

**SUMMARY OF
TRUCK ROUTING AGREEMENT
4/11/2022**

PepsiCo, Inc., and its affiliate, Bottling Group, LLC (“**Pepsi**”) propose to enter into the enclosed Truck Routing Agreement with High Point Master Association, Inc. (the “**Association**”). The following are key elements and terms of the Agreement:

- The Association is the property owners’ association representing all of the commercial and residential property owners within the High Point development project. These property owners are anticipated to be the most affected by Pepsi’s proposed construction of a bottling plant within High Point.
- The Association’s board members are presently appointed by Westside Investment Partners, the master developer of High Point. However, in accordance with state law, Westside will be required to turn over control of the Association to property owners as High Point builds out. Thus, property owners—through the Association—will have the ability to enforce the Agreement.
- The Agreement establishes a truck route for commercial vehicles traveling to and from the proposed bottling plant. That truck route will require departing trucks to use 69th Avenue westbound to Tower Road northbound to Pena Boulevard. Trucks are not permitted to travel south on Tower Road, except in emergencies where the primary truck route is closed or otherwise impassable.
- The Agreement provides for notice from the Association in the event of violation, and provides an opportunity for Pepsi to cure such violations. If Pepsi does not cure any violation, then the Association has the right to bring an action to enforce the terms of the Agreement.