



**Order under Section 69
Residential Tenancies Act, 2006**

File Number: LTB-L-086569-25

In the matter of: 318, 770 QUEENSTON RD
HAMILTON ON L8G1A6

Between: Linda Mansfield Landlord

And

Antonio Martino Tenant

Linda Mansfield (the 'Landlord') applied for an order to terminate the tenancy and evict Antonio Martino (the 'Tenant') because:

- the Tenant, another occupant of the rental unit or someone the Tenant permitted in the residential complex has substantially interfered with the reasonable enjoyment or lawful right, privilege or interest of the Landlord or another tenant.

The application was heard by videoconference on June 2, 2026. The Landlord, the Tenant's legal representative Merima Menzildzic, and the Tenant attended the hearing.

Before the start of the hearing, the parties advised that they had reached an agreement. As a result of the resolution discussion, the parties mutually agreed to resolve all matters at issue in the application and requested an order on consent. I was satisfied that the parties understood the terms and consequences of their consent.

Agreed Facts:

1. The parties agree that ordinary noise made in the rental unit in the course of daily living, does not constitute excessive noise.
2. The Landlord agrees to waive the application filing fee.

On consent of the parties, it is ordered that:

1. The tenancy between the Landlord and the Tenant continues if the Tenant meets the condition set out in paragraph 2 starting June 2, 2026 and continuing to June 1, 2027.
2. The Tenant shall not intentionally produce excessive noise to substantially interfere with the reasonable enjoyment of the tenant of the unit directly below.

3. If the Tenant fails to comply with the condition set out in paragraph 2 of this order, the Landlord may apply under section 78 of the *Residential Tenancies Act, 2006* (the 'Act') for an order terminating the tenancy and evicting the Tenant. The Landlord must make the application within 30 days of a breach of a condition. This application is made to the LTB without notice to the Tenant.

June 5, 2026
Date Issued

Sandra Sabourin
Hearings Officer, Landlord and Tenant Board

15 Grosvenor Street, Ground Floor,
Toronto ON M7A 2G6

If you have any questions about this order, call 416-645-8080 or toll free at 1-888-332-3234.