



2021-12-03

Birchcliff Construction Ltd.
4 Thora Avenue
Toronto, ON

Attention: Justen Plona

Dear Justen:

**Subject: York University - Arboretum Parking Garage
Parking Facility Repairs – 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; and
 - Statutory Declaration.
- Confirmation of Publication of Substantial Performance
- Statement of Warranty Form

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

In accordance with the Contract between the Contractor and the Owner, and on the basis of a joint inspection with the Contractor on November 15, 2021, 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 on the basis that Birchcliff Construction Ltd. completes the replacement of P1 Level drains and grinding of slab on grade within the next 3 weeks.

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 two years.

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

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

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



Sincerely,

Paria Khorasani, M.B.Sc., E.I.T.
Building Science Consultant

Cornelia Kong, B.Arch.Sc., BSS
Project Manager, Building Sciences

David Vella, B.Tech
Senior Project Director

Encl. Certificate of Substantial Performance

Dist: Adriano Morasutti, adrianom@yorku.ca
Justen Plona, jplona@birchcliffconstruction.com

WSP Ref.: 191-15695-01



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

Construction Act

Toronto

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

4700 Keele Street, Toronto, ON M3J 1P3

(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:

Arboretum Parking Garage Repairs

(short description of the improvement)

to the above premises was substantially performed on

November 15, 2021

(date substantially performed)

Date certificate signed: December 3, 2021

WSP Canada Inc.

(Payment Certifier where there is one)

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

Name of owner: York University

Address for service: 4700 Keele Street, Toronto, ON, M3J 1P3

Name of contractor: Birchcliff Construction Ltd.

Address for service: 4 Thora Avenue, Toronto, ON, M1L 2P7

Name of payment certifier: WSP Canada Inc.

Address: 600 Cochrane Drive, 5th Floor, Markham, ON L3R 5K3

(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:

York University, 4700 Keele Street, Toronto, ON M3J 1P3

(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)