

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing pursuant to Section 859-a of the N.Y. General Municipal Law (the “**Public Hearing**”) will be held by the Dutchess County Industrial Development Agency (the “**Agency**”) on the 8th day of October, 2021 at 9:30 a.m., local time, at the Town of East Fishkill Town Hall located at 330 Route 376, Hopewell Junction, New York 12533, in connection with a project proposed by Rolling Frito-Lay Sales, LP, described below. The Public Hearing will also be accessible online and members of the public may listen to the Public Hearing and comment on the Project and the proposed benefits to be granted to the Company by the Agency during the Public Hearing by logging into the Zoom Platform at <https://us06web.zoom.us/j/86074791880> or calling 1-929-436-2866 Meeting ID: 860 7479 1880. Comments may also be submitted to the Agency in writing or electronically as described below. Minutes of the Public Hearing will be transcribed and posted on the Agency’s website.

ROLLING FRITO-LAY SALES, LP, a Delaware limited partnership authorized to transact business in New York, having offices at 7701 Legacy Drive, Plano, Texas 75024 (the “**Company**”), submitted an application (the “**Application**”) to the Agency requesting the Agency provide certain “financial assistance” (within the meaning of the Act) with respect to the Facility (hereinafter defined), including potential exemptions from certain sales and use taxes and real property taxes (collectively, the “**Financial Assistance**”) for the following project (the “**Project**”) in connection with the acquisition, construction, improvement, reconstruction, repair, renovation, installation, furnishing and equipping of a certain distribution and warehousing facility (the “**Facility**”) consisting of the following: (a) the construction of one approximately 150,000 square foot, multi-story structure to be used as a high-technology fulfillment center, one approximately 9,700 square foot, one-story structure to be used as a fleet center, and one approximately 320 square foot, one-story structure to be used as a guard house (collectively, the “**Improvements**”) located on approximately 28.42 acres of land located at 10-350 North Drive, Town of East Fishkill, County of Dutchess, State of New York, being portions of three parcels of land bearing Tax Map Grid Nos. 132800-6356-04-861300, 132800-6356-04-950353, 132800-6456-03-054349 (the “**Land**”); and (b) the acquisition and installation of new equipment, machinery and other personal property for use in the premises described above (collectively the “**Equipment**”). The Facility will be initially owned, operated and/or managed by the Company.

The Agency shall appoint the Company its agent for the purpose of the construction, improvement, reconstruction, repair, renovation, installation, furnishing and equipping of the Facility as defined above. The Agency proposes to acquire an interest in the Facility and lease the Facility to the Company. At the end of the lease term, the Company will acquire the interest in the Facility from the Agency.

The Agency is contemplating providing the Financial Assistance to the Company with respect to the Facility by granting a real property tax exemption and providing for payments in lieu of real property taxes. The Financial Assistance will also include an exemption from all state and local sales and use taxes with respect to the qualifying personal property included within the Facility or used in the construction, improvement, reconstruction, repair, renovation, installation, furnishing and equipping

of the Facility. The proposed real property tax abatement will be a permitted deviation from the Agency's Uniform Tax Exemption Policy and this Notice of Public Hearing, when transmitted to the affected taxing jurisdictions, shall serve as notice under Section 874(4)(b) of the New York General Municipal Law as to the proposed deviation.

The Agency will at the above-stated time and place hear all persons with views in favor of or opposed to the issuance of the Financial Assistance described above or the location or nature of the Project. Interested parties may present their views both orally and in writing with respect to the Project. Written comments can be submitted to the Executive Director, Sarah Lee, via e-mail at sarah@thinkdutchess.com or via mail to the Agency at 3 Neptune Road, Poughkeepsie, New York 12601.

A copy of the Company's Application is available for review by the public upon request to the Executive Director.

Dated: Poughkeepsie, New York
September 24, 2021

DUTCHESS COUNTY INDUSTRIAL
DEVELOPMENT AGENCY

By: /s/ TIMOTHY DEAN
Timothy Dean, Chairman