

CHAPTER 50. STREETS, SIDEWALKS AND OTHER PUBLIC PLACES

ARTICLE VIII. Unlawful Camping and Storage of Personal Property on Public Property.

Section 50-271. Purpose.

The public streets and public property, including, but not limited to open space, sidewalks, parks, buildings, and easements within the City, should be readily accessible and available to residents and the public at large. The use of these areas for camping purposes or storage of personal property interferes with the rights of others to use these areas as they were intended. The purpose of this Article is to conserve and maintain public streets and public areas within the City in a clean and accessible condition.

Section 50-272. Definitions. For purposes of this Article, the following definitions shall be used.

Camp means the erecting of or occupying camp facilities for the apparent purpose of overnight occupancy; to use camp paraphernalia.

Camp facilities include, but are not limited to, tarpaulins, tents, cots, beds, blankets, bedding, bedrolls, mattresses, pads, sleeping bags, hammocks, lanterns, stoves, or non-city designated cooking facilities and similar equipment.

Camp paraphernalia includes, but is not limited to, tarpaulins, tents, cots, beds, blankets, bedding, bedrolls, mattresses, pads, sleeping bags, hammocks, lanterns, stoves or non-designated cooking facilities and similar equipment.

Park shall have the meaning set forth in Section 50-166 of the City Code.

Public property means all publicly owned real property, including, but not limited to, any street, alley, sidewalk, pedestrian or transit mall, bike path, greenway, creek, waterway, lots, parcels, any other forms of improved or unimproved land or real property, or any other area encompassed within the public right-of-way; any park, parkway or other recreation facility; or any other grounds, buildings or other facilities owned or leased by the City or by any other public entity, regardless of whether such public property is vacant or occupied and actively used for any public purpose.

Section 50-273. Unlawful camping.

Unless specifically authorized by the City or designated as an authorized camping location, it shall be unlawful for any person to camp, occupy camp facilities or use camp paraphernalia upon Public Property.

Section 50-274. Storage of personal property in public places.

Unless specifically authorized by the City, it shall be unlawful for any person to accumulate excessive personal property or leave personal property unattended for thirty (30) minutes or more upon Public Property.

Personal property left on Public Property that is associated with attendance at a City authorized parade shall be excluded from the provisions of this Article and instead governed under Chapter 50, Article VII.

Section 50-275. Enforcement procedures.

No law enforcement officer shall issue a citation, make an arrest or otherwise enforce this Article against any person unless:

- (a) The officer first orally requests or orders the person to refrain from the alleged violation of this Article, and informs the person that if they fail to comply, the person may be cited or arrested for a violation of this Article; and
- (b) If, following the oral request or order required under paragraph (a) the person refuses to cooperate, the officer may proceed to cite or arrest the person for a violation of this Article.

Section 50-276. Violations.

Any person violating any provision of this Article is guilty of a misdemeanor and upon conviction shall be subject to the penalties set forth in Minnesota Statutes.

Section 50-277 thru 50-287. Reserved.