

CHAPTER XX

MISDEMEANORS

Section 2000 - General Provisions

2000.01. Criminal code adopted. Minnesota Statutes, chapter 609, the Criminal Code of 1963, is adopted by reference. A violation of the statutes herein adopted is a violation of this code and is a misdemeanor or, if so designated in those statutes, a gross misdemeanor or a petty misdemeanor.

2000.03. State prohibited drug laws adopted. Minnesota Statutes, chapter 152 relating to prohibited drugs and drug paraphernalia is adopted by reference. A violation of the statutes herein adopted is a violation of this code and is a misdemeanor or if so designated in those statutes, a gross misdemeanor or a petty misdemeanor.

2000.05. State obscenity laws adopted. Minnesota Statutes, sections 617.23 to 617.299 relating to obscenity are adopted by reference. A violation of the statutes herein adopted is a violation of this code and is a misdemeanor or if so designated in those statutes, a gross misdemeanor, or a petty misdemeanor.

2000.07. Public Nuisance laws adopted. Minnesota Statutes, sections 617.80 to 617.87, relating to public nuisance are adopted by reference. A violation of the statutes herein adopted is a violation of this code and is a misdemeanor or if so designated in those statutes, a gross misdemeanor, or a petty misdemeanor.

Section 2005 - Miscellaneous Special Provisions

2005.01. Indecent swimming or bathing. It is unlawful for a person to swim or bathe in any creek, stream or pond within the limits of the city without being clad in swimming apparel.

2005.03. Cruelty to animals and birds. A person who inhumanely, unnecessarily, cruelly or wantonly beats, injures or otherwise abuses any animal or bird within the city is guilty of a misdemeanor.

2005.05. Public possession and consumption of alcoholic beverages. It is unlawful, except as permitted in this code, for a person to consume intoxicating liquor or 3.2 malt liquor as defined by chapter XII, while (i) on a public street, (ii) in a public park or other public place, (iii) on any private property without the consent of the owner of such property, or (iv) while in a vehicle upon a public street. The term "park" includes public parking areas located within or immediately adjacent to a park. (Amended, Ord. No. 97-13, Sec. 13)

2005.07. Aid to law enforcement officials: identification. It is unlawful for a person to provide a police officer with inaccurate information as to that person's identity and place of residence when requested to do so.

2005.09. False registration. It is unlawful for a person to falsely register or willfully obtain or permit false registration of any other person at a tourist camp, cabin camp, hotel, rooming house or other place furnishing sleeping or overnight stopping accommodations for transient guests.

2005.11. Lurking. It is unlawful for a person in a public or private place, to lurk, lie in wait, to be concealed with intent to do mischief or to commit a crime or an unlawful act.

2005.13. Loudspeaker devices. Subdivision 1. General rule. The maintenance in a building or premises or on a motor vehicle, of a radio device, mechanical device, or loudspeaker or device of any kind whereby the sound therefrom is cast directly upon the streets and public places when the device is maintained for advertising or other commercial purpose, is declared to be a nuisance and is prohibited.

Subd. 2. Permits may be issued. Notwithstanding subdivision 1, the council may, by motion, grant a permit for the operation of a device described in subdivision 1 upon a finding that the location, volume, intended course of use, and type of broadcast of the particular device for which such permit is sought will not constitute a nuisance. The permit may be granted upon any conditions which the council deems consistent with the public interest, and may be revoked at any time by motion of the council.

2005.15. Noise regulations. Subdivision 1. Parties: gatherings. Between the hours of 10:00 p.m. and 7:00 a.m. it is unlawful to participate in a party or gathering of people from which noise or music or other sound emanates in sufficient volume such as to unreasonably disturb the peace, quiet or repose of persons residing in a residential area. The city council may, in its discretion, approve a request for extended hours for an event(s). (Amended, Ord. No. 99-01; Ord. No. 03-05)

Subd. 2. Radios, paging systems. (Added, Ord. No. 03-05)

- (a) No person may use, operate, or permit the operation of any radio, receiving set, musical instrument, phonograph, tape, disc player or MP3 player, paging system, machine or any other device in a manner so as to unreasonably disturb the peace, quiet or repose of persons residing or visiting in a residential area.
- (b) Operation of any such device between the hours of 10:00 p.m. and 7:00 a.m. in such a manner as to be plainly audible at the property line of a structure of building in which it is located, in the hallway or apartment adjacent, or at a distance of 40 feet if the source is located outside of a structure or building, is prima facie evidence of a violation of this section.
- (c) Operation of any such device at any time in a motor vehicle in such a manner as to be plainly audible at a distance of 40 feet from the motor vehicle is prima facie evidence of a violation of this section.
- (d) When sound that violates this section is produced or reproduced by any such device in a motor vehicle, the motor vehicle's owner is guilty of the violation if the owner is present and allows the violation to occur or fails to take reasonable steps to stop the violation. If the motor vehicle's owner is not present at the time of this violation, the person in charge or control of the vehicle at the time of the violation is guilty of the violation. In addition to an owner or a driver, any person who controls or assists with the production or reproduction of sound violating this section is guilty of the violation.

Section 2010 - Public Property

2010.01. Defacement of buildings. It is unlawful to mark with ink, paint, chalk or other substance, or post handbills on, or in any other manner deface or injure school building or structure or municipal building or structure, or mark, deface or injure fences, trees, lawns or fixtures appurtenant to or located on the site of such buildings or structures or post handbills on such fences, trees or fixtures or place a sign on the site.

2010.03. Breach of peace on school grounds or municipal property. Whoever does any of the following on school ground or school property or on municipal grounds or municipal property knowing, or having reasonable grounds to know that it will, or will tend to, alarm, anger or disturb others or provide an assault or breach of the peace, is guilty of a misdemeanor:

- (a) engages in brawling or fighting; or
- (b) disturbs an assembly, meeting, school activity or class, not unlawful in its character; or
- (c) engages in offensive, obscene or abusive language or in boisterous and noisy conduct tending reasonably to arouse alarm, anger or resentment in others.

2010.05. Trespassing on school property. A person not in immediate attendance at the school and being in a school building or upon school premises may not trespass in or upon school property by remaining on the premises after being ordered to leave the premises by a school official. The person, having been ordered by a school official to leave a public school and having left such premises, may not re-enter said public school without the written permission of the school principal or the school official who gave the order to leave the public school. The term "school official" means the principal, assistant principal, or any school teacher.

Section 2012 - Skateboards and Roller Skates
(Added, Ord. No. 95-2, Sec. 1)

2012.01. Skateboards and roller skates. Subdivision 1. Findings. The city finds and determines that it is desirable and in the public interest to regulate and control the use of skateboards and roller skates and to prohibit their use entirely on certain public and private property within the city.

2012.03. Definitions. Subdivision 1. For the purposes of this section the terms defined in this subsection have the meanings given them.

Subd. 2. "Skateboard" means a device for riding upon, usually while standing, consisting of a piece of wood or other composition mounted on skate wheels.

Subd. 3. "Roller skate" means a form of skate having small wheels or rollers instead of a runner. The term shall also include devices commonly known as roller blades and roller skis.

Subd. 4. "Operate" means to ride on or upon or to control the operation of a skateboard or roller skates.

2012.05. Prohibitions and regulations. Subdivision 1. No person shall operate a skateboard or roller skates under the circumstances set forth in the following subdivision.

Subd. 2. On the private property of another without the express permission of the owner or occupant of such property.

Subd. 3. On private property upon which signs have been posted prohibiting the operation of skateboards or roller skates.

Subd. 4. On all public tennis courts within the city and on all sidewalk areas adjacent to the community center, municipal building, and public safety building.

Subd. 5. On all public areas where signs have been posted pursuant to council resolution prohibiting the operation of skateboards or roller skates.

Subd. 6. On any state or county highway located within the city except to cross said highway in an otherwise lawful fashion.

Subd. 7. In a careless, reckless or negligent manner so as to be likely to endanger the safety of any person or the property of any other person.

Subd. 8. To fail to yield the right of way to pedestrians upon emerging from any alley, driveway or building, upon approaching any sidewalk or sidewalk area extending across any alleyway.

Subd. 9. To fail to yield the right of way to any vehicle lawfully operating upon entering upon any roadway.

Subd. 10. To attach the skateboard or roller skates or the person of the operator to any vehicle upon a roadway.

Subd. 11. To place wax or any other substances on public property to facilitate the sliding of a skateboard or roller skate.

2012.07. Penalty. Subdivision 1. Any person who shall operate a skateboard or roller skates in violation of the provisions of this section shall be guilty of a petty misdemeanor. Any person who aids or abets the commission of the prohibited act described in Subsection 2012.05, subdivision 10 is guilty of a misdemeanor.

Subd. 2. Impoundment. Any police officer who observes any violation of this section is authorized to impound the skateboard or roller skates and to hold the same at the Police Department. The skateboard or roller skates will be immediately released to the parent or legal guardian of an operator under the age of 18 years, and shall be released to any operator 18 years of age or older following the expiration of a 24-hour impoundment period.

Section 2015 - Curfew Regulations
(Deleted, Ord. 01-05)

Hennepin County Ordinance 16 entitled "Juvenile Curfew",
as amended, hereby adopted by reference

Section 2020 - Nuisances; General
(Repealed, Ord. No. 06-05)

Section 2021 – Code Enforcement Abatement Regulations
(Added, Ord. 99-08)

2021.01. Code enforcement abatement regulations. Subdivision 1. Defining a nuisance. The term nuisance in this section refers to a class of legal wrongs which arise from a property owner/person's unreasonable or unlawful use of real or personal property and which produces annoyance, inconvenience, discomfort, hurt or is a threat to the general welfare, health, and safety of the city.

Also, "whoever has control of real property and permits it to be used to maintain a nuisance or lets the same, knowing it will be so used" is guilty of a misdemeanor.

Subd. 2. Public nuisances. The following is hereby declared a non-exclusive list of nuisances:

- (a) Accumulations of refuse, or other debris except lawful compost. See section 605 of the city code;
- (b) Snow or ice not removed from public sidewalks within 12 hours after the snow or other precipitation has ceased to fall (see section 805 of the city code);
- (c) Fences, walls, posts, and similar structures, stored firewood, other exterior storage, volunteer trees, bushes, or other plant life but not including wild, annual, or perennial flowers that are located within the public right-of-way (see section 510.25 of the city code);
- (d) Anything erected, placed, planted, maintained, or allowed to grow on a corner lot in any district in such manner as to materially impede sight between a height of three feet and ten feet above centerline grades of the intersection streets in the triangle bounded by the curb lines of such corner lot and a straight line joining points in such curb lines 35 feet from their intersection (see section 510.25 of the city code);
- (e) Passenger vehicles and trucks parked on an unapproved surface or in any inoperative state or unlicensed or unregistered, or any combination thereof, parked or stored in an outside location. Inoperative shall mean incapable of movement under its own power or the need of repairs or transportation to a junk yard (see section 510.25 of the city code);
- (f) All materials and equipment not stored within a building or not fully screened so as to be visible from adjoining properties, except for the following: clotheslines, operable recreational equipment and vehicles, construction and landscaping material being used in current projects on the premises, and off-street parking of passenger vehicles. (Amended, Ord. No. 06-02);
- (g) Any other violation of the city code which the city council or city manager deems likely to cause annoyance, inconvenience, discomfort, hurt or which is a threat to the general welfare, health, and safety of the city;

- (h) Engaging in any business or activity which is dangerous, hurtful, unwholesome, offensive or unhealthy to the neighborhood, or which constitutes an annoyance to the persons in the neighborhood, or is detrimental to the property in the neighborhood. (Added, Ord. No. 06-05)
- (i) Permitting, suffering, or maintaining, or failing to remove any offensive, nauseous, hurtful, dangerous, unhealthy condition resulting from a failure to properly dispose of garbage, sewage, waste, debris or any other unwholesome or offensive substance, liquid or thing, upon one's premises, or dropping, discharging, passing, depositing or otherwise delivering the same upon the premises of another or public property. (Added, Ord. No. 06-05)
- (j) Constructing or maintaining or permitting or suffering upon one's property any billboard, sign, poster, or advertisement, or to post, publish, promulgate, broadcast, display, issue or circulate any insulting, profane or abusive emblem, sign, or device, or blasphemous written or printed statement, calculated or such as is likely to cause a breach of the peace. (Added, Ord. No. 06-05)
- (k) Displaying, circulating, issuing or publishing any slanderous or obscene, immoral or lewd pictures, posters, literature, writings, drawing or oral statements. (Added, Ord. No. 06-05)
- (l) Permitting, suffering, or maintaining any fence, wall, planting, landscape materials, or any other item within 20 feet of any street right-of-way corner which interferes with or obstructs traffic visibility. (Added, Ord. No. 06-05)
- (m) Covering or blocking the doors or windows of a building with boards or timbers that are loose or rotting or the surface of which is unpainted or covered with cracked or blistering paint. (Added, Ord. No. 06-05)
- (n) A clandestine lab site as defined by Hennepin County Ordinance Number 25 (Public Health Nuisance Ordinance) and as adopted pursuant to section 635 of this code. (Added, Ord. No. 06-05)
- (o) Any other violation of the city code which the city council or city manager deems likely to cause annoyance, inconvenience, discomfort, hurt or which is a threat to the general health and safety of the city. (Added, Ord. No. 06-05)
- (p) Violation of the provisions of section 915.21 of this Code. (Added, Ord. No. 07-17)

Subd. 3. Abatement procedure. The code enforcement official shall follow the steps listed below:

- (a) Record complaint. Record all complaints received on the appropriate city form that lists the nature and location of the alleged violation.
- (b) Inspect property. Inspect property in question (after obtaining any necessary warrant/permission if necessary) and document the existence of any perceived nuisance.

- (c) Prepare correction notice. If it is determined that a nuisance exists, a notice of violation must be provided to the violator and said notice shall contain the following:
- (i) The nature of the violation and appropriate ordinance citation.
 - (ii) The necessary action needed to correct the violation.
 - (iii) The date by which the corrections must be made before the city will seek abatement.
 - (iv) The right of and the manner for the alleged violator to request a hearing before the city council unless it is an emergency case.
 - (v) A description of the penalties if the violation is not corrected.
 - (vi) A statement that all unreimbursed costs incurred by the city in abating the nuisance shall be assessed against the property unless payment is received within 30 days of the original billing to the property owner.
- (d) Serve correction notice. A notice shall be served to the property owner in person or by U.S. mail. If the premises are not occupied and or owner is unknown, the notice may be served by posting it on the premises.
- (e) Determine violation status. Determine whether the violation has been corrected by the set date in the notice.
- (f) Order abatement. If the violation has not been corrected the city manager may order the abatement be implemented by city staff or by a designated contractor or may place the abatement on the city council agenda for approval by resolution to abate.
- (g) Conduct clean up. Unless state law provides otherwise, failure of the property owner to correct a violation by the time the abatement is implemented shall constitute agreement that any materials on the area to be abated constitute rubbish and that the city of Robbinsdale or their contractor may dispose of them.
- (h) Document all costs. Document all costs involved including administrative, legal, clean up, and storage and/or disposal of any property removed.
- (i) Submit a bill. Submit a bill for the amount of the total costs of the abatement to the property owner.
- (j) Unpaid bills/assessment. The owner of the premises upon which a nuisance is abated by the city is personally liable for the costs of the abatement, including administrative costs. If the bill is not paid by the due date then the amount shall be a lien against the subject property and the amount shall be collected as a special assessment in the manner provided by Minnesota Statutes, chapter 429. (Amended, Ord. No. 06-05)

- (k) Recovery of costs related to clandestine lab sites. The city may recover costs incurred in the removal or abatement of a clandestine lab site, including any costs incurred by the city related to its enforcement obligations under Hennepin County Ordinance Number 25 (Public Health Nuisance Ordinance). The owner of the premises upon which a clandestine lab is abated is personally liable for the costs of the abatement, including any costs incurred by the city related to its enforcement obligations under Hennepin County Ordinance Number 25. If the owner does not pay such costs, the amount shall be a lien against the subject property and the amount shall be collected as a special assessment in the manner provided by Minnesota Statutes, chapter 429.101. (Added, Ord. No. 06-05)

Subd. 4. Time to correct. All nuisance corrections must be made within 14 days of mailing of the correction notice, unless a shorter or longer time is provided for by the city code (e.g. snow removal, etc.) or by the city council through the appeal process.

Subd. 5. Appeal. Any appeal must be filed within ten days of the mailing of the corrections notice unless another part of the city code provides a longer time period. The code enforcement officer may grant a time extension for extenuating circumstances. The city manager has the authority to deny any such time extension.

Subd. 6. Emergency case. The city manager or city council shall have the authority to determine which violations constitute an emergency case. An emergency case has no appeal process and requires immediate action. In other than emergency cases a letter, warning, citation or any combination thereof shall be issued prior to taking any abatement action.

Subd. 7. The city council and/or city manager may institute any lawful action or proceeding in the name of the city of Robbinsdale to prevent, remedy or abate any violation of the city code.

Subd. 8. Nothing in section 2021 shall prevent the city from taking such other actions as are permitted under law and the penalties provided herein shall be accumulative.

- Subd. 9. Penalties for prohibited acts. Penalties are provided for in section 115 of the city code.

2021.03. Securing vacant buildings and buildings unfit for occupancy. (Added, Ord. No. 07-18; Amended, Ord. No. 10-03)

- (a) Declaration of buildings unfit for occupancy. Any building which is damaged, decayed, dilapidated, unsanitary, unsafe, vermin or rodent infested, or which lacks provision for basic illumination, ventilation, or sanitary facilities to the extent that the defects create a hazard to the health, safety, or welfare of the occupants or of the public may be declared unfit for occupancy. Whenever any building has been declared unfit for occupancy, the enforcement officer shall order same vacated within a reasonable time and shall post a placard on same which shall: (Amended, Ord. No. 10-03)

- (1) Be in writing;
 - (2) Include a description of the property sufficient for identification;
 - (3) Include a statement of a reason or reasons why it is being issued;
 - (4) Include a description of the repairs and improvements required to bring the dwelling or multiple dwelling into compliance with the provisions of this section, and
 - (5) Include a statement of time to correct the violations.
- (b) Reoccupancy of buildings ordered to be vacated. It is unlawful for such building to be used for occupancy until the defective conditions have been corrected and written approval has been issued by the enforcement officer. It is unlawful for any person to deface or remove the declaration placard from any such building. (Amended, Ord. No. 10-03)
- (c) (Added, Ord. No. 10-03) Identification of vacant building. A building that is unoccupied and that meets one or more of the following conditions is deemed to be vacant:
- (1) property has been foreclosed upon as identified by the county;
 - (2) windows or entrances to the premises are boarded up or closed off, or multiple window panes are broken and unrepaired;
 - (3) doors to the premises are smashed through, broken off, unhinged or continuously unlocked;
 - (4) gas, electric or water service to the premises has been terminated;
 - (5) rubbish, trash, or debris has accumulated on the premises;
 - (6) the police or sheriff's office has received at least two reports within a 180 day window of trespassers on the premises, or of vandalism or other illegal acts being committed on the premises; or
 - (7) the premises are deteriorating and are either below or are in imminent danger of falling below minimum community standards for public safety and sanitation.

- (d) Secure unfit and vacated buildings. The owner of a building which has been declared unfit for human habitation, or which is otherwise vacant as set forth in subsection (c), above, must make same safe and secure so that it is not hazardous to the health, safety, or welfare of the public and does not constitute a public nuisance. Any vacant building open at doors or windows, if unguarded, shall be deemed a hazard to the health, safety, and welfare of the public and a public nuisance within the meaning of this section, and may be secured by the City under the provisions of Minnesota Statutes 463.251. The City Manager may order the City to proceed with the emergency securing of any vacant and unsecured building if, in the opinion of the City Manager the building presents an immediate danger to the health and safety of persons in the community. The City Manager's order shall be in writing and shall state the conditions showing the existence of an emergency. A copy of the order shall be promptly mailed to the record owner, the taxpayer identified in the county records, and the holder of any mortgage or sheriff's certificate. Failure to provide such notice shall not invalidate the order to secure. All costs incurred by the City for securing a vacant building under this Section may be charged against the real property as a special assessment pursuant to Minnesota Statutes 463.251, 463.21, and 463.151. (Amended, Ord. No. 10-03)
- (e) Hazardous building declaration. In the event that a building has been declared unfit for occupancy and the owner has not remedied the defects within a prescribed reasonable time, the building may be declared a hazardous building and treated consistent with the provisions of Minnesota Statutes. (Amended, Ord. No. 10-03)
- (f) Standards for boarded openings. All boarding over windows, doors or other openings shall be covered with ½" or thicker CDX plywood that is primed and painted to a light or matching color. The board(s) shall be the minimum number of pieces needed to cover the opening, well cut to fit and placed so there are no protruding edges. The board shall be mounted in such a manner or sealed at edges so that rainwater is shed away from interior structural components. Fasteners shall be galvanized or anodized finish and shall be placed at board corners and then no further than 12 inches apart around the board perimeter. (Amended, Ord. No. 10-03)

Section 2025 - Conduct in or Near School Buildings
or Grounds

2025.01. Definitions. Subdivision 1. For purposes of this section, the following terms have the meanings given them.

Subd. 2. "Public school" means any school building, school grounds, play area, parking lot or athletic field owned or leased by a public school district.

Subd. 3. "School official" means the principal, assistant principal, or any school teacher of a public school.

2025.03. Trespassing prohibited. A person may not trespass in or upon any public school by remaining upon the school premises after being ordered to leave by a school official.

2025.05. Permission required for reentry. A person, having been ordered by a school official to leave a public school and having left the premises, may not reenter the public school without the written permission of the school official who gave the order to leave the public school.

2025.07. Defacement of school buildings. A person may not mark with ink, paint, chalk or other substance, or post hand bills on, or in any other manner deface or injure fences, trees, lawns or fixtures appurtenant to or located on the public school, or post hand bills on such fences, trees or fixtures. Signs may not be placed or posted anywhere on a public school without the express permission of a school official.

2025.09. Breach of peace on school grounds. A person may not make or assist in making any noise, disturbance, diversion or activity by which peace, quiet and good order of the public school are disturbed.

2025.11. Fighting and brawling on school grounds. A person may not engage in, threaten to engage in, or assist in engaging in any riot, fight, brawl, tumultuous conduct or act of violence in a public school.

2025.13. Indecent language on school grounds. A person may not use foul, offensive, obscene or indecent language in a public school.

Section 2030 - Nudity in Certain Establishments

2030.01. Nudity in certain establishments. Subdivision 1. Definitions. For purposes of this section the terms defined in this subsection have the meanings given them.

Subd. 2. "Nudity" means the showing of the post-pubertal human male or female genitals, pubic area or buttocks with less than a fully opaque covering, or the showing of a post-pubertal female breast with less than a fully opaque covering of any portion thereof below the top of the nipple or the showing of covering male genitals in a discernibly turgid state.

Subd. 3. "Sadomasochistic abuse" means scenes involving a person or persons, any of whom are nude, clad in undergarments or in sexually revealing costumes, and who are engaged in activities involving the flagellation, torture, fettering, binding or other physical restraint of any such persons.

Subd. 4. "Sexual conduct" means acts of masturbation, homosexuality, sexual intercourse, or physical contact with a person's unclothed genitals, pubic area, buttocks or, if such person is a female, her breast.

Subd. 5. "Sexual excitement" means the condition of the human male or female genitals or the breasts of the female when in a state of sexual stimulation or the sensual experience of humans engaging in or witnessing sexual conduct or nudity.

Subd. 6. Prohibition. It is unlawful for the licensee, owner or manager of any establishment licensed pursuant to chapter XII of this code to permit or allow in such establishment nudity, sadomasochistic abuse, sexual conduct or sexual excitement as defined in this section, or for a person to participate or engage in such conduct. Violation of this subsection is grounds for the revocation of a license issued pursuant to chapter XII.

2030.03. Public display to minors. Subdivision 1. Definitions. As used in this section, the terms defined have the meanings given them.

Subd. 2. "Description or depiction of illicit sex or immorality" means:

- (a) human genitals in a state of sexual stimulation or arousal;
- (b) acts of human masturbation, sexual intercourse or sodomy;
- (c) fondling or other erotic touching of human genitals, pubic region, buttocks or female breast.

Subd. 3. "Nude or partially denuded figures" means:

- (a) less than completely and opaquely covered human genitals, pubic areas, buttocks, and female breast below a point immediately above the top of the areola;
- (b) human male genitals in a discernibly turgid state, even if completely and opaquely covered.

Subd. 4. "Knowingly" means having knowledge of the character and content of the publication or failure on notice to exercise reasonable inspection which would disclose the content and character of the same.

Subd. 5. Display prohibited. No person may knowingly display to public view at any business establishment frequented by minors under the age of 18 years or where minors are or may be invited as a part of the general public, any motion picture, or any still picture, or any photograph, or any book, pocketbook, pamphlet or magazine the cover or content of which, exploits, is devoted to, or is principally made up of sexual immorality or which is lewd, lascivious, or indecent, or which consists of pictures of nude or partially denuded figures poses or presented in a manner to provoke or arouse lust or passion or exploit sex, lust or perversion for commercial gain or any article or instrument of indecent or immoral use.

Section 2035 - Obstructing Pedestrian
or Vehicular Traffic

2035.01. Obstructing pedestrian or vehicular traffic. It shall be unlawful for any person or group of persons to loiter, stand, sit, lie, or remain upon or within any street, sidewalk, driveway, crosswalk or any public way or to otherwise occupy any portion thereof, or to place an object upon or within any street, sidewalk, driveway, cross-walk or any public way, with the intent or purpose to block, obstruct or interfere with the uninterrupted and orderly free flow of any pedestrian or vehicular traffic thereon.

2035.02. Violation of this section is a misdemeanor.

Section 2040 - Crystal Lake Speed Restrictions
(Added, Ord. No. 97-12)

2040.01. Purpose. Pursuant to Minnesota Statutes 86B.201-205, 459.20 and Minnesota Rules parts 6110.3000-6110.3700, it is the purpose of this section to temporarily regulate the operation and speed of watercraft on Crystal Lake and South Twin Lake.

2040.03. Definitions. Subdivision 1. For the purposes of this section, the following words and phrases have the meanings set forth below:

Subd. 2. "Persons" includes an individual, partnership, corporation or any body of persons whether incorporated or formed into an association or not.

Subd. 3. "Operate" means to navigate or otherwise use a watercraft.

Subd. 4. "Watercraft" has the meaning given in Minnesota Statutes 86B.005, subdivision 8.

Subd. 5. "Slow-no wake" means the operation of a watercraft at the slowest possible speed necessary to maintain steerage and in no case greater than 5 mph.

Subd. 6. "Crystal Lake" means section 5 and 6, township 029, range 24, the lake bordered by Lakeview Terrace Park on the south, Highway 81 on the west, Shoreline Drive on the north, Crystal Lake Boulevard on the east.

Subd. 7. "South Twin Lake" means section 6, township 029, range 24, sections 9 and 10, and sections 15 and 16, township 118, range 21, the lake bordered by Trunk Highway 100 on the north, Highway 81 on the west and County Road 9 on the south.

2040.05. Crystal Lake regulation. No person shall operate a watercraft at greater than a slow-no wake speed on Crystal Lake until the level has dropped to at least an elevation of 848 feet above sea level as determined by the engineering department and remained at or below that level for at least three consecutive days. (Amended, Ord. No. 01-04)

2040.06. South Twin Lake regulation. No person shall operate a watercraft at greater than a slow-no wake speed on South Twin Lake until the level has dropped to at least an elevation of 852.25 feet above sea level as determined by the engineering department and remained at or below that level for at least three consecutive days. (Added, Ord. No. 01-04)

2040.07. Exemptions. Authorized resource management, emergency and enforcement personnel, when acting in the performance of their duties, shall be exempt from the provisions of this section.

2040.09. Marking. The city of Robbinsdale shall be responsible for informing the public, posting notification at all public accesses and marking or buoying areas affected by this section as necessary to give reasonable notice of the speed restriction of this section.

2040.11. Enforcement. Primary responsibility for enforcement of this section shall rest with the Hennepin County sheriff's department. This, however, shall not preclude enforcement by other licensed peace officers.

2040.13. Penalties. Any person who shall violate any of the provisions of this section shall be guilty of a misdemeanor.