

September 25th, 2024

To: Conestoga College
299 Doon Valley Drive
Kitchener, ON
N2G 4M4

Attn: Justin Cole

Re: **Certification of Substantial Performance**
Conestoga College Welcome Centre Washroom Renovation
299 Doon Valley Drive
Kitchener, ON
N2G 4M4

Building Permit Number: **N/A**

Proj No: 23-102

Dear Justin,

In accordance with Section 32 of the Construction Act, R.S.O. 1990, we have certified that D. Grant Construction Limited had substantially performed the work of above noted project on September 25th, 2024. A copy of the Certificate of Substantial Performance is attached.

On the basis of our periodic review, we have evaluated the Work and to the best of our knowledge, information and belief, determined that the construction has been carried out in general conformity with the Architectural documents.

Based on this certification we hereby advise you that in accordance with Section 31 of the Construction Act, R.S.O. 1990, the release of the basic statutory holdback shall be due on the sixty-first (61st) day after publication of the certification by D. Grant Construction Limited. Once we have received proof of publication, we will issue a Certificate for Payment for Holdback Release.

We trust that the above is understood. Should you have any questions with regard to the above, or are aware of any information which would alter our recommendation please contact the undersigned.

Yours Truly,

Gow Hastings Architects
per:

Daniel Kassel
Project Architect

Attachment: Certificate of Substantial Performance of the Contract
Contractor's Application for Substantial Performance

cc: Justin Cole, Conestoga College
Dan Grant, D. Grant Construction Limited

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

Construction Act

City of Kitchener

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

299 Doon Valley Drive, Kitchener, ON N2G 4M4

(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:

Conestoga College Welcome Centre Washroom Renovation

(short description of the improvement)

to the above premises was substantially performed on **September 10th, 2024**

(date substantially performed)

Date certificate signed: **September 25th, 2024**

(payment certifier where there is one)

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

Name of owner: **Conestoga College**

Address for service: **299 Doon Valley Drive, Kitchener, ON N2G 4M4**

Name of contractor: **D. Grant Construction Limited**

Address for service: **9887 Longwoods Road, London, ON N6P 1P2**

Name of payment certifier (where applicable): **Gow Hastings Architects**

Address: **275 Spadina Road, Toronto, ON M5R 2V3**

(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:

3065 King St E, Kitchener, ON N2A 1B1, Conestoga College, President's Office

(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)

September 10, 2024

Gow Hastings Architects
275 Spadina Road
Toronto, Ontario,
M5R 2V3

'By Email'

Attention: Daniel Kassel

RE: **Conestoga College, Welcome Centre Washroom Renovations**
Application For Substantial Performance

We submit herewith our application for your 'Certificate of Substantial Performance' on the aforementioned project. It is our opinion that the Welcome Centre Washroom Renovations has achieved Substantial Performance based on the criteria set forth in the requirements of the Contract Documents, in addition to the below.

The space has been turned over to the client for its intended purpose.

All life safety system verifications and testing within the washrooms spaces have transpired with all systems left on and operational.

Monetary Calculation:

Please reference Progress Billing No. 5 dated September 10, 2024 (Not Yet Approved), regarding the following calculations:

Please note that all values shown below exclude H.S.T.

Final Contract Value on September 10, 2024 (Ref. PB#5)	\$	567,141.57
Less Remaining Billings	(\$	0.00)
Substantial Performance Contract Value for the Monetary Test	\$	567,141.57
Value of Work Completed to Date (at September 10/24)	(\$	<u>567,141.57)</u>
<u>Difference – Calculation</u>	\$	<u>0.00</u>

Based on Monetary Test Requirements for Substantial Performance:

3% of 1st \$567,141.57

Value of work remaining shall not exceed \$17,014.25

Finally, we trust the aforementioned is self-explanatory, however, please do not hesitate to contact the undersigned with any questions or concerns. We look forward to receipt of your firms' Substantial Performance Certificate.

Yours very truly,

D. GRANT CONSTRUCTION

A handwritten signature in black ink, appearing to be 'D. Grant', with a stylized flourish at the end.

Daniel Grant
Senior Project Manager
DG:ddg
Encl.
CC: Conestoga – Justin Cole