

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

*Construction Act*

**Town of Milton, Region of Halton**

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

**Pony Pines Phase 2**

(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 4 - Underground Services and Roads to Base Course Asphalt (Phase 2)**

(short description of the improvement)

to the above premises was substantially performed on **January 17, 2023**

(date substantially performed)

Date certificate signed: **January 17, 2023**

(payment certifier where there is one)

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

Name of owner: **Pony Pines Development Inc.**

Address for service: **351 King St East, Suite 1300, Toronto, ON, M5A 0L6**

Name of contractor: **Con-Drain Company (1983) Ltd.**

Address for service: **30 Floral Parkway, Concord, Ontario, L4K 4R1**

Name of payment certifier (where applicable): **David Schaeffer Engineering Ltd.**

Address: **600 Alden Road, Suite 606, Markham, Ontario, L3R 0E7**

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

**20M-1242**

(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, 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)



**David Schaeffer Engineering Ltd.**  
600 Alden Road, Suite 700  
Markham, ON L3R 0E7  
905-475-3080  
dsel.ca

January 17, 2023  
DSEL File: 19-1100

**Con-Drain Company (1983) Ltd.**  
30 Floral Parkway  
Concord, Ontario  
L4K 4R1

**Attention: Alfred Bryce**

Dear Sir:

**Re: Certificate of Substantial Performance**  
Pony Pines Phase 2  
Pony Pines Development Inc.  
Contract 4 - Underground Services and Roads to Base Course Asphalt (Phase 2)  
Town of Milton, Region of Halton

Enclosed are Certificates of Substantial Performance for the above-referenced project. Please make arrangements for advertisement in the Daily Commercial News or other construction trade newspaper satisfactory to this office and furnish us with a copy of the advertisement with its date of publication at your earliest convenience.

Please be advised that, as per the Contract, no holdback monies will be released until all deficiencies have been completed and we have received all appropriate letters for the commencement of the maintenance period(s) for the constructed works.

Should you have any questions please do not hesitate to contact our office.

Yours truly,  
**David Schaeffer Engineering Ltd.**

A handwritten signature in blue ink that reads 'Ben Silver'.

Ben Silver, P. Eng.

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Pony Pines Development Inc.: Derek Lamb / Matthew McLennan