



**BARRY BRYAN
ASSOCIATES**

Architects
Engineers
Project Managers



250 Water Street,
Suite 201
Whitby, Ontario
Canada
L1N 0G5

Tele: 905-666-5252
Toronto: 905-427-4495
Fax: 905-666-5256
Email: bba@bba-archeng.com
www.bba-archeng.com

August 4, 2020

J. J. McGuire General Contractors
880 Farewell Street
Oshawa, Ontario L1H 6N6

Attention: Mr. Paul Desousa

**Re: Substantial Performance of the Contract
Durham College
Oshawa Campus Store Renovation
2000 Simcoe Street North (22 Commencement Drive)
Oshawa, Ontario
BBA Project No. 19281**

Dear Paul:

We have reviewed the above premises July 28, 2020. Maintenance Manuals were submitted by e-mail on July 31, 2020. An e-mail confirming cabling has been completed was received August 4, 2020. We have now determined that the project is substantially performed in accordance with the Construction Act. Today, August 4, 2020, we are issuing the Certificate of Substantial Performance, a copy of which is attached, for your reference, record, and publication.

The lien period will commence the day you publish a copy of the Certificate in the Daily Commercial News, and will expire 60 days later, not counting the day the Certificate was published. The holdback monies will be due and payable on day 61, provided the following have been completed:

1. No liens have been registered.
2. Worker's Compensation Board "Certificate of Clearance" for J. J. McGuire General Contractors.
3. Provide the following specified guarantees, commencing the date of publication of the Certificate of Substantial Performance, sealed and countersigned by J. J. McGuire General Contractors:

| | |
|---|--------|
| 1. Mechanical - General | 1 year |
| 2. Electrical - General | 1 year |
| 3. J. J. McGuire General Contractors for entire project | 1 year |
4. Submit one digital copy on a USB stick of Maintenance Manuals for all materials or items of equipment which require special maintenance or operational procedures to the Architect.
5. Submit one copy of inspection and acceptance certificates required from regulatory agencies ie. Electrical Certificate of Inspection, Building Department Approval.
6. Submit one set of "As-Built" Architectural, Mechanical, and Electrical Drawings.
7. Submit one copy of a list of all Subcontractors on this project, providing name, person to contact, address, and telephone number.
8. All deficiencies in Architectural, Mechanical and Electrical Site Reports must be corrected.

Continued...

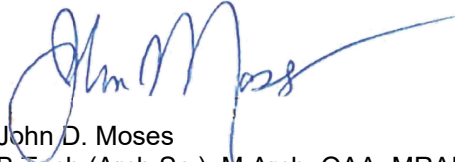
All the above is to be organized into one USB stick, labelled with the project name, for presentation to the Owner, as per Section 01 78 00: Closeout Submittals.

All documentation must be submitted at least two weeks prior to the end of the holdback period. No holdback monies will be released until all the above is completed.

Yours very truly,

Barry Bryan Associates

Architects, Engineers, Project Managers



John D. Moses

B.Tech.(Arch.Sc.), M.Arch. OAA, MRAIC, LEED AP BD&C
Senior Architect

c.c. Ms. Michelle Darling - Durham College



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

Construction Act

City of Oshawa

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

22 Commencement Drive, Oshawa, Ontario

.....
(street address and city, town, etc., or, if there is no street address, the location of the premises)

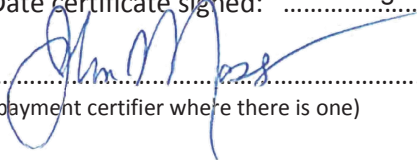
This is to certify that the contract for the following improvement:

Durham College, Oshawa Campus Store Renovation

.....
(short description of the improvement)

to the above premises was substantially performed on August 4, 2020
.....
(date substantially performed)

Date certificate signed: August 4, 2020
.....


.....
(payment certifier where there is one)

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

Name of owner: Durham College
.....

Address for service: 2000 Simcoe Street North, Oshawa, Ontario L1H 6N6
.....

Name of contractor: J. J. McGuire General Contractors
.....

Address for service: 880 Farewell Street, Oshawa, Ontario K9J 7X7
.....

Name of payment certifier (where applicable): Barry Bryan Associates
.....

Address: 250 Water Street, Suite 201, Whitby, Ontario L1N 0G5
.....
(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

22 Commencement Drive, Oshawa, 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:

N/A
.....
(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)