

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

Construction Act

Township of Muskoka Lakes

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

3047 Muskoka Rd 169, Bala, 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:

Ground-up construction of new Toben Food by Design Restaurant - The Pearl

(short description of the improvement)

to the above premises was substantially performed on **November 21, 2022**

(date substantially performed)

Date certificate signed: **March 6, 2023**

Ryan Feldman, CFO

Mark Romero - March 6, 2023
O.N. Site Construction Inc.

Ryan Feldman

Mark Romero

(payment certifier where there is one)

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

Name of owner: **Toben Food by Design**

Address for service: **Unit 130 - 150 Symes Road, Toronto, ON M6N 0B1**

Name of contractor: **O.N. Site Construction Inc.**

Address for service: **2861 Sherwood Heights Drive - Unit 40, Oakville, ON L6J 7K1**

Name of payment certifier (where applicable): **N/A**

Address: **N/A**

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

PART 1, PART OF LOT 33, CONCESSION 7, PLAN 35R-6859 TOWNSHIP OF MUSKOKA LAKES

(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)