

January 19, 2024

Conex Ontario Incorporated
1486 Greenvally Trail
Oshawa, Ontario L1K 2N5

Attention: Mr. A. Conforti

Dear Sir:

**Re: Country Lane Subdivision
Stormwater Management Facility Decommissioning Works
Town of Whitby
Our Project No. E15018**

We have attached hereto the Certificate of Substantial Performance of the Contract for the above noted project as per the requirements of the Construction Lien Act, Section 32.

Please forward the following documents required for release of the Statutory Holdback for Contract I in accordance with the Form of Agreement between Contractor and Owner within the contract documents.

1. Proof of publication of the Substantial Performance Certificate.
2. Statutory Declaration that all liabilities incurred by the Contractor and Sub-Contractors in carrying out the Contracts have been paid and there are no liens, garnishes, attachments or claims relating to the work.
3. A Clearance Certificate from the Workplace Safety & Insurance Board.
4. Declaration releasing the Owner from all further claims relating to Contract I (with stated exceptions as appropriate).

Should you have any questions regarding the above, please contact the undersigned.



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January 19, 2024
Conex Ontario Incorporated
Mr. A. Conforti

Yours truly,

CANDEVCON EAST LIMITED



Marco D. Coscarella, P.Eng.
Project Manager, Land Development

MDC/lh

Encl.

cc: Heathwood Homes (Country Lane) Limited, Attn: Mr. G. Simpson
Candevcon East Limited, Attn: Mr. M. Favit

FORM 9

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

Town of Whitby, Regional Municipality of Durham
(County/District/Regional Municipality/Town/City in which premises are situated)

Country Lane Subdivision Phase 4
Part of Lots 29 and 30, Concession 4 (North East Corner of Taunton Road and Country Lane),
Town of Whitby, Regional Municipality of Durham
(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:

Contract I – Stormwater Management Facility Decommissioning
(short description of the improvement)

TO THE ABOVE PREMISES SUBSTANTIALLY PERFORMED ON

December 22, 2023
(date substantially performed)



DATE CERTIFICATE SIGNED: January 19, 2024

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Marco D. Coscarella, P. Eng. - CANDEVCON EAST LIMITED
(payment certifier, where there is one)

NAME OF OWNER: Heathwood Homes (Whitby Country Lane) Limited
ADDRESS FOR SERVICE: 245 Yorkland Boulevard, Suite 100, Toronto, Ontario, M1J 4W9
NAME OF CONTRACTOR: Conex Ontario Incorporated
ADDRESS FOR SERVICE: 1486 Greenvalley Trail, Oshawa, Ontario, L1K 2N5
NAME OF PAYMENT CERTIFIER: CANDEVCON EAST LIMITED
ADDRESS: 1600 Stellar Drive, Whitby, Ontario, L1N 9B2

(Use A or B whichever is appropriate)

A. IDENTIFICATION OF PREMISES FOR PRESERVATION OF LIENS:

Country Lane Subdivision Phase 4 - Part of Lots 29 and 30, Concession 4 (North East Corner of Taunton Road and Country Lane), Town of Whitby, Regional Municipality of Durham

(if a lien attaches to 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:

245 Yorkland Boulevard, Suite 100, Toronto, Ontario M1J 4W9
(if a lien does not attach to 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)