

CHAPTER 3**POLICE REGULATIONS****300. PERSONAL CONDUCT**

Section 300.01. Disorderly Conduct. Every person who shall do any of the following acts is hereby declared to be guilty of a misdemeanor:

Subd. 1. Disturbance. Willfully disturbs an assembly or meeting not unlawful in its character or the peace of any person or neighborhood;

Subd. 2. Indecent Conduct. Willfully and lewdly exposes his or her person or private parts, or procures another to do so, or engages in lewd, lascivious behavior or any act of public indecency;

Subd. 3. Profanity. Using profane, vulgar or indecent language in or about any public buildings, any place of business, or upon any of the streets, alleys or sidewalks of the City, as to be audible and offensive to any person;

Subd. 4. Unreasonable Acceleration. Acceleration of a motor vehicle so rapidly or abruptly that a tire or tires breaks traction with the surface causing a squealing sound or the dislodging of sand, gravel or other objects by the vehicle's tires when the peace or safety of any pedestrian, resident, driver, other person, animal, or property is disturbed or threatened thereby.

Section 300.03. Prohibited Drugs. The provisions of Minnesota Statutes, Chapter 152, as amended by the regular and extra sessions of the Legislature of the State of Minnesota, are hereby adopted and confirmed by the City of Medina and incorporated in this ordinance as completely as if set out in full.

Section 300.05. Trespass - Unlawful. It shall be unlawful for any person to do any of the following:

Subd. 1. Trespass by Individual. The uninvited entry on to the land of another for the purpose of consuming alcoholic beverages or using controlled substances;

Subd. 2. Trespass by Motor Vehicle. The uninvited entry by motor vehicle on to the land of another to facilitate the consumption of alcoholic beverages or the use of controlled substances;

Subd. 3. Permitting Trespass by Motor Vehicle. As owner of a motor vehicle, to allow the uninvited entry by motor vehicle on to the land of another to facilitate the consumption of alcoholic beverages or the use of controlled substances.

Section 300.07. Determination of Whether Entry Uninvited. An entry is uninvited if the person on the land cannot produce written or oral permission from the landowner or lessee for the entry, or if the landowner or lessee is not present and consenting to the entry.

Section 300.09. Determination of Purpose of Entry.

Subd. 1. To determine the purpose of an uninvited entry of a person or motor vehicle onto the land or another, the factors to be considered include, without limitation, the following:

- (a) Time of day;
- (b) Presence of containers intended to contain or containing alcoholic beverages;
- (c) Presence of equipment used to dispense alcoholic beverages;
- (d) Presence of paraphernalia containing identifiable residues of a controlled substance;
- (e) Noise level;
- (f) Lighting;
- (g) Identified physiological responses; and
- (h) Conduct of persons in the presence of a peace officer.

Section 300.11. Defenses. If the trier of fact finds that the landowner or lessee expressly consented, endorsed or ratified the entry onto land, such a finding shall constitute an absolute defense to charges under this section.

Section 300.13. Owner, Lessee Liability. A landowner, or lessee who expressly consents to, endorses, or ratifies an entry onto land is not presumed to be in control of the persons gathered on the land, nor is the landowner, or lessee presumed to have knowledge of an unlawful act merely because of express consent, endorsement, or ratification.