



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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September 9, 2009

Mr. Michael Stahl, Technical Manager
Frito-Lay, Inc.
2810 Kennedy Drive
Beloit, WI 53511

Subject: Acceptance Letter for Tier 1 of Green Tier

Dear Mr. Stahl:

Congratulations! The Wisconsin Department of Natural Resources (DNR) is pleased to approve your application and accept you into Green Tier. This letter of acceptance recognizes the value of Frito-Lay, Inc., Beloit's accomplishments to date. You have proposed future projects and goals in your application which continue to demonstrate your commitment to superior environmental performance.

By entering the Green Tier program and through your commitment to an Environmental Management System (EMS), you will systematically identify opportunities for environmental improvement. Frito-Lay, Inc, Beloit commits to supporting the overarching environmental goals of the corporation by continuing to minimize waste, conserve energy, reduce emissions and save water. You have also committed to perform an annual audit of your EMS, with every third audit performed by an outside environmental auditor approved by the department. Should circumstances arise that delay the fulfillment of these commitments, please notify us.

As a part of your commitments, you have agreed to submit to DNR an annual report regarding your participation in the program. These reports should document your current objectives and targets, as well as discuss any measured progress made toward those goals stated in your EMS or in your application. Attached to this letter is guidance on meeting your annual reporting commitments. You should also present the results of your annual EMS and environmental compliance audits if you choose to include compliance audits as part of your environmental performance objectives. Results of audits conducted under this program should be disclosed as part of your annual report and follow the format provided under §299.83 (6m), Wis. Stats. As a Green Tier participant you will be afforded deferred civil enforcement for violations that are disclosed in the report and corrected in timely fashion. Please note that nothing in this acceptance letter replaces any obligation that you have to report and correct any violations of law or regulation. Your first report should be submitted to Mark McDermid with a copy to your single point of contact by March 31, 2010 and annually thereafter.

Our experiences have shown that organizations realize significant benefits from working regularly with an external group of interested stakeholders. As your participation in Green Tier matures, we would encourage you to collaborate with stakeholders in the development of your objectives and targets. The department can provide assistance in forming such a group should

you require it. We also ask that you describe this and other communications with concerned entities in your annual report.

In recognition of Frito-Lay, Inc. - Beloit's status as a Green Tier participant, and having in place a functionally equivalent EMS as defined under §299.83 (1) (dg) Wis. Stats., the department agrees to conduct any inspections of the participant's covered facilities or activities that are required under chs. 29 to 31, 160, and 280 to 299 at the lowest frequency permitted under those chapters, except that the department may conduct an inspection whenever it has reason to believe that a participant is out of compliance with a requirement in an approval or with an environmental requirement.

This letter authorizes your company to use the Green Tier logo on written materials related to your participating facilities. Please see the guidelines provided for further information regarding the use of the logo. The department has committed to annually celebrate your participation in the program through a press release, and will publicize Frito-Lay, Inc. - Beloit as a Green Tier participant on the DNR website.

Finally, Brian Barbieur has been assigned as your single point of contact. He can be reached at 608-743-4843 or at brian.barbieur@wisconsin.gov. Please contact Brian with any questions concerning communications with the department, approvals you may be required to obtain, or for any technical assistance you need.

I want to welcome you as a Tier 1 participant. We are ready to work with you to build a customized relationship under Green Tier as your specific environmental and business opportunities develop.

Sincerely,

/s/ Matthew Frank

Matthew J. Frank, Secretary
Wisconsin Department of Natural Resources

Attachments: [Annual Report Guidelines](#)
Green Tier Logo Files and Guidance CD