



2020-08-31

August Contracting Ltd.
2346 Wyecroft Road
Oakville, ON L6L 6M1

Attention: Jerry Girardi, President

Dear Jerry:

**Subject: The Liberties – 44 Gerrard Street West, 711 and 717 Bay Street, Toronto
Parking Garage Repairs (Shared Facilities)– Certificate of Substantial
Performance**

Please find enclosed a copy of the Certificate of Substantial Performance for this project. Provided no liens have been registered against the property, statutory holdback for the project will become due 60 days after publication of Substantial Performance. Receipt of the following information will also be required:

- Invoice for Release of Holdback with:
 - WSIB Clearance Certificate;
 - Statutory Declaration; and
 - Confirmation of Publication of Substantial Performance.

Upon receipt of the required information, we shall issue a Certificate for Payment for Release of Holdback.

In accordance with the Contract dated November 11, 2019, between the Contractor and the Owner, and on the basis of a joint inspection with the Contractor on August 27, 2020, the Consultant on behalf of the Owner, hereby certifies that:

- 1** The work or a substantial part thereof is ready for use and may be used for the purpose intended; and
- 2** The work is Substantially Performed. The work to be done under the Contract is capable of completion or correction at a cost of not more than \$11,900, which is less than the \$13,470 maximum limit required by the Construction Lien Act.

The issuance of this Certificate does not release the Contractor or any Subcontractor from the duty of completing the Work pursuant to the terms of the Contract. The date of substantial performance defines the start of the warranty period. The warranty period for this work is 5 years for the asphaltic vehicular traffic coating, and 2 years for all other items.

Floor 5
600 Cochrane Drive
Markham, ON, Canada L3R 5K3

T: +1 905 475-7270
F: +1 905 475-5994
wsp.com



Should you have any questions, please do not hesitate to contact us.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Len Gurunlian'.

Len Gurunlian, M.Eng., P.Eng.
Senior Project Manager

A handwritten signature in black ink, appearing to read 'Dan Templeton'.

Dan Templeton, P.Eng. BDS
Senior Project Director

Encl. Certificate of Substantial Performance

Dist: liberties.PM@delcondo.com; augustjig@yahoo.ca

WSP Ref.: 191-04983-00



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

Construction Act

City of Toronto

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

44 Gerrard Street West, Toronto, ON

(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:

Garage Repairs and Roof Deck Waterproofing

(short description of the improvement)

to the above premises was substantially performed on

August 27, 2020

(date substantially performed)

Date certificate signed: August 31, 2020

WSP Canada Inc. -

(Payment Certifier where there is one)

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

Name of owner:

Metropolitan Toronto Condominium Corporation No. 901 Metropolitan
Toronto Condominium Corporation No. 907

Address for service:

44 Gerrard Street West and 717-711 Bay Street, Toronto, ON

Name of contractor:

August Contracting Ltd.

Address for service:

2346 Wyecroft Road, Oakville, ON L6L 6M1

Name of payment certifier:

WSP Canada Inc.

Address:

2300 Yonge Street, Toronto, ON M4P 1E4

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

44 Gerrard Street West: Parcel 5-2, Section AD-42, Parts of Lots 8, 9 and 10, Plan D-42 and Parts of Lots 18, 19, 20, 21, 22 and 23, Plan 145, City of Toronto, Municipality of Metropolitan Toronto.

711 & 717 Bay Street: Parcel 5-2, Section AD-42, Parts of Lots 9, 10, 11, 12, 13 and part of the Lane lying west of the said Lot 12, Plan D-42 and Parts of Lots 16, 17, 18, 19, 20, 21, and 22, Plan 145. Parcel 4-1, Section AD-42 Parts of Hayter Street, Plan 42, closed by By-law 822-78 registered as instrument CT 359074, City of Toronto, Municipality of Metropolitan Toronto.

(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:

(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)