

VILLAGE OF MENANDS

RESOLUTION INTRODUCING LOCAL LAW NO.7 OF 2026

A RESOLUTION INTRODUCING A LOCAL LAW ENTITLED

“A LOCAL LAW ADDING CHAPTER 139 TO THE CODE OF THE VILLAGE OF MENANDS, ENTITLED ‘KRATOM AND SYNTHETIC ALKALOID PRODUCTS,’ TO REGULATE THE SALE OF SYNTHETIC KRATOM AND 7-HYDROXYMITRAGYNINE PRODUCTS”

WHEREAS, a proposed Local Law entitled “A Local Law Adding Chapter 139 to the Code of the Village of Menands, Entitled ‘Kratom and Synthetic Alkaloid Products,’” has been presented to the Board of Trustees of the Village of Menands for its consideration; and

WHEREAS, the purpose of said Local Law is to regulate the sale of synthetic kratom products and products containing concentrated 7-hydroxymitragynine (7-OH) in order to protect the public health, safety, and welfare of Village residents; and

WHEREAS, the Board of Trustees desires to formally introduce said Local Law and provide for a public hearing thereon pursuant to the Municipal Home Rule Law;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Village of Menands as follows:

Section 1. Introduction of Local Law

The proposed Local Law entitled “A Local Law Adding Chapter 139 to the Code of the Village of Menands, Entitled “Kratom and Synthetic Alkaloid Products” is hereby introduced before the Board of Trustees of the Village of Menands.

Section 2. Public Hearing

A public hearing on said proposed Local Law shall be held on Monday September 21, 2026, at 6 p.m., at which time all interested persons shall be heard.

Section 3. Notice of Public Hearing

The Village Clerk is hereby authorized and directed to cause notice of said public hearing to be published in the official newspaper of the Village and posted in accordance with applicable law.

Section 4. SEQRA Determination

The Board of Trustees hereby determines that the adoption of the proposed Local Law is a Type II action pursuant to the New York State Environmental Quality Review Act (SEQRA) and requires no further environmental review.

Section 5. Effective Date

This chapter shall take effect immediately upon filing with the Secretary of State in accordance with the Municipal Home Rule Law.

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VILLAGE OF MENANDS NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Menands will hold a Public Hearing on a proposed Local Law entitled: "A Local Law Adding Chapter 139 to the Code of the Village of Menands, Entitled 'Kratom and Synthetic Alkaloid Products,' to Regulate the Sale of Synthetic Kratom and 7-Hydroxymitragynine Products."

On Monday Date: _____ at 6 PM in the Menands School Library, 19 Wards Lane, Menands, New York

PURPOSE:

The purpose of the proposed Local Law is to protect the public health, safety, and welfare by regulating the sale of synthetic kratom products and products containing concentrated or enhanced 7-hydroxymitragynine (7-OH), which may pose increased risks due to their potency and opioid-like effects.

SUMMARY OF PROPOSED LOCAL LAW:

The proposed Local Law would:

- Prohibit the sale, distribution, or offering for sale of synthetic kratom products within the Village;
- Prohibit the sale of products containing concentrated or enhanced 7-hydroxymitragynine (7-OH);
- Establish limits on allowable concentrations of certain kratom alkaloids;
- Provide for enforcement by Village officials;
- Establish penalties for violations; and
- Permit the continued sale of natural kratom products that comply with New York State law.

FURTHER NOTICE IS HEREBY GIVEN that a copy of the proposed Local Law is on file in the Office of the Village Clerk, Village Hall, 280 Broadway, Menands, New York, and is available for public inspection during normal business hours and on the Village Website www.menandsny.gov.

FURTHER NOTICE IS HEREBY GIVEN All persons will be allowed to be heard at such a public hearing. All are encouraged to attend and comment at or to present comments in writing to Clerk Handerman before noon on July 20, 2026, at dhanderhan@menandsny.gov. Such public hearings are open to the public and accessible to the handicapped. You may attend the Public Hearing in person in the Village Hall second floor of 250 Broadway or via the Google Meets link: meet.google.com/mre-txbp-btk or Join by phone (US) +1 401-646-0768 PIN: 541 841 494# The regular Board meeting to follow. Time limitations may be imposed for each oral statement, if necessary.

By Order of the Village Clerk
Don Handerman
Village of Menands

Chapter 139

Kratom and Synthetic Alkaloid Products

HISTORY: Adopted by the Board of Trustees of the Village of Menands -2026 by L.L. No. __-2026.

§ 139-1. Title; legislative intent.

This chapter shall be known as the “Kratom Product Safety and Synthetic Alkaloid Regulation Law of the Village of Menands.”

The Board of Trustees hereby finds and determines that the sale of synthetic kratom products and products containing concentrated 7-hydroxymitragynine (7-OH) poses a potential threat to the health, safety, and welfare of residents due to their opioid-like effects, increased potency, and potential for misuse. The purpose of this chapter is to regulate such products to protect the public health and safety.

§ 139-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

KRATOM

Any product derived from the plant *Mitragyna Speciosa*, including leaves, powders, extracts, or consumable forms.

7-HYDROXYMITRAGYNINE (7-OH)

A psychoactive alkaloid derived from kratom, including natural, synthetic, or semi-synthetic forms.

SYNTHETIC KRATOM PRODUCT

Any product containing chemically synthesized, altered, or enhanced kratom alkaloids, including but not limited to concentrated 7-hydroxymitragynine or similar analog compounds.

RETAIL SALE

Any sale, offer for sale, or distribution to a consumer within the Village, including in-person transactions, vending, or delivery.

§ 139-3. Prohibited acts.

A. It shall be unlawful for any person, firm, or corporation within the Village of Menands to sell, offer for sale, distribute, or otherwise provide any synthetic kratom product.

B. It shall be unlawful to sell, offer for sale, distribute, or otherwise provide any product containing concentrated or enhanced 7-hydroxymitragynine (7-OH).

C. It shall be unlawful to sell any kratom product that:

(1) Contains more than two percent (2%) 7-hydroxymitragynine by weight; or

(2) Has been manufactured or altered to increase its psychoactive potency beyond naturally occurring levels.

§ 139-4. Exemptions.

This chapter shall not apply to:

A. The sale of naturally occurring kratom products that comply with applicable New York State laws and regulations;

B. Kratom products that do not contain synthetic or concentrated alkaloids as defined herein.

§ 139-5. Enforcement.

This chapter shall be enforced by the Village Code Enforcement Officer, the Menands Police Department, or any other official designated by the Board of Trustees.

§ 139-6. Violations and penalties.

A. Any person or entity found to be in violation of this chapter shall be subject to a fine not exceeding:

(1) One thousand dollars (\$1,000) for a first offense;

(2) Two thousand five hundred dollars (\$2,500) for a second offense;

(3) Five thousand dollars (\$5,000) or revocation of any applicable permit or license for subsequent offenses.

B. Each day that a violation continues shall constitute a separate offense.

§ 139-7. Severability.

If any clause, sentence, paragraph, subdivision, or part of this chapter shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect the remainder thereof.

§ 139-8. Effective date.

This chapter shall take effect immediately upon filing with the Secretary of State in accordance with the Municipal Home Rule Law.