

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

Construction Act

City of Waterloo

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

25 Caroline Street North, Waterloo. Entrance of the Perimeter Parking Lot

(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:

RFT23-25, Laurel Creek Culvert, Inlet Deck Rehabilitation

(short description of the improvement)

to the above premises was substantially performed on:

December 28, 2024

(date substantially performed)

Date certificate signed: January 3, 2024



(payment certifier where there is one)

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

Name of owner: The Corporation of the City of Waterloo

Address for service: 100 Regina Street South, Waterloo, ON, N2J 4A8

Name of contractor: PERFORMCrete Inc.

Address for service: 10 Gail Grove, North York, Ontario M9M 1M4

Name of payment certifier (where applicable): GM BluePlan Engineering Limited

Address: 650 Woodlawn Road West, Block C, Unit 2, Guelph, ON N1K 1B8

(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:

Corporation of the City of Waterloo – 100 Regina Street South, Waterloo, ON, N2J 4A8

(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)



January 3, 2024

Our File: 123024

Via email: paulm@performcrete.com
PERORMCrete Inc.
10 Gail Grove
North York, ON M9M

Attention: Paul Medeiros

Re: Contract No. RFT23-25 Laurel Creek Culvert,
Inlet Deck Rehabilitation
Substantial Performance

Paul,

This letter has been prepared in regard to Substantial Performance of the above-noted project. GMBP reviewed the project site on December 28, 2023 and has determined that the project satisfies the conditions of Substantial Performance as set out in the Construction Act, R.S.O. 1990, c. C.30, as amended (the Act). Please find attached our Certificate of Substantial Performance (Form 9) and our Substantial Performance Pre-Clearance Form. As required by Section 32(1) paragraph 5 of the Act, you are now required to publish a copy of the certificate in a manner set out by the regulations.

A list of deficiencies has been attached to this letter from our site review. Please address all applicable deficiency and remaining work items and notify our office once they have been completed.

The Substantial Performance Statutory Holdback Release Payment Certificate shall be due 61 days after the date of publication of the Certificate of Substantial Performance, but subject to the provisions of the Construction Act and your submission of the following documents:

1. A Statutory Declaration form;
2. A satisfactory Certificate of Clearance from the Workplace Safety and Insurance Board;
3. A release by your firm on corporate letterhead in a form satisfactory to the Owner releasing the Owner from all further claims relating to the Contract, qualified by stating exceptions such as outstanding work or matters arising out of subsection GC 3.13 of OPSS.MUNI 100;
4. Proof of publication of the Certificate of Substantial Performance.

It is your responsibility to provide proof of publication so the date of release for the Statutory Holdback can be determined. Please also note that the 24 month warranty period for work completed prior to December 28, 2023 commences as of December 28, 2023. Refer to Supplementary Conditions to OPSS.MUNI 100 General Conditions Item 7 for more information.

Please do not hesitate to contact me if you have any questions or concerns.

Regards,
GM BLUEPLAN ENGINEERING LIMITED

Per:

A handwritten signature in black ink, appearing to read 'Simon Green'.

Simon Green, P.Eng.

Encl.