ACTIVE MECHANICAL
OPERATED BY 1244175 ONT. LTD.

3153 Wharton Way, Mississauga, ON, L4X 2B6
TEL (416) 679-8410 FAX (416) 679-8594

10/30/2026

WSP Canada Inc.
150 Commerce Valley Dr. W
Oakville, ON
L6M 3L1

Attention: Mr. Yasser Elkady, P.Eng., PMP, M.Eng.
Subject: Application for Certificate of Substantial Performance (Form 9)
Project Name: W-3366A-25 Dehumidification and Building Automation System Upgrades at Burloak Water Treatment Plant
PO Number: 4900000972
Project Location: 3380 Rebecca St, Oakville, ON L6L 6W2

Dear Mr. Elkady,

In accordance with Section 32 of the Ontario *Construction Act*, please accept this letter and the attached documentation as our formal application for the determination and issuance of a Certificate of Substantial Performance (Form 9).

It is our position that the contract for the above-referenced project was substantially performed on **October 23 2026**. As required by the *Construction Act*, we have verified that the project meets the statutory criteria for substantial performance based on the financial calculations outlined below:

1. Statutory Threshold Calculation (3% - 2% - 1% Rule)

- **Total Contract Value (including approved change orders):** $2,535,655.30
- **Value of Work Remaining / Deficiencies to Correct:** $17,898.30
-

Statutory Maximum Allowance Formula:

- 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: $20,000.00
- 1% of the balance of the contract price: $5,356.55
- **Total Statutory Limit (A):** $55,356.55

Because our actual cost to complete the remaining work ($17,898.30) is **less** than the Total Statutory Limit (A), the contract qualifies as substantially performed under the Act.

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2. Next Steps & Release of Holdback

Upon your review, verification, and signature of the Form 9 Certificate, please return a copy to our office. We will immediately arrange for its official publication in a construction trade newspaper as mandated by provincial regulations.

Following publication, we will submit our formal invoice for the release of the 10% statutory holdback, alongside the required closeout documentation (including a current WSIB Clearance Certificate and a Statutory Declaration).

Please do not hesitate to contact me directly if you require any additional information or further clarification regarding these calculations.

Regards,



Waseem Makhoul, PMP/PMI/PENG
Project Manager
Active Mechanical Services

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

Construction Act

The Regional Municipality of Halton ,
(County/District/Regional Municipality/Town/City in which premises are situated)

3380 Rebecca St, Oakville, ON L6L 6W2 ,
(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:

W-3366(A)-25 DEHUMIDIFICATION AND BUILDING AUTOMATION SYSTEM UPGRADES AT BURLOAK WATER TREATMENT PLANT
(short description of the improvement)

to the above premises was substantially performed on **October 23 2026**
(date substantially performed)

Date certificate signed: **November 06 2026**

(payment certifier where there is one)

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

Name of owner: **The Regional Municipality of Halton**

Address for service: **1151 Bronte Rd, Oakville, ON L6M 3L1**

Name of contractor: **Active Mechanical Services o/b 1246175 Ontario Limited**

Address for service: **3153 Wharton Way, Mississauga, Ontario L4X 2B6**

Name of payment certifier (where applicable): **WSP Canada Inc**

Address: **150 COMMERCE VALLEY Dr. W. THORNHILL ONTARIO CANADA L3T 7Z3**

(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:

Halton Regional Clerk via email: construction@halton.ca
(if the lien does not attach to the premises, the name and address of the person or body to whom the claim for lien must be given)