Ordinance No. 2017-05

An Ordinance amending sections 1045.020 and 1045.025 of the Minnetonka City Code, relating to miscellaneous criminal offenses

The City of Minnetonka Ordains:

Section 1. Section 1045.020 of the Minnetonka City Code is amended to read as follows:

1045.020. Sexual Conduct.
A person must not, in any place open to the public, engage in or attempt to engage in sexual conduct as defined in this section 1045.020. For purposes of this section, "sexual conduct" means human masturbation, sexual intercourse, or any touching of the genitals, pubic areas or buttocks of the human male or female, or the breasts of the female, whether alone or between members of the same or opposite sex or between humans and animals in an act of apparent sexual stimulation or gratification.

Section 2. Section 1045.025 of the Minnetonka City Code is amended to read as follows:

1045.025. Indecent Solicitation.
A person must not, in any public place, solicit or attempt to solicit another to engage in sexual conduct as defined in section 1045.020 or conduct that involves the touching of the genitals, buttocks or female breast for the purpose of sexual arousal, gratification, annoyance or offense. This section is not applicable if the proposed sexual conduct is consensual and is to occur in a private place and the solicitation does not occur in the presence of a minor. For purposes of this section, a "public restroom" and a "public changing area" as defined in city code section 1045.16 are not private places.

Section 3. This ordinance is effective 30 days after publication.

Adopted by the city council of the City of Minnetonka, Minnesota, on April 24, 2017.

Terry Schneider, Mayor

The stricken language is deleted; the underlined language is inserted.
Attest:

David E. Maeda, City Clerk

**Action on this Ordinance:**

Date of introduction: March 27, 2017  
Date of adoption: April 24, 2017  
Motion for adoption: Acomb  
Seconded by: Bergstedt  
Voted in favor of: Wagner-Ellingson-Acomb-Wiersum-Bergstedt-Schneider  
Voted against: None  
Abstained: None  
Absent: Allendorf  
Ordinance adopted.

Date of publication: May 4, 2017

I certify that the foregoing is a true and correct copy of an ordinance adopted by the city council of the City of Minnetonka, Minnesota, at a meeting held on April 24, 2017.

David E. Maeda, City Clerk

The stricken language is deleted; the underlined language is inserted.