



October 4, 2022

Our Project No. 247-44 CA

Miller Paving Limited  
287 Ram Forest,  
Stouffville, Ontario  
L4A 2G8

Attention: Drew Marshall  
Project Manager

**Re: For Surface Treatment & Slurry Seal  
Substantial Performance Statutory Holdback Release Payment Certificate  
Contract No. S-2022-04**

We are writing in response to your application for Certification of Substantial Performance for the above-noted contract. Please find attached our Certificate of Substantial Performance. As required by the Section 32(1) Paragraph 5 of the Construction Act, R.S.O. 1990, c.C.30, as amended, you are now required to publish a copy of the certificate in a construction trade newspaper including placement in the Daily Commercial News.

October 4, 2022 has been set as the date of substantial performance for this contract. Please submit the following documents as noted below as per "Section GC 8.02 – Payment" of the General Conditions, "Item 3 – Maintenance Security" of the Special Provisions General of the Contract:

- (i) a release of claims;
- (ii) a Statutory Declaration;
- (iii) a satisfactory Certificate of Clearance from the Workplace Safety and Insurance Board; and
- (iv) Proof of publication of the Certificate of Substantial Performance.

As per General Conditions of Contract, the Substantial Performance Statutory Holdback Release Payment Certificate shall be due 61 Days after the date of publication of the Certificate of Substantial Performance but subject to the provisions of the Construction Act and the submission by the Contractor of the above documents:

Should you have any questions regarding this matter, please contact me directly at 416-779-5667.

Yours truly,

Robert Friscioni  
Construction Manager  
Chisholm Fleming & Associates

Attachments: Certificate of Substantial Performance (Form 9)

Copy to: Township of Scugog, Kevin Arsenault, Dan Rosebrugh  
Chisholm Fleming Associates, Stephen MacDonald, Mosa

# FORM 9

## CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE CONTRACT UNDER SECTION 32 OF THE ACT

*Construction Act*

The Township of Scugog

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

181 Perry Street, Box 780, Port Perry, Ontario L9L 1A7

(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:

Contract S2022-04 - For Surface Treatment and Slurry Seal

(short description of the improvement)

to the above premises was substantially performed on October 4, 2022

(date substantially performed)

Date certificate signed: October 4, 2022



(payment certifier where there is one)

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

Name of owner: The Township of Scugog

Address for service: 181 Perry Street, Box 780, Port Perry, Ontario L9L 1A7

Name of contractor: Miller Paving Limited,

Address for service: 287 Ram Forest, Stouffville, Ontario, L4A 2G8

Name of payment certifier (where applicable): Robert Friscioni, Chisholm  
Fleming And Associates

Address: 317 Renfrew Drive, Suite 301, Markham, Ontario, L3R 9S8

(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:

181 Perry Street, Box 780, Port Perry, Ontario L9L 1A7

(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)