



Toronto Transit Commission
1900 Yonge Street, Toronto, ON M4S 1Z2
416-393-4000

November 17, 2022

Edward Welch
C.E.O
Brook Restoration Ltd.
11 Kelfield Street
Etobicoke, ON
M9W 5A1

Dear Edward Welch,

**Re: Contract F60-11 Kipling Station - East Entrance Slope Stabilization
Substantial Performance Letter**

This is to advise you that the Work included in the above noted Contract was Substantially Performed on October 28, 2022. Enclosed for your publication is a copy of the Certificate of Substantial Performance in accordance with the Construction Act.

The existing fence repair has been deferred in the Substantial Performance calculation as agreed. Please find attached a preliminary deficiency list. Please complete all outstanding work, including but not limited to outstanding documentation, and remedy all deficiencies/incomplete work by November 27, 2022.

In accepting this work, the TTC does so on the understanding that warranty on the completed work as set out in Document 00 72 00, Article GC 10 of the Contract Documents, commenced on October 28, 2022.

Release of holdback will be made in accordance with Document 00 73 00, Articles SC 3.20 and SC 3.21 of the Contract Documents.

Sincerely,

Brian Billark
Construction Site Manager
Construction Department

50-106-57
SharePoint # 03075-151817624-8

Attachments: Certificate of Substantial Performance and Deficiency List

Jaye Robinson, Chair
Joanne De Laurentiis, Vice-Chair
Richard J. Leary, Chief Executive Officer

Brad Bradford, Commissioner
Shelley Carroll, Commissioner
Fenton Jagdeo, Commissioner
Cynthia Lai, Commissioner

Ron Lalonde, Commissioner
Jennifer McKelvie, Commissioner
Denzil Minnan-Wong, Commissioner
Julie Osborne, Commissioner

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

City of Toronto ☐

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

1900 Yonge Street, Toronto, Ontario, M1K 5H4

(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 F60-11 "Kipling Station - East Entrance Slope Stabilization"

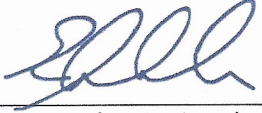
(short description of the improvement)

to the above premises was substantially performed on **October 28, 2022**

(date substantially performed)

Date certificate signed: **November 17, 2022**

(payment certifier where there is one)


Edward Welch, C.E.O. of
Brook Restoration Ltd
(owner and contractor, where there is no payment certifier)

Name of owner: **Toronto Transit Commission** ☐

Address for service: **1900 Yonge Street, Toronto, Ontario, M1K 5H4**

Name of contractor: **Brook Restoration Ltd.**

Address for service: **11 Kelfield Street, Etobicoke, Ontario, M9W 5A1**

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:
**Claims for Lien are to be submitted to Toronto Transit Commission electronically as directed at
www.ttc.ca/liens**

(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)