

# McINTOSH PERRY

Project No. CCC-224900-00

May 08, 2023

**Martinway Contracting Limited.**

20 Claireport Crescent Unit #10,  
Etobicoke, ON M9W 6P6  
Phone: (416) 674-8471

**Attention Mr. Bipin Gina**, Project Manager.

Email: [bipin@martinwaycontracting.com](mailto:bipin@martinwaycontracting.com)

**Re:** CMS # fm-451072

Roof Ladders and Guard Replacement and Installations at Multiple Sites  
28 Broadway Ave, Toronto

**Certificate of Substantial Performance**

Dear Sir,

Please find enclosed a copy of the Certificate of Substantial Performance for this project.

Provided no liens have been registered against the property, statutory holdback for the project will become due after publication of Substantial Performance (45 days from the publication date). Receipt of the following information will also be required:

- ▶ WSIB Clearance Certificate.
- ▶ Statutory Declaration.
- ▶ All applicable warranties; and
- ▶ Request for Release of Holdback.

Upon receipt of the required information, we shall issue a Certificate for Payment for Release of Holdback.

In accordance with the Contract between **TCHC and Martinway Contracting**, the Consultant on behalf of TCHC, and on the basis of a joint inspection with the Contractor and the Property Manager on **March 27, 2023**, hereby certifies that:

1. The work or a substantial part thereof is ready for use and may be used for the purpose intended,
- And.
2. The Contract is deemed complete,
  3. No other deficiencies were observed

The issuance of this Certificate does not release the Contractor or any Subcontractor from the duty of completing the Work pursuant to the terms of the Contract.

The date of substantial performance defines the start of the warranty period. The warranty period for this work consists of a **2-year** general warranty for workmanship, a **2-year** warranty for vertical crack injection, a **5-year** warranty for waterproofing material, painting, sealant installation, fire protection piping, facility storm drainage piping,

Yours very truly,  
**McIntosh Perry**



Ebraam Gabour, B.Sc., EIT.  
Project Manager

cc: **Ellie Hashemloo**, Program Supervisor

E-mail: [Ellie.hashemloo@torontohousing.ca](mailto:Ellie.hashemloo@torontohousing.ca)

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

*Construction Act*

Ontario, Toronto

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

28 Broadway Ave, Toronto

(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:

Roof Ladders and Guard Replacement and Installations at multiple Sites

(short description of the improvement)

to the above premises was substantially performed on March 27, 2023

(date substantially performed)

Date certificate signed: May 10, 2023

Ebraam Gabour, Project Manager, McIntosh Perry  
LTD.

(payment certifier where there is one)

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

Name of owner: Toronto Community Housing

Address for service: 35 Carl Hall Rd, Unit 3, Toronto, ON M3K 2B6

Name of contractor: Martinway Contracting Limited

Address for service: 20 Claireport Crescent Unit #10, Etobicoke, ON M9W 6P6

Name of payment certifier (where applicable): McIntosh Perry Ltd.

Address: 6240 Hwy 7, Suite 200, Woodbridge, ON L4H 4G3 | T. 905-856-5200 | F. 905-695-0221

(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:

35 Carl Hall Rd, Unit 3, Toronto, ON M3K 2B6

(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)