

Our ref: 8812140

December 23, 2022

Mr. Andy Sutch
Hard-Co Construction Ltd.
625 Conlin Road
Whitby, ON L1R 2W8

RE: 1970 Grandview Street North
Contract IV – Internal Roadworks (Surface Works)
and Grandview Street Works (Surface Works)
City of Oshawa

Dear Mr. Sutch:

We have attached hereto the Certificate of Substantial Performance of the Contract for the above noted project as per the requirements of the Construction Act, 2018, Section 32.

Please forward the following documents required for release of the Statutory Holdback for Contract IV in accordance with the Form of Agreement between Contractor and Owner within the contract documents.

1. Proof of publication of the Substantial Performance Certificate.
2. Statutory Declaration that all liabilities incurred by the Contractor and Sub-Contractors in carrying out the Contracts have been paid and there are no liens, garnishes, attachments or claims relating to the work.
3. A Clearance Certificate from the Workplace Safety & Insurance Board.
4. Post-construction record drawings to be reviewed and accepted by the Engineer prior to release of the holdback monies.
5. Declaration releasing the Owner from all further claims relating to Contract IV (with stated exceptions as appropriate).

Should you have any questions regarding the above, please contact the undersigned.

Regards,



Darren M. Marks, P.Eng.
Project Manager, Land Development - Ontario

+1 905 429-4975
darren.marks@ghd.com

Copy to: Upperview Oshawa Inc.; Mr. Mark Chan



FORM 9

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

Construction Act

City of Oshawa, Regional Municipality of Durham

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

Part of Lot 3, Concession 4, Part 1 Plan 40R-28930, City of Oshawa, Regional Municipality of Durham

(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:

1970 Grandview Street North; Contract IV: Internal Roadworks (Surface Works) and Grandview Street Works (Surface Works)

(short description of the improvement)

to the above premises was substantially performed on

November 30, 2022

(date substantially performed on)

Date Certificate signed: December 23, 2022

GHD

(payment certifier where there is one)

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

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

Name of Owner: Upperview Oshawa Inc.

Address for service: 50 Greensborough Village Circle, Unit 10, Markham, ON L6E 1M1

Name of Contractor: Hard-Co Construction Ltd.

Address for service: 625 Conlin Road, Whitby, ON L1R 2W8

Name of payment certifier (where applicable): GHD

Address: 65 Sunray Street, Whitby, ON L1N 8Y7

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

Part of Lot 3, Concession 4, Part 1 Plan 40R-28930, City of Oshawa, Regional Municipality of Durham

(where liens attach to premises, a legal description of the premises, including all property identifier numbers and addresses for the premises)

B. Office to which claim for lien and affidavit 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)