

**April 9, 2024**

Nelli Construction  
48 Shaft Rd  
Etobicoke  
M9W 4M2

Attention: Ralph Giovannelli

**RE: Certificate of Substantial Performance of  
The Contract under Section 32 of The Act  
RFQ No. TE035-2023**

Please find attached the Certificate of Substantial Performance for the above-noted contract. As required by the Section 32(1) Paragraph 5 of the Construction Lien Act, R.S.O. 1990, c.C.30, as amended, you are now required to publish a copy of the certificate in a construction trade newspaper, typically the Daily Commercial News.

As per clause GC 8.02.03.05.04 of the City of Toronto's General Conditions of Contract, payment of the statutory holdback shall be due 61 Days after the date of publication of the Certificate of Substantial Performance but subject to the provisions of the Construction Lien Act and the submission by the Contractor of the following documents in a form satisfactory to the Contract Administrator:

- (i) a release by the Contractor releasing the City of Toronto from all further claims relating to the contract;
- (ii) a statutory declaration that all liabilities incurred by the Contractor and the Contractor's Subcontractors in carrying out the contract have been discharged except for statutory holdbacks;
- (iii) a Certificate of Clearance from the Workplace Safety and Insurance Board; and
- (iv) proof of publication of the Certificate of Substantial Completion

Should you have any questions regarding this matter, please contact George Kamalendran at 416-395-1277

Yours truly,



**Antonio Longo, CET**

Manager , Operations Contract Services, Toronto Water  
Toronto Water

FORM 9

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

Construction Act

City of Toronto, Toronto East York District

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

City of Toronto, Toronto East York District, Various Locations in Toronto

(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:

New water and sewer service connections and associated works

RFQ No TE035-2023, Balmoral Ave- New Connection

(short description of the improvement)

to the above premises was substantially performed on

April 9, 2024

(date substantially performed)

Date certificate signed: April 9, 2024



(payment certifier where there is one)

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

Name of owner: City of Toronto  
Address for service: 150 Disco Rd, Building A, 1st Floor, Toronto, ON  
Name of contractor: Nelli Construction  
Address for service: 48 Shaft Rd  
Etobicoke  
M9W 4M2

Name of payment certifier (where applicable): Antonio Longo CET

Address: 150 Disco Rd., Building A, 1st Floor, Etobicoke, ON, M9W 1M4

(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:

Claims for Lien are to be submitted to the Clerk of the City of Toronto electronically as directed at [www.toronto.ca/liens](http://www.toronto.ca/liens).

(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)