

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

Construction Act

City of Toronto

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

130 Fundy Bay Boulevard, Toronto, ON, M1W 3G1

(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:

David Lewis Public School - Skylight Replacement

(short description of the improvement)

to the above premises was substantially performed on September 11, 2023.
(date substantially performed)

Date certificate signed: September 15, 2023



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

Name of owner: Toronto District School Board

Address for service: 5050 Yonge Street, Toronto, ON, M2N 5N8

Name of contractor: Baycrest Project and Construction Management

Address for service: 23 Railside Road, Unit #5 & #6, Toronto, ON, M3A 1B2

Name of payment certifier (where applicable): Harrison Duong Architects Incorporated

Address: 58 Sandford Avenue, Toronto, ON, M4L 2E7

(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:

TDSB Facility Services, 15 Oakburn Crescent, Toronto, ON, M2N 2T5

(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)

Application for Certification of Substantial Performance

Date: 13-Sep-23

To: Harrison Duong Architects Inc.

Regarding: TDSB DAVID LEWIS-SKYLIGHT REPLACEMENT

We the undersigned state that the Contract Dated 04 Novemeber 2022
Between ourselves and the Owner TDSB is substantially
performed and the performance of the balance of the contract is in progress. The total performance is
scheduled for Sep 11 2023

We further state that the amount of holdback monies due for the release and payment following the
issuance of the Certificate of Substantial Performance is;

Not Applicable at this time and / 100 Dollars
(\$0.00)

We further state that the Status of the Contract is as follows:

- | | | |
|----|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|
| 1. | Original Contract Amount | \$224,280.00 |
| 2. | Changes to Date: | |
| | Extras | \$0.00 |
| | Credits | \$0.00 |
| | Net Amount of Changes | \$0.00 |
| 3. | Current Contract Amount | \$224,280.00 |
| 4. | Less value of incomplete work beyond the Contractor's control (see
attached Appendix A for list of items with costs and dates of completion) | \$0.00 |
| | Total Contract Value for the purposes of the Construction Lien Act | \$224,280.00 |
| 5. | The requirements for substantial performance as per the Construction Lien Act: | |
| 6. | 3% of the first \$500,000.00 | \$6,728.40 |
| | 2% of the next \$500,000.00 | \$0.00 |
| | 1% of the balance | \$0.00 |
| | TOTAL | \$6,728.40 |
| 7. | The estimated value of incomplete work including deficiencies but not including items in 4 above
(see attached Appendix B for list of items with amounts and dates of completion) | |
| | TOTAL | \$1,000.00 |
| 8. | We are currently assembling the documents on the list below and will furnish these items to the
payment certifier on receipt of the Architects Certificate of Substantial Performance. | |

- Complete Closeout Submission (pending)

Cheers,

Lakshmi Prakash



Appendix A: Incomplete work beyond the contractors control

Project: TDSB DAVID LEWIS

Date of Inspection:

Address: 130 FUNDY BAY BLVD, SCARBOROUGH

Floor/ Area: n/a

Date Issued:

Item #	Area/Room #	Description	Trade/Contractor	Photo or #/ Tag	Anticipated Completion Date	Value
1	n/a					
					Total	\$0.00

PUNCH LIST

Floor/ Area: Ground & Second

Project: TDSB DAVID LEWIS

Address: 130 FUNDY BAY BLVD

Date of Inspection:

Date Issued: Sep13, 2023

Date Revised:Revision

Date of Total Performance: SEP 11 2023

Date Complete (Actual):

Item #	Area/Room #	Description	Trade/Contractor	Photo #/tag	Completion Date	Reviewed by (initial)	\$ Value
		CLOSEOUTS	BAYCREST		25-Sep	LP	1000
						Total	1,000.00