

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

City of St. Catharines, Region of Niagara  
(County/District/Regional Municipality/Town/City in which premises are situated)

350 Ontario St.  
(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:

Base Building (Retail) + Site improvements  
(short description of the improvement)

to the above premises was substantially performed on 23/01/2024  
(date substantially performed)

Date certificate signed: 2/8/2024

\_\_\_\_\_  
(payment certifier where there is one)

DocuSigned by:  
\* Adrian Kulakowsky  
C1C99FFE02484D0  
(owner and contractor, where there is no payment certifier)

Name of owner: Shelby Company Inc. 386 St. Paul Street, suite 201 St. Catharines ON

Address for service: ~~cp Colliers Mgmt Ltd 82 Lake St Unit 201 St Catharines ON, L2R 5Y4~~  
<sup>L2R 3N2</sup>

Name of contractor: Merit Contractors Niagara Ltd.

Address for service: 100-140 Niagara St. St. Catharines, ONT, L2R 4L4

Name of payment certifier (where applicable): \_\_\_\_\_

Address: \_\_\_\_\_

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:  
Concession 4 Part Lot 21, Part 1 on 30R-3714 as in A0564069, save + except Parts 3 + 4 on  
(if a lien attaches to the premises, a legal description of the premises, including all property identifier numbers and addresses for the premises) 30R-582

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)