

File 421374

November 10, 2023

Scott Howard
Project Manager
Maacon Construction Corporation
45 Robillard Drive
Penetanguishene, Ontario L9M 1G9
scott@maacon.com

Re: Yonge Street & Little Avenue Residential Development: Contract 421374-1
Certificate of Substantial Performance for Site Servicing Works - Part B

Dear Scott:

On behalf of Mason Homes Limited we are pleased to enclose a Certificate of Substantial Performance (Form 9) in support of Yonge Street & Little Avenue: Site Servicing Works - Part B.

In conjunction with the above, we note the following:

- October 31, 2023, was established as the date of Substantial Performance, based on the work completed and itemized on Maacon Construction Corporation invoice 2022-11 (09).
- the 24 month warranty period will extend to October 31, 2026, provided all obligations of the Contract have been met; and
- a site inspection was undertaken on November 11, 2023, from which no deficiencies were established.

The following are required of Maacon Construction Corporation:

- a proper invoice submission in support of the release of the Statutory Holdback issued prior to the end of the 60-day lien period.

The proper invoice submission shall include the following documentation:

1. a release by the Contractor in a form satisfactory to the Contract Administrator releasing the Owner from all further claims relating to the Contract, qualified by stated exceptions;
2. a statutory declaration in a form satisfactory to the Contract Administrator that all liabilities incurred by the Contractor and the Contractor's Subcontractors in carrying out the Contract have been discharged except for statutory holdbacks properly retained;
3. a satisfactory Certificate of Clearance from the Workplace Safety and Insurance Board; and
4. proof of publication of the Certificate of Substantial Performance in the Daily Commercial News.

We trust the above satisfactory. Should you have any questions or require clarification, please do not hesitate to contact us.

Yours truly,

Tatham Engineering Limited

A handwritten signature in blue ink, appearing to read 'Lisa Cowan'.

Lisa Cowan, C.Tech.

Senior Technologist, Project Manager

LC:klc

copy: Dave Wright, Maacon Construction Corporation, dwright@maacon.com
Gord Mason, Mason Homes Limited, gmason@masonhomes.ca
Jeff Richardson, Mason Homes Limited, jrichardson@masonhomes.ca

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Certificate of Substantial Performance

| | | |
|--------------------------|---|----------------------------|
| File | Contract | Contract No. |
| 421374 | Yonge Street & Little Avenue: Site Servicing Work (Part B) | 421374-1 |
| Date | Contractor | Owner |
| November 10, 2023 | Maacon Construction Corporation | Mason Homes Limited |

Description of Works

The scope of underground work for Yonge Street & Little Avenue residential development site servicing is as follows:

- Sanitary sewer including maintenance holes, drop structures, and sanitary service laterals
- Watermain installation including valves, service laterals, fire hydrants, and all appurtenances
- Storm sewer installations including maintenance holes, catch basins, and inlet structures
- Installation of storm tank module and OGS unit
- Base road works including Granular 'B', base curb, and base course asphalt

Notification

- | | |
|---|---|
| 1. Tatham Engineering Limited certifies the contract for the above noted improvements was substantially performed on: | October 31, 2023 |
| 2. Identification of premise for preservation of liens: | 343 Little Avenue & 410 Yonge Street |
| 3. The Office to which claim for lien and affidavit must be given to preserve lien: | Owner |

Contact

| | | |
|--|---|--|
| Owner | Contractor | Certifier |
| Mason Homes Limited | Maacon Construction Corporation | Tatham Engineering Limited |
| 70 Innovator Avenue, Unit 1 Stouffville, Ontario L4A 0Y2 | 45 Robillard Drive Penetanguishene, Ontario LPM 1G9 | 41 King Street, Unit 4 Barrie, Ontario L4N 6B5 |

Approval

Lisa Cowan
Signing Authority

Signature



November 10, 2023
Date

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

Construction Act

CITY OF BARRIE

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

410 YONGE STREET & 343 LITTLE AVENUE

(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:

421374-1 (PART B) SITE SERVICING WORKS

(short description of the improvement)

to the above premises was substantially performed on OCTOBER 31, 2023

(date substantially performed)

Date certificate signed: NOVEMBER 10, 2023



(payment certifier where there is one)

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

Name of owner: MASON HOMES LIMITED

Address for service: 70 INNOVATOR AVENUE (UNIT 1), STOUFFVILLE ON L4A 0Y2

Name of contractor: MAACON CONSTRUCTION CORPORATION

Address for service: 45 ROBILLARD DRIVE, PENETANGUISHENE ON L9M 1G9

Name of payment certifier (where applicable): TATHAM ENGINEERING LIMITED

Address: 41 KING STREET (UNIT 4), BARRIE ON L4N 6B5

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

410 YONGE STREET & 343 LITTLE AVENUE, CITY OF BARRIE

(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:

(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)