



February 2, 2024

Mr. Bernie Gall, Chief Executive Officer
Acapulco Pools Ltd.
1550 Victoria Street North
Kitchener, Ontario, N2B 3E2

email: bernie@acapulcopools.com

Re: BRM-22020996-E0

**Rehabilitation of the Swimming Pool and Deck at
5765 & 5785 Yonge Street (Phase 2), Toronto, ON
(Substantial Performance)**

Dear Bernie,

Please find enclosed the Substantial Performance Certificate (Form 9) prepared by EXP Services Inc. (EXP) pertaining to the above noted project.

As indicated on the certificate, the date of substantial performance of the project is **December 8, 2023**. Payment of Holdback monies are processed in accordance with The Construction Act of Ontario, R.S.O 1990, c. C.30.

We trust the above is satisfactory; however, should you have any questions regarding the above, please do not hesitate to contact this office.

Sincerely,
EXP Services Inc.

A handwritten signature in black ink, appearing to read "Daniel Grigoriu".

Daniel Grigoriu, P.Eng.
Project Manager– Structural Rehabilitation Group
Building Science

A handwritten signature in blue ink, appearing to read "Lou Maragna".

Lou Maragna, P.Eng.
Senior Project Manager– Structural Rehabilitation Group
Building Science

c.c. Bijan Dalir, Senior Property Manager, Times Property Management Inc., e-mail: bijan@timesproperty.ca
Domenic Dell'Aquila, Head – Structural Rehabilitation Group, EXP Services Inc., email: domenic.dellaquila@exp.com
Mustafa Fadol, Project Manager, Acapulco Pools Ltd., e-mail: mustafa@acapulcopools.com

Attachments (1)

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)

5765 & 5785 Yonge Street, Toronto, Ontario

(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:

Rehabilitation of the Swimming Pool and Deck (Tender No. 2 - Phase 2)

(short description of the improvement)

to the above premises was substantially performed on December 8, 2023

(date substantially performed)

Date certificate signed: December 15, 2023



(payment certifier where there is one - signature required)

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

Name of owner: MTCC 823 & MTCC 796 (Place Nouveau Shared Facility)

Address for service: 5765 & 5785 Yonge Street, Toronto, Ontario

Name of contractor: Acapulco Pools Limited

Address for service: 1550 Victoria Street North, Kitchener, Ontario

Name of payment certifier (where applicable): EXP Services Inc.

Address: 1595 Clark Boulevard, Brampton, Ontario, L6T 4V1

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

5765 & 5785 Yonge Street, Toronto, Ontario

(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)