payment for Release of Holdback.

In accordance with the Purchase Order between the Contractor and the Owner, the Consultant on behalf of the Owner, hereby certifies that:

- 1** The work or a substantial part thereof is ready for use and may be used for the purpose intended; and
- 2** The Contract is deemed complete.

The issuance of this Certificate does not release the Contractor or any Subcontractor from the duty of completing the Work pursuant to the terms of the Contract. The date of substantial performance defines the start of the warranty period. The warranty period for the guard rails and the waterproofing is 5 years.



Should you have any questions, please do not hesitate to contact us.

Sincerely,

A handwritten signature in black ink that reads 'David Heska'.

David Heska, P.Eng.
Project Manager

Encl. Certificate of Substantial Performance

Dist: Josh Hanek, United

josh@ubrl.ca

CC: Leanne Turner, City of Hamilton

leanne.turner@hamilton.ca

WSP Ref.: 181-06201-01



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

Construction Act

City of Hamilton

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

64 Melrose Avenue

(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:

2021 Guard Replacement

(short description of the improvement)

to the above premises was substantially performed on

September 8, 2022

(date substantially performed)

Date certificate signed: September 8, 2022

WSP Canada Inc.

(Payment Certifier where there is one)

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

Name of owner: City of Hamilton

Address for service: 28 James Street North, 5th floor, Hamilton, ON L8R 2K1

Name of contractor: United Building Restoration Ltd.

Address for service: 1935 Silicone Drive, Pickering, ON L1W 3V7

Name of payment certifier: WSP Canada Inc.

Address: 4 Hughson Street South, Suite 300, Hamilton, ON L8N 3Z1

(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 Clerks Office, 71 Main Street West, 1st floor, Hamilton, ON L8P 4Y5

(if the lien does not attach to the 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)