

Issued: September 16, 2022

SUBSTANTIAL PERFORMANCE CERTIFICATE

Cornell Bus Terminal at 467 Rustle Woods Avenue, Markham, Ontario

YRRTC, hereby certify that Substantial Performance of Arcnova's portion of the Cornell Bus Terminal project ("Project"), as described below, has been achieved.

- Architectural finishes for the buildings and platform terminal including Parklex, Zinc and ACM panels.

This certification of Substantial Performance by YRRTC does not constitute a certification or declaration of Substantial Performance under Section 32 of the Construction Act, R.S.O. 1990, c. C.30:

1) References:

- i. Continuation of Work agreement between YRRTC and Arcnova, dated May 21, 2021, for the construction of works related to completion of the Project;
- ii. Notice to Proceed dated July 7, 2021;
- iii. Certificate of Completion issued by the City of Markham, dated July 6, 2022, for 467 Rustle Woods Avenue, Markham, the Cornell Bus Terminal.
- iv. All executed Change Orders as of September 1, 2022, between YRRTC and Arcnova; and,
- v. Application for certification of Substantial Performance issued by Buttcon, dated September 13, 2022.

2) This Substantial Performance Certificate has been issued for the designated portion of the Project with no exclusions.

3) This Substantial Performance Certificate for the Cornell Bus Terminal Project relies upon the following:

- i. Application for certification of Substantial Performance issued by Arcnova, dated September 13, 2022;

- ii. The following letters relating to General Conformance issued by the Engineers-of-Record, HDR Inc., or their subconsultants to support final occupancy of the Project as noted in the following:
 - a. Architectural General Conformance dated June 16, 2022;
 - iii. Certificate of Completion issued by the City of Markham, dated July 6, 2022 for 467 Rustle Woods Avenue, Markham, the Cornell Bus Terminal.
- 4) This Substantial Performance Certificate confirms that Arcnova Inc. has completed the work referenced in its Substantial Performance Application for the designated portion of the Project as noted above dated September 13, 2022. Substantial Performance of the designated portion of the Project noted in the above referenced Application and Partial Occupancy Permit are deemed to have been achieved effective at **12:01 AM on September 13, 2022.**

Technical Advisory and Construction
Oversight (TACO) Consultant:

Michael Paddags

Certified by:

Michael Paddags, P. Eng.
Project Manager, YRRTC
VivaNext Program

Arcnova Inc.:

Received and Acknowledged by:



Jay Selcuk
Vice President,
Arcnova Inc.

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

The Regional Municipality of York

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

467 Rustle Woods Ave, Markham, Ontario

(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:

To continue the supply and installation of the architectural finishes, including the Zinc, Parklex and ACM for the Cornell Bus Terminal

(short description of the improvement)

to the above premises was substantially performed on **September 13, 2022**

(date substantially performed)

Date certificate signed: **September 16, 2022**

N/A

(payment certifier where there is one)

Arcnova Inc.

YRRTC

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

Name of owner: **York Region Rapid Transit Corporation**

Address for service: **50 High Tech Rd., 4th Floor, Richmond Hill, Ontario, L4B 4N7**

Name of contractor: **Arcnova Inc.**

Address for service: **43 Milwick Drive, North York, ON, M9L 1Y4**

Name of payment certifier (where applicable): **N/A**

Address: **N/A**

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

CON 9 PT LOT 11 RP 65R35199 PARTS 1 AND 2

(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)