



Rachel Whyte, P.Eng.
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22 December 2023

Mr. Anthony Elford
Civil Estimator/Coordinator
Cotton Inc.
2125 Fruitbelt Parkway
Niagara Falls, ON L2J 0A5

Submitted via email to aelford@cottoninc.ca

Dear Mr. Elford,

**Re: Fern Ave, Marieclaud Ave, and Jordan Ave Watermain Replacements
City of Niagara Falls Contract No. 2023-504-19**

Please be advised that the work pertaining to the above noted contract has been substantially performed as of **12 December 2023**. Please publish in the Daily Commercial News and provide the City with proof of publication. The construction lien holdback will become due 60 days from the date of publication. Form 9, Certificate of Substantial Performance of the Contract, has been completed and enclosed for your use.

The maintenance period will expire on **13 December 2024**. The maintenance holdback will be released at that time if there are no outstanding deficiencies.

Prior to the release of the construction lien holdback and the maintenance holdback, please submit the required Worker Compensation and Statutory Declarations to the City's Cost Clerk via costclerk@niagarafalls.ca.

Yours truly,

Rachel Whyte, P. Eng.
Project Manager, Municipal Works

cc. Cost Clerk, File

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

Construction Act

Corporation of the City of Niagara Falls

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

Fern Avenue, Marieclaud Avenue, and Jordan Avenue, in the City of Niagara Falls

(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:

Fern Avenue, Marieclaud Avenue, and Jordan Avenue Watermain Replacements

(short description of the improvement)

to the above premises was substantially performed on **12 December 2023**

(date substantially performed)

Date certificate signed: **22 December 2023**



(payment certifier where there is one)

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

Name of owner: **Corporation of the City of
Niagara Falls**

Address for service: **4310 Queen St., P.O. Box 1023, Niagara Falls, ON, L2E 6X5**

Name of contractor: **Cotton Inc.**

Address for service: **2125 Fruitbelt Parkway, Niagara Falls, ON, L2J 0A5**

Name of payment certifier (where applicable): **Rachel Whyte**

Address: **4310 Queen St., P.O. Box 1023, Niagara Falls, ON, L2E 6X5**

(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:
City Clerk's Office, Corporation of the City of Niagara Falls
4310 Queen St., P.O. Box 1023, Niagara Falls, ON, L2E 6X5

(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)