

Our ref: 12594333

16 March 2023

Mr. Ken Malhi
Con-Drain Company Limited
30 Floral Parkway, Suite 100
Concord, ON, L4K 4R1

EMAIL AND MAIL

Certificate of Substantial Performance

Toromont Reman – Bradford
Contract for Earthworks – Removal, Hauling and Reinstatement (Contract)
Town of Bradford West Gwillimbury

Dear Mr. Malhi:


GHD Limited has included as Attachment A the Certificate of Substantial Performance for the above noted Contract (consisting of Part A, Part B, and Part C) in accordance with the requirements of Section 32 of the Construction Act.

Please forward to the attention of the undersigned, the following documents required for release of the Statutory Holdback for the Contract in accordance with the Form of Agreement between Con-Drain Company (1983) Limited (Contractor) and Toromont Industries Ltd. (Owner) included therein.

1. Proof of publication of the Substantial Performance Certificate.
2. Statutory Declaration that all liabilities incurred by the Contractor and its sub-contractors in carrying out the Contract 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 the Contract (with stated exceptions as appropriate).

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

Regards



Marc Gaudet, P. Eng.
+1 905 346-3841
marc.gaudet@ghd.com

cc R. Whitman - Toromont Industries Ltd. (RWhitman@toromont.com)
A. Stansfield - GHD



FORM 9

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

Construction Act

Town of Bradford West Gwillimbury, Ontario

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

Coffey Road near 5th Line, Town of Bradford West Gwillimbury

(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 for Earthworks - Removal, hauling and Reinstatement (PART A:
General ; PART B: Haul Road & PART C: Stripping, Excavation and Fill Placement)

(short description of the improvement)

to the above premises was substantially performed on January 11, 2023

(date substantially performed on)

Date Certificate signed: March 16, 2023

GHD

(payment certifier where there is one - signature required)

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

Name of Owner: Toromont Industries Ltd.

Address for service: 3131 Highway 7 West, Concord, ON L4K 5E1

Name of Contractor: Con-Drain Company (1983) Limited

Address for service: 30 Floral Parkway Suite 100, Concord, ON L4K 4R1

Name of payment certifier (where applicable): GHD Limited

Address: 140 Allstate Parkway, Suite 210, Markham, Ontario L3R 5Y8

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

(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:

Toromont Industries Ltd. 3131 Highway 7 West, Concord, ON L4K 5E1

(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)