



Transportation Services

Operations & Maintenance Contract Inspection
433 Eastern Ave.
Building B, 1st Floor
Toronto, ON M4M 1B7

Zach Brown
Manager, Operations &
Maintenance Contract Inspections

Reply to: Anil Pattali
Transportation Engineer
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Fax. (416) 392-7101
Email: anil.pattali@toronto.ca

August 1, 2023

SENT BY CANADA POST MAIL & E-MAIL

Brennan Paving & Construction Ltd.
2751 Markham Road
Scarborough, Ontario M1X 1M4

Subject: Tender No. Doc2888319206, Contract No. 21TR-OM-122-TEY-EX for Resurfacing on the Eastbound and Westbound Sections of the F.G. Gardiner Expressway, the City of Toronto

**Certification of Substantial Performance and
Substantial Performance Statutory Holdback Release Payment Certificate**

We are writing in response to your March 2, 2022 application for Certification of Substantial Performance for the above-noted contract. Please find attached our Certificate of Substantial Performance. As required by the Section 32(1) Paragraph 5 of the Construction Act, you are now required to publish a copy of the certificate in the manner set out in the regulations.

As per clause GC 5.6.1 of the City of Toronto's General Conditions, you are required to submit a Proper Invoice for the Lien Holdback at the conclusion of the 60 days following publication of the Certificate of Substantial Performance. In accordance with GC 5.6.3, payment of the Lien Holdback shall be made no later than fifteen (15) working days after our receipt of the Proper Invoice for the Lien Holdback, subject to the provisions of the Construction Act and the Agreement, including GC 5.6.4.

Should you have any questions regarding this matter, please contact me at 416-392-5554.

Yours truly,

Shane Moonah, P. Eng.
Senior Engineer
Operations & Maintenance Contract Inspections
Transportation Services

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

The City of Toronto

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

433 Eastern Ave, Building B - 1st Floor, Toronto, ON M4M 1B7

(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:

Tender No. Doc2888319206, Contract No. 21TR-OM-122-TEY-EX for Resurfacing on the Eastbound and Westbound Sections of the F.G. Gardiner Expressway, the City of Toronto

(short description of the improvement)

to the above premises was substantially performed on **July 11, 2021**

(date substantially performed)

Date certificate signed: **August 1, 2023**

(payment certifier where there is one)

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

Name of owner: **The City of Toronto**

Address for service: **433 Eastern Ave, Building B - 1st Floor, Toronto, ON M4M 1B7**
Brennan Paving & Construction

Name of contractor: **Ltd.**

Address for service: **2751 Markham Road, Scarborough, Ontario M1X 1M4**

Shane Moonah, P. Eng.,

Name of payment certifier (where applicable): **Senior Engineer**

Address: **433 Eastern Ave, Building B - 1st Floor, Toronto, ON M4M 1B7**

(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 the Clerk of the City of Toronto electronically as directed at
www.toronto.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)