

October 17, 2020

File No. 219090

"BY E-MAIL"

Nelli Construction
68B Commercial Road
Bolton, ON
L7E 2A3

Attn: Mike Giovannelli, Project Manager

**Ref: Town of Newmarket
Bogart Avenue Watermain Replacement
Tender No. RFP-2020-090
Certificate of Substantial Performance**

Dear Mr. Giovannelli:

Please find enclosed the "Certificate of Substantial Performance" dated October 17, 2020 for the Bogart Avenue Watermain project.

In accordance with Sections GC 8.02.04.04 of the General Conditions, release of the 10% lien holdback shall be made sixty-one (61) days after the date of publication of the "Certificate of Substantial Performance" provided that no liens are registered and we have received a copy of the required Contract Release, Statutory Declaration, Clearance Certificate from the Workplace Safety and Insurance Board (WSIB).

It is your responsibility to publish the Certificate of Substantial Performance in a construction trade newspaper (Daily Commercial News) for at least one edition. Please provide us with a Proof of Publication.

Please note the Warranty Period is twenty-four (24) months starting from the date specified on the Completion Certificate, in accordance with Part III, Special Provisions of the Contract.

If you have any questions regarding this matter, please do not hesitate to contact us.

Yours truly,

AINLEY & ASSOCIATES LIMITED



Terry Hoehn, CET
Senior Engineering Technologist

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Pc: Hossam Mossa, Town of Newmarket

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

Construction Act

Town of Newmarket

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

395 Mulock Drive, Newmarket, ON L3Y 4Y9

(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:

Bogart Avenue Watermain Replacement, Tender No. RFP-2020-090

(short description of the improvement)

to the above premises was substantially performed on

October 14, 2020

(date substantially performed)

Date certificate signed:

October 17, 2020



(payment certifier where there is one)

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

Name of owner:

Town of Newmarket

Address for service:

395 Mulock Drive, Newmarket, ON L3Y 4Y9

Name of contractor:

Nellie Construction

Address for service:

68B Commercial Road, Bolton, ON L7E 2A3

Name of payment certifier
(where applicable):

Terry Hoehn, CET (Ainley & Associates Limited)

Address:

550 Welham Road, Barrie, ON L4N 8Z7

(Use A or B, whichever is appropriate)

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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)

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B. Office to which claim for lien must be given to preserve lien:

Town of Newmarket, 395 Mulock Drive, Newmarket, ON L3Y 4Y9

(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)