



State of Utah

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DIVISION OF WATER QUALITY
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April 10, 2026

DIVISION OF WATER QUALITY
UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY
PUBLIC NOTICE TO ISSUE A SECTION 401 WATER QUALITY CERTIFICATION

PURPOSE OF PUBLIC NOTICE

The purpose of this public notice is to declare the State of Utah's intention to issue a Section 401 Water Quality Certification with Conditions under the authority of the Federal Clean Water Act (33 U.S.C. § 1341), and consistent with the Utah Water Quality Act, Title 19, Chapter 5, Utah Code and Utah Administrative Code R317-15.

PERMIT INFORMATION

PERMITTEE NAME: Cross Country Equity, LLC
MAILING ADDRESS: 3138 North 1250 West
Pleasant View, Utah 84414
PROJECT LOCATION: Brigham City, Box Elder County, Utah
PROJECT: Point Perry Project
CERTIFICATION NO.: DWQ-2025-12001
WATERCOURSES: Emergent marsh and saline wet meadow wetlands in Box Elder County, Utah.

BACKGROUND

Cross Country Equity, LLC. (Project Proponent) proposes the construction of a commercial development known as the Pointe Perry Project, (Proposed Project) The Proposed Project is situated on a 3.52-acre undeveloped lot located at 1690 West 1100 South Brigham City, Box Elder County, Utah. The site is on the west side of Interstate 15, adjacent to existing commercial facilities. The project will include the construction of a commercial building, utilities, parking lots, and sidewalks. A stormwater detention pond will also be constructed on the southern boundary of the site which will discharge into an unnamed ditch flowing into the Bear River for long-term stormwater management. The Project Proponent asserts that development is necessary to support the regional growth of Brigham City. The Proposed Project will permanently impact 0.83 acres of emergent marsh and saline wet meadows classified as Waters of the United States (WOTUS). The project has been engineered to avoid WOTUS impacts while still meeting the Proposed Project needs. The Project Proponent asserts that Best Management Practices (BMPs) will be utilized to minimize water quality impacts during construction. Machine Lake credits will be purchased at a 1:1 ratio as compensatory mitigation.

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401 Water Quality Certification-
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PUBLIC COMMENTS

Public comments are invited any time prior to the deadline of the close of business on **April 27, 2026**. Written public comments can be submitted to: Linsey Shafer, General Permitting Section, Utah Division of Water Quality, PO Box 144870, Salt Lake City, Utah 84114-4870 or by email at: wqcomments@utah.gov. After considering public comments the Utah Division of Water Quality may execute the Section 401 Water Quality Certification issuance, revise it or abandon it. The Section 401 Water Quality Certification is available for public review under <https://deq.utah.gov/public-notices-archive/water-quality-public-notices> A copy may be obtained by contacting Utah Division of Water Quality at (801) 536-4300.

DWQ-2026-001656