

ARCHITECT'S CERTIFICATE

Form 9

**Certificate of Substantial Performance of the
Contract Under Section 32 of the Act
Construction Act**

Municipality of Tecumseh in the County of Essex

(County, District, or Regional Municipality; City of Borough of Municipality of Metropolitan Toronto in which premises are situated)

12050 Arbour St., Tecumseh, Ontario N8N 1N8

(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:

Equipment & Upgrades at St Anne Annex

(short description of the improvement)

to the above premises was substantially performed on

October 30, 2023

(date substantially performed)

Date certificate signed

October 30, 2023

John Bortolotti
(payment certifier where there is one)

(Owner and Contractor where there is no payment certifier)

Name of Owner Windsor-Essex Catholic District School Board.

Address of Service 1325 California Ave. Windsor Ontario N9B 3Y6

Name of Contractor Adine Builders Limited

Address of Service 1-3210 Moynahan St., Oldcastle, Ontario N0R 1L0

Name of Payment Certifier Sfera Architectural Associates Inc., Architects

(where applicable)

Address 4510 Rhodes Drive, Unit 220 Windsor Ontario N8W 5K5

(Use A or B – whichever is appropriate)

A. Identification of premises for preservation of liens:

12050 Arbour St., Tecumseh

in the County of Essex, Ontario

(where liens attach to premises, reference to lot and plan or instrument registration number)

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

(where liens do not attach to premises)

Request for Substantial Performance

October 27, 2023

Sfera Architectural Associates Inc.
4510 Rhodes Drive, Unit 220
Windsor, ON N8W 5K5

Project: **Equipment & HVAC Upgrades at St Anne's Annex**

We are requesting Substantial Performance of the project as per the Ontario Construction Lien Act

Ontario Construction Lien Act (R.S.O. 1990, Chapter C.30):

2. (1) for the purposes of this Act, a contract is substantially performed,

- (a) when the improvement to be made under that contract or a substantial part thereof is ready for use or is being used for the purposes intended; and
- (b) when the improvement to be made under that contract is capable of completion or, where there is a known defect, correction, at a cost of not more than,
 - (i) 3 per cent of the first \$1,000,000 of the contract price,
 - (ii) 2 per cent of the next \$1,000,000 of the contract price, and
 - (iii) 1 per cent of the balance of the contract price.

Contract amount	1,400,100.00
plus change orders	0.00
less unused allowance	<u>31,040.44</u>
Adjusted Contract	1,369,059.56
3% of the first \$1,000,000 of the contract price	30,000.00
2% of the next \$1,000,000 of the contract price	7,381.19
1% of the balance of the contract price.	<u>0.00</u>
Required Substantial Performance Total	37,381.19
Amount to complete as per Billing	67,646.94
less unused allowance	<u>31,040.44</u>
Substantial Performance Total	36,606.50

Thank You


Greg Chiarcos, P. Eng.
ADINE BUILDERS LIMITED